代號:2501 頁次:4-1

## 106年公務人員特種考試司法人員、法務部調查局調查人員、國家安全局國家安全情報

|            | 人貞、海  | 岸巡防人員及                                  | 及移民行政人員           | 考試試題                                  |  |
|------------|---|---|-------------------|---------------------------------------|--|
| 考          | 試 別:調查人員  |   |                   |                                       |  |
| 等          | 別:四等考試  |   |                   |                                       |  |
| 類          | 科 組:各組別   |   |                   |                                       |  |
| 科          | 目:綜合法政知識與英  | 文(包括中華民                                 | .國憲法、法學緒論         | 、兩岸關係、英文)                             |  |
| 考言         | 试時間:1小時   |   | 座                 | 选號:                                   |  |
| <b>※</b> 注 | E意:(一)本試題為單一選擇題,請<br>(二)本科目共50題,每題2分<br>(三)禁止使用電子計算器。 |   | 當的答案,複選作答者,       | 該題 <u>不予計分</u> 。                      |  |
| 1          | 依憲法第 137 條第 1 項規定,下                                   | 列何者是該項明示之                               | 國防目的?             |                                       |  |
|            | (A)維護世界和平 (B)維護                                       | 宗教平等                                    | (C)維持交通安全         | (D)提升環境保護                             |  |
| 2          | 下列何者非屬表現自由之範疇?  |   |                   |                                       |  |
|            | (A)集會自由 (B)遷微   | 自由                                      | (C)言論自由           | (D)講學自由                               |  |
| 3          | 依司法院釋字第 485 號解釋,平                                     | 等原則係保障人民在                               | 法律上地位之何種平等?       |                                       |  |
|            | (A)實質平等 (B)機柄   | 平等                                      | (C)絕對平等           | (D)形式平等                               |  |
| 4          | 依司法院釋字第 459 號解釋,若                                     | 去規規定,不服徵兵                               | 機關兵役體位判定者,僅       | 得向其直接上級徵兵機關為                          |  |
|            | 之,不得提起外部救濟,係侵害  | 人民何項自由或權利                               | ?                 |                                       |  |
|            | (A)人身自由 (B)平等   | 權                                       | (C)訴訟權            | (D)言論自由                               |  |
| 5          | 依司法院大法官解釋,下列剝奪人身自由之措施,何者無須由法院決定?                      |   |                   |                                       |  |
|            | (A)行政執行法之管收   |   |                   |                                       |  |
|            | (B) 傳染病防治法之強制隔離                                       |   |                   |                                       |  |
|            | (C)人出國及移民法所規定之逾越                                      |   |                   |                                       |  |
|            | (D)臺灣地區與大陸地區人民關係                                      |   |                   |                                       |  |
| 6          | 憲法上關於國家預算及決算規定  | ,下列敘述何者正確                               | ?                 |                                       |  |
|            | (A)立法院有議決預算案之權  |   |                   |                                       |  |
|            | (B)預算案應由財政部部長提出                                       |   |                   |                                       |  |
|            | (C)行政院應向立法院提出決算,                                      |   | () 十 (b) (克) * 芒  |                                       |  |
| 7          | (D)為維護司法獨立,年度司法概<br>工型/司表工系科图家法第 80 / K F             |   |                   |                                       |  |
| 7          | 下列何者不受我國憲法第80條所                                       | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |                   | (1) 八数 早微 武 禾 早 会 禾 早                 |  |
| 8          | (A)司法院大法官 (B)智慧<br>依法現行監察院副院長如何產生                     | 財產法院法官                                  | (C)可広事份目          | (D)公務員懲戒委員會委員                         |  |
| 0          | (A)監察院院長指派  |   | (B)由監察委員互選產生      |                                       |  |
|            | (A) 監察院院長損名,送請總統任命                                    |   | (D)由總統提名,經立法院同意任命 |                                       |  |
| 9          | 依憲法本文規定,中央與地方權  |   |                   |                                       |  |
| ,          | (A)中央 (B)省  |   | (C)市              |                                       |  |
| 10         | 依據憲法增修條文之規定,省主  |   | · · · · · · ·     | · · · · · · · · · · · · · · · · · · · |  |

11 將抽象之法律規定,應用於具體社會現象,使生某種法律效果之過程,學理上稱之為下列何者? (A)法律適用 (C)法律效力 (D)法律淵源

(B)法律解釋

(B)行政院院長提請總統任命

(D)由省諮議會議員選出

(A)總統提名,經立法院同意而任命

(C)省民直選

代號:2501 頁次:4-2

|                                   |                                     |  |  | <del>// // · -</del>                   |  |  |
|-----------------------------------|-------------------------------------|--|--|--|--|--|
| 12                                | 依據全民健康保險法第2                         | 條規定,下列有關眷屬定 <mark></mark>                | ·<br>長何者正確?                              |  |  |  |
|                                   | (A)被保險人之配偶,且有                       |  |  |  |  |  |
|                                   | (B)被保險人之配偶,且沒                       |  |  |  |  |  |
|                                   | (C)被保險人之直系血親尊                       |  |  |  |  |  |
|                                   |                                     | 血親卑親屬未滿二十歲且沒<br>血                        | 2.右職業去                                   |  |  |  |
| 13                                |                                     | <sup>皿祝华祝</sup> 屬不兩一「歲五岁<br>本或公積之敘述,何者錯記 |  |  |  |  |
| 13                                | . ,                                 |  | 央 :                                      |  |  |  |
|                                   | (A)公司法已删除最低資本額                      | ,  |  | ++==================================== |  |  |
|                                   |                                     |  | 了分之二十五之部分,按股東<br>「4、、二、、 、 、 、 、 、 、 、 、 |  |  |  |
|                                   |                                     |  | 了分之五十之部分,按股東持                            | 股比例分配股思與紅利                             |  |  |
|                                   |                                     | <b>济債權為出資時,其抵充股份</b>                     | 了之數額應經重事會決議                              |  |  |  |
| 14                                | 下列何者不屬於刑法所規                         |  |  |  |  |  |
|                                   | (A)障礙未遂                             | (B)幻覺未遂                                  | (C)不能未遂                                  | (D)中止未遂                                |  |  |
| 15                                | 下列何者非屬法人之有代                         | 表權之人?                                    |  |  |  |  |
|                                   | (A)法人之清算人                           | (B)法人之董事                                 | (C)法人之法律顧問                               | (D)法人之監察人                              |  |  |
| 16                                | 甲向乙借一百萬元,甲乙                         | 間消費借貸利息,依民法規                             | 見定,下列敘述何者錯誤?                             |  |  |  |
|                                   | A)甲乙間如未約定利率亦無其他法律規定,則以週年利率為百分之五計算利息 |  |  |  |  |  |
|                                   | (B)甲乙間如約定利率超過;                      | (B)甲乙間如約定利率超過週年百分之十二者,經過一年後甲得隨時清償原本      |  |  |  |  |
| ©甲乙間如有約定利率,其利率不得超過週年百分之二十,否則該約定無效 |                                     |  |  |  |  |  |
|                                   | (D)原則上利息不得滾入原                       | 本,再生利息                                   |  |  |  |  |
| 17                                | 下列何種遺囑,應經親屬                         | 會議認定其真偽?                                 |  |  |  |  |
|                                   | (A)代筆遺囑                             | (B)密封遺囑                                  | (C)口授遺囑                                  | (D)自書遺囑                                |  |  |
| 18                                | 作為限制憲法上權利之法                         | 律規範,一般以下列何種原                             | 原則為該法律規範之內在界                             | 限?                                     |  |  |
|                                   | (A)比例原則                             | (B)民主原則                                  | (C)法治原則                                  | (D)法定原則                                |  |  |
| 19                                | 中華民國 94 年 12 月 28 日2                | 公布之政府資訊公開法第24                            | 條規定:「本法自公布日施                             | 行」。該法生效日期為:                            |  |  |
|                                   |                                     |  | (B)中華民國 94 年 12 月 29                     |  |  |  |
|                                   | (C)中華民國 94 年 12 月 30                |  | (D)中華民國 94 年 12 月 31                     |  |  |  |
| 20                                | 成文法與不成文法之分類                         |  | .,                                       |  |  |  |
|                                   |                                     |  | (C)法之適用範圍                                | (D)法之適用對象                              |  |  |
| 21                                |                                     |  | 流」,其中兩岸交流不包括                             |  |  |  |
|                                   | (A)學術交流                             | (B)文化交流                                  | (C)政治交流                                  | (D)體育交流                                |  |  |
| 22                                | 4 1142 43.5                         |  | 大陸地區人民經許可進入臺                             | ,,, ,, ,, ,,                           |  |  |
| 22                                |                                     |  | 己為公職候選人及組織政黨                             |  |  |  |
|                                   |                                     |  |  |  |  |  |
| 22                                | (A)3 年                              | ·  | (C)8年                                    | (D)10年                                 |  |  |
| 23                                |                                     |  | ,以下何者非其具體內容?                             |  |  |  |
|                                   | (A)爭取免簽待遇或落地簽                       |  | (B)推動加入聯合國                               |  |  |  |
|                                   | (C)積極參與區域經濟整合                       |  | (D)提出「東海和平倡議」                            | )                                      |  |  |
| 24                                |                                     |  | <b>万對臺軍售案,其依據何項</b>                      |  |  |  |
|                                   |                                     |  | C)美國租借法案                                 | (D)八一七公報                               |  |  |
| 25                                | 大陸對臺最高決策組織下                         | 列何者正確?                                   |  |  |  |  |
|                                   | (A)國務院臺灣事務辦公室                       |  | (B)中共中央對臺工作領導                            | 小組                                     |  |  |
|                                   | (C)中共中央軍事委員會                        |  | (D)海峽兩岸關係協會(海                            | 協會)                                    |  |  |

代號:2501 頁次:4-3

| 26 |  | 往往受到所謂「三公報一法報<br>報 ③八一七公報 ④臺灣       | _                              | 序,下列何者正確?   |  |  |
|----|--|-------------------------------------|--------------------------------|---|--|--|
|    | (A) 1 2 3 4  | (B)(1)(4)(2)(3)                     | (C)(2)(1)(3)(4)                | (D) ( <u>2</u> ) ( <u>1</u> ) ( <u>4</u> ) ( <u>3</u> ) |  |  |
| 27 | 下列那一位中共領導人任內,制定反分裂國家法?   |                                     |                                |   |  |  |
|    | (A)習近平   | (B)胡錦濤                              | (C)江澤民                         | (D)鄧小平  |  |  |
| 28 | 面對中共威脅,美國對   | 臺灣安全承諾與保障,除臺                        | 臺灣關係法外,尚有雷根政                   | 府(Ronald Reagan)「六項                                     |  |  |
|    | 保證」。下列何項不符「六項保證」內容?  |                                     |                                |   |  |  |
|    | (A)美方無意設定對臺軍   | 售結束期限                               | (B)美方不同意對臺軍售                   | 一事與中共事先諮商   |  |  |
|    | (C)美方將促使臺灣與中   | 共進行和談                               | (D)美方不會修改臺灣關                   | 係法  |  |  |
| 29 | 2005 年 3 月中共通過反  | 5分裂國家法,將武力犯臺                        | 法律化,該法第8條規定採                   | 採取「非和平方式」之條件與   |  |  |
|    | 時機。下列何項非其內容?   |                                     |                                |   |  |  |
|    | (A)「臺獨」分裂勢力以   | (A)「臺獨」分裂勢力以任何名義、任何方式造成臺灣從中國分裂出去的事實 |                                |   |  |  |
|    | (B)發生將會導致臺灣從   | 中國分裂出去的重大事變                         |                                |   |  |  |
|    | (C)發生外國侵占臺灣之事實   |                                     |                                |   |  |  |
|    | (D)和平統一的可能性完   | 全喪失                                 |                                |   |  |  |
| 30 | 大陸領導人習近平提出   | 兩岸關係之「定海神針」為                        | 為何?                            |   |  |  |
|    | (A)一國兩制  | (B)和平統一                             | (C)九二共識                        | (D)和平協議   |  |  |
| 31 | John twisted his ankle. T  | herefore, he couldn't walk bu       | ıt                             |   |  |  |
|    | (A) limp   | (B) lump                            | (C) lame                       | (D) limb  |  |  |
| 32 | Many people are convir   | nced that digital learning is       | the most important i           | n education since the printing                          |  |  |
|    | press.   |                                     |                                |   |  |  |
|    | (A) innovation   | (B) procreation                     | (C) evolution                  | (D) resolution  |  |  |
| 33 | The baby when his  | s mother tickled his armpit an      | d belly.                       |   |  |  |
|    | (A) giggled  | (B) stripped                        | (C) strangled                  | (D) grumbled  |  |  |
| 34 | Millions of people fled across the border because of the situation of the civil war. |                                     |                                |   |  |  |
|    | (A) rejuvenating   | (B) flourishing                     | (C) deteriorating              | (D) improving   |  |  |
| 35 | Jack said his neighbor bi  | t a dog yesterday. It was abso      | olutely to us.                 |   |  |  |
|    | (A) unmarketable   | (B) unbelievable                    | (C) interactive                | (D) introductory  |  |  |
| 36 | Until recently, trans fats   | nearly all the cooking              | oil used in fast food restaura | ants.   |  |  |
|    | (A) accounted for  | (B) consisted of                    | (C) depended on                | (D) responded to  |  |  |
| 37 | He is such a careless driv   | ver. It seems that some             | e tragic accident may happen   | to him anytime.   |  |  |
|    | (A) flexible   | (B) inevitable                      | (C) portable                   | (D) trainable   |  |  |
| 38 | Beatrice Potter's tales ha   | ave been popular with               | adults, as well as children,   | since The Tale of Peter Rabbit                          |  |  |
|    | was published in 1902.   |                                     |                                |   |  |  |
|    | (A) partially  | (B) occasionally                    | (C) consistently               | (D) accidentally  |  |  |
| 39 | It has become a(n) of the digital age that one can purchase almost anything online.  |                                     |                                |   |  |  |
|    | (A) guideline  | (B) principle                       | (C) reality                    | (D) illusion  |  |  |
| 40 | Rock 'n' roll in the   | he 1950s. Elvis Presley was o       | ne of the first very famous ro | ock 'n' roll singers.                                   |  |  |
|    | (A) oriented   | (B) originated                      | (C) organized                  | (D) ordered   |  |  |

## 請依下文回答第 41 題至第 45 題:

49

50

(A) mission

(A) amount

(B) sacrifice

(B) effect

Climate change will force some species of birds to migrate; water resources will increase or decrease; there will be more floods and droughts. Sea levels will rise in some coastal areas. There will be heat-waves and more air pollution, which in turn will cause infectious diseases to spread. There will, however, be some benefits, too. Moderate warming W ne ut ıd 3y al ne

| will   | favor some farmers. Some a  | reas will have more water a   | nd more sunshine. There are     | ways of attempting to slow               |  |  |
|--|---|---|---------------------------------|--|--|--|
| clima  | ate change, such as replantir   | ng and increasing the area of   | the world's forests, because    | e plants and trees reduce the            |  |  |
| effec  | ts of carbon dioxide, but on  | its own this is not enough t  | to stop global warming. For     | this to happen, we must cut              |  |  |
| dowi   | n on our production of carbo  | on dioxide. One way to do th  | is is to cut down on our use    | of fossil fuels like coal and            |  |  |
| oil, v   | which is possible but must b  | e done gradually: coal and o  | oil can be replaced over a per  | riod of time by wind energy              |  |  |
| and  | solar power. Climate chan   | ge is not entirely new; it  | happened two hundred yea        | rs ago when the Industrial               |  |  |
| Revo   | olution started. In recent year   | s, the United States has been   | responsible for 25% of gree     | nhouse gas emissions. In the             |  |  |
| futur  | ture, India and China will produce more greenhouse gases than the United States and Europe.         |   |                                 |  |  |  |
| 41   | According to the passage, which of the following is true about climate change?                      |   |                                 |  |  |  |
|  | (A) It will only bring disasters to human beings.  (B) It will cut down on the use of coal and oil. |   |                                 |  |  |  |
|  |   |   |                                 |  |  |  |
|  | (C) It will bring both destruc  | tive and beneficial effects or  | humans.                         |  |  |  |
|  | (D) It will force China and In  | It will force China and India to cut down on their greenhouse gas emissions.          |                                 |  |  |  |
| 42   | According to the passage, w   | hen can the use of coal and o   | oil be replaced by wind energ   | gy and solar power?                      |  |  |
|  | (A) immediately   | (B) over a period of time   | (C) after a long time           | (D) never                                |  |  |
| What does the underlined " <u>this</u> " refer to in this passage? |   |   |                                 |  |  |  |
|  | (A) to plant more forests   |   | (B) to stop global warming      |  |  |  |
|  | (C) to cut down on the use o  | f coal and oil  | (D) to have less carbon dioxi   | de                                       |  |  |
| 44   | According to the passage, w   | ccording to the passage, why are plants important in slowing down the climate change? |                                 |  |  |  |
|  | (A) They help reduce the use of coal and oil.   |   |                                 |  |  |  |
| (B) They help decrease the effects of carbon dioxide.              |   |   |                                 |  |  |  |
|  | They help increase greenhouse gas emissions.  |   |                                 |  |  |  |
|  | (D) They help stop infectious diseases to spread.   |   |                                 |  |  |  |
| 45   | According to the passage, w   | which of the following countr   | ies produces the most greenh    | ouse gases in recent years?              |  |  |
|  | (A) France  | (B) America   | (C) India                       | (D) China                                |  |  |
| 請依   | 下文回答第 46 題至第 50 月   | 題:  |                                 |  |  |  |
| As y   | ou may know, Ms. Rothe  | will be retiring at the end   | of the year. She has made       | a great contribution to our              |  |  |
| comp   | pany, and will be missed by   | all her 46. She has be  | en with the company for fifte   | een years, <u>47</u> up from             |  |  |
| Sales  | Assistant to Sales Manage   | r during that time. We will   | also present her with a smal    | l gift. I have asked Mary to             |  |  |
| orga   | nize the 48 for the gift  | t, and she will be coming ro  | ound with a large brown en      | velope if you want to make               |  |  |
| a _  | 49 . The <u>50</u> you g  | ive is entirely your choice.  | The leaving party will be after | er work on December 20 <sup>th</sup> . I |  |  |
| look   | forward to seeing everyone  | there.  |                                 |  |  |  |
| 46   | (A) coworkers   | (B) family  | (C) neighbors                   | (D) students                             |  |  |
| 47   | (A) flying  | (B) covering  | (C) moving                      | (D) rounding                             |  |  |
| 48   | (A) business  | (B) cooperation   | (C) distribution                | (D) collection                           |  |  |

(C) contribution

(C) reason

(D) condition

(D) period