

112年公務、關務人員升官等考試、112年
交通事業鐵路、港務人員升資考試試題

等 級：簡任

類科(別)：各類別一關務

科 目：中華民國憲法與英文

考試時間：2 小時

座號：_____

※注意：禁止使用電子計算器。

甲、申論題部分：(50 分)

(一)不必抄題，作答時請將試題題號及答案依照順序寫在申論試卷上，於本試題上作答者，不予計分。

(二)請以藍、黑色鋼筆或原子筆在申論試卷上作答。

(三)本科目除專門名詞或數理公式外，應使用本國文字作答。

一、司法院釋字第 443 號解釋之解釋理由書指出：「憲法所定人民之自由及權利範圍甚廣，凡不妨害社會秩序公共利益者，均受保障。惟並非一切自由及權利均無分軒輊受憲法毫無差別之保障：……」。此段文字，一般學說上認為，司法院大法官承認了所謂「層級化法律保留理論」。試就我國憲法之規定，論述憲法上權利保障與法律保留原則之關係，並說明何謂「層級化法律保留」？(25 分)

二、我國憲法第 16 條明文規定：「人民有請願、訴願及訴訟之權」，保障人民之訴訟權。試論述訴訟權保障之意義與基本內涵，並說明該權利基本內涵中，所謂「接受公平法院之審判」之權利，其係要求司法制度上必須具備那些原則或制度？請舉出一項原則或制度說明之。(25 分)

乙、測驗題部分：(50 分)

代號：2201

(一)本試題為單一選擇題，請選出一個正確或最適當答案。

(二)共 25 題，每題 2 分，須用 2B 鉛筆在試卡上依題號清楚劃記，於本試題或申論試卷上作答者，不予計分。

- 1 Some companies allow a _____ work schedule and no longer require their employees to arrive at the office at 9 o'clock strictly.
(A) convincing (B) flexible (C) reliable (D) trustworthy
- 2 In its _____, the company sold as many houses as all the other groups in the country put together.
(A) heyday (B) muddle (C) budget (D) appeal
- 3 On snowy days, it is so chilly that we often _____ round the fire together to keep warm.
(A) batch (B) recollect (C) huddle (D) cushion
- 4 I'm not prepared to _____ my free time for something you should have done by yourself.
(A) dominate (B) donate (C) prescribe (D) sacrifice
- 5 Although environmental groups wished to see _____ press coverage of the scandal, only a small number of news agencies briefly mentioned it.
(A) offensive (B) impulsive (C) extensive (D) diffusive
- 6 Due to the rising cost of fresh water, water reuse or recycle has gained much attention in recent years for the sake of environmental _____.
(A) sustainability (B) profitability (C) absorbability (D) degradability
- 7 After _____ for tax, your monthly salary is estimated to be NT\$45,000. Bonus is excluded.
(A) inductions (B) conclusions (C) deductions (D) illustrations

- 8 _____ are often consulted to take out an auspicious date for weddings in Asia.
(A) Astronauts (B) Anthropologists (C) Astronomers (D) Astrologers
- 9 If we employ natural gas or nuclear energy in all new power plants, we will greatly reduce carbon _____.
(A) ejections (B) emissions (C) exhalations (D) intakes
- 10 Digital public displays are increasingly _____ in urban areas as people are easily exposed to electronic messages everywhere they go.
(A) suspicious (B) ubiquitous (C) heterogeneous (D) subconscious
- 11 You should always have all doors and windows locked to keep out _____.
(A) explorers (B) hackers (C) intruders (D) passengers
- 12 More people have become _____ to the suffering of others, showing a lack of interest or concern with them.
(A) indifferent (B) dissimilar (C) incoherent (D) disinfected
- 13 This company is _____ new employees to replace those who are going to retire next month.
(A) resembling (B) revealing (C) recruiting (D) registering
- 14 As we have received many phone calls about the new return and refund policy, our customers seem to be _____ by this policy.
(A) conserved (B) transmitted (C) eliminated (D) bewildered
- 15 The city government uses innovative development strategies to _____ urban areas and provides economic assistance to developers.
(A) comprehend (B) revitalize (C) degenerate (D) extinguish
- 16 To improve the road safety, the government is _____ increasingly heavy fines for minor traffic violations.
(A) ascribing (B) assigning (C) imposing (D) inflicting
- 17 It is widely known that social workers who look after abused or _____ children often suffer stress at work themselves.
(A) endangered (B) exposed (C) fortified (D) secured
- 18 After the night club closed, local gangs of youths remained restless and _____ the city streets all night long.
(A) darned (B) perched (C) roamed (D) parlayed
- 19 During the pandemic period, the homeless had been on the move, _____ between motels and emergency housing units; they expected to secure a stable housing to stay.
(A) bouncing (B) bending (C) jogging (D) jolting
- 20 The twin brothers _____ each other in appearance strongly. That's why their teacher often gets confused.
(A) resent (B) coincide (C) conform (D) resemble
- 21 If immunity achieved as a result of being vaccinated starts to _____, a booster shot, a third dose of a vaccine, is recommended.
(A) wane (B) multiply (C) duplicate (D) permeate
- 22 The landlord threatens to _____ the lodger as long as he violates the house rules or owes the rent.
(A) accommodate (B) evict (C) exile (D) accumulate
- 23 Seeing the increasing number of the protestors, the authorities declared a _____ to disperse the crowd.
(A) curfew (B) license (C) contract (D) patent
- 24 Even though the young man has lost a large amount of money in gambling, he is still _____ with it.
(A) opposed (B) disgusted (C) disenchanted (D) infatuated
- 25 Many teachers hope the new educational program will become a _____ fixture at the zoo, not just an annual activity, so that their students could participate all the time.
(A) permanent (B) progressive (C) resistant (D) redundant