

102年公務人員特種考試外交領事人員及外交行政人員
考試、102年公務人員特種考試法務部調查局調查人員
考試、102年公務人員特種考試國家安全局國家安全情
報人員考試、102年公務人員特種考試民航人員考試、
102年公務人員特種考試經濟部專利商標審查人員考試試題

考試別：調查人員

等別：四等考試

類科組：各組

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）

考試時間：1 小時

座號：_____

※注意：(一)本試題為單一選擇題，請選出一個正確或最適當的答案，複選作答者，該題不予計分。

(二)本科目共 50 題，每題 2 分，須用 2B 鉛筆 在試卡上依題號清楚劃記，於本試題上作答者，不予計分。

(三)禁止使用電子計算器。

- 1 考試院所掌理之事項包括：
(A)公務人員之懲戒 (B)公務人員之彈劾 (C)公務人員之赦免 (D)公務人員之保障
- 2 下列何者非立法院之職權？
(A)向行政院院長及行政院各部會首長質詢 (B)提出領土變更案
(C)審理總統、副總統彈劾案 (D)提出行政院院長不信任案
- 3 立法院所擬定之憲法修正案，依憲法增修條文規定，應公告多久？
(A)一個月 (B)三個月 (C)六個月 (D)一年
- 4 依憲法第 162 條之規定，全國公私立之教育文化機關，應依據何者受國家監督？
(A)自治條例 (B)法律 (C)法規命令 (D)判例
- 5 依憲法本文之規定，人民行使選舉權之原則，下列何者錯誤？
(A)間接 (B)無記名 (C)平等 (D)普通
- 6 下列何者並非由總統提名，經立法院同意後，再由總統任命？
(A)大法官 (B)考試院院長 (C)行政院院長 (D)審計長
- 7 依據司法院大法官解釋，限制役男出境係對人民居住遷徙自由之重大限制，須以何種形式的規範，才可加以限制？
(A)習慣 (B)法律 (C)職權命令 (D)行政規則
- 8 下列何者非屬現代憲法國家保障人民信仰宗教自由應遵守之原則？
(A)補充性原則 (B)中立性原則 (C)寬容原則 (D)政教分離原則
- 9 下列何種自由權利之保障不適用於法人？
(A)居住遷徙自由 (B)生存權 (C)言論自由 (D)結社權
- 10 限制人民基本權之事項，應以法律定之，是何種憲法原則之展現？
(A)比例原則 (B)法律保留原則 (C)誠信原則 (D)適當性原則
- 11 雇主下列何種行為將違反我國性別工作平等法之規定？
(A)給予家庭照顧假
(B)給予婦女產假，其配偶陪產假
(C)依性別之不同，均給付不同之薪資
(D)因工作之性質僅適合特定性別，故招募該特定性別者
- 12 甲前往乙泡沫紅茶店喝下午茶，發現杯底有異物。甲隨即前往櫃台理論，店員在聽完甲的抱怨後，將放置於收銀台後方且非消費者所得預見之小立牌，出示給甲過目，立牌上清楚標示「銀貨兩訖，風險自負，一切紛爭，概不負責」等語。下列敘述，何者正確？
(A)因該立牌置於收銀台後方，依正常情形顯非消費者所得預見，故該定型化契約條款不構成契約內容
(B)該立牌因屬定型化契約條款，所以甲應受該條款之拘束
(C)儘管該立牌置於消費者不易預見之處，但該立牌既已清楚標示，則乙泡沫紅茶店不須負責
(D)因立牌上已清楚標示「銀貨兩訖，風險自負，一切紛爭，概不負責」等語，故甲僅於尚未結帳前，始可向乙泡沫紅茶店主張

- 13 下列關於著作財產權授權之敘述，何者錯誤？
(A)依據被授權人是否享有排他權，可分為專屬授權與非專屬授權
(B)著作財產權可就各項權能分別授權，故授權範圍約定不明者，推定為未授權
(C)專屬授權後，著作財產權人雖不得再授權第三人利用著作，但仍得自己利用著作
(D)非專屬授權後，著作財產權人於授權範圍內仍得授權他人利用其著作
- 14 下列何者不是刑法上的保安處分？
(A)褫奪公權 (B)感化教育 (C)強制工作 (D)強制治療
- 15 下列那一種物品，不問屬於犯罪行為人與否，均沒收之？
(A)違禁物 (B)供犯罪所用之物 (C)因犯罪所生之物 (D)因犯罪所得之物
- 16 下列何者非地上權消滅事由？
(A)地上權人拋棄地上權 (B)建築物或其他工作物之滅失
(C)定有期限之地上權，期限屆滿 (D)設定地上權之土地遭公用徵收
- 17 甲、乙、丙、丁共同繼承其父之 A 地，相約至地政機關，將該地登記為每人應有部分各四分之一。問甲、乙、丙、丁對 A 地為：
(A)公同共有 (B)區分所有 (C)分別共有 (D)準共有
- 18 下列何種事項，得以行政規則定之？
(A)對於人民生命權的限制 (B)關於裁罰的基準
(C)二級行政機關之組織 (D)與人民權利義務相關之事項
- 19 下列何者非屬債務消滅之事由？
(A)請求權罹於消滅時效 (B)清償 (C)提存 (D)免除
- 20 有關法規制（訂）定之敘述，下列何者正確？
(A)中央機關訂定之命令不得牴觸地方議會通過之自治條例
(B)法律應經立法院三讀通過，由總統公布之
(C)法律不得牴觸憲法及命令
(D)限制人民權利、義務之事項，得以職權命令定之
- 21 美國政府針對兩岸關係每每重申，堅持一個中國的政策，遵守美中三個聯合公報的原則，試問美中三個聯合公報，除了「建交公報」、「軍售公報」外，還包括：
(A)南京公報 (B)上海公報 (C)廣州公報 (D)北京公報
- 22 下列何者為馬英九總統對兩岸關係的現行主張？
(A)兩岸主權互不承認、治權互不否認 (B)兩岸主權、治權相互承認
(C)兩岸關係是國與國的關係 (D)臺灣獨立是國民黨政府的選項之一
- 23 面對中共早期一國兩制、三通四流的統戰攻勢，蔣經國總統任內採取何種政策加以回應？
(A)兩岸一邊一國 (B)特殊國與國
(C)不妥協、不接觸、不談判的三不政策 (D)不統、不獨、不武的三不政策
- 24 依照臺灣地區與大陸地區人民關係條例，下列何者正確？
(A)臺灣地區人民非經主管機關許可，不得在大陸地區設有戶籍或領用大陸地區護照
(B)臺灣地區人民非法僱用大陸地區人民工作者，應負擔強制出境所需之費用，但此項費用負擔規定不涉及連帶責任
(C)大陸地區之法人、團體或其他機構，其權利能力及行為能力，應由臺灣地區法院認定後決定之
(D)臺灣地區人民、法人、團體或其他機構，除法律另有規定外，得擔任大陸地區法人、團體或其他機構之職務或為其成員
- 25 在兩岸最近簽訂的兩岸服務貿易協議，我方基於既定的政策，在對中國大陸的各項開放與承諾中，下列何者正確？
(A)我方承諾開放計程車業
(B)我方承諾開放中藥零售業
(C)我方對大陸承諾的 64 項中，半數以上屬於已開放項目
(D)我方承諾開放中藥批發業
- 26 依照臺灣地區與大陸地區人民關係條例，下列何者錯誤？
(A)臺灣地區雇主向行政院勞工委員會申請僱用大陸地區人民工作，應先以合理勞動條件在臺灣地區辦理公開招募，並向行政院大陸委員會申請求才登記
(B)臺灣地區各級地方政府機關（構），非經行政院大陸委員會授權，不得與大陸地區人民、法人、團體或其他機關（構），以任何形式協商簽署協議
(C)在大陸地區製作之文書，經行政院設立或指定之機構或委託之民間團體驗證者，推定為真正
(D)大陸地區人民，其臺灣地區之配偶死亡，須在臺灣地區照顧未成年之親生子女者，得申請在臺灣地區定居

- 27 依照臺灣地區與大陸地區人民關係條例，下列何者正確？
(A)臺灣地區人民於國防事務公務機關工作者，進入大陸地區應經申請，並經行政院大陸委員會會同法務部、內政部及國防部組成之審查會審查許可
(B)大陸地區人民經依臺灣地區與大陸地區人民關係條例相關規定許可，在臺灣地區長期居留者，長期居留期間以十年為限
(C)經許可受僱在臺灣地區工作之大陸地區人民，其受僱期間不得逾一年，並不得轉換雇主及工作
(D)大陸地區人民在任何條件下均不得參加臺灣地區公務人員考試、專門職業及技術人員考試
- 28 由於兩岸關係的特殊性，雙方各自在政府部門內成立專責機構統籌處理相關事務，我國為「行政院大陸委員會」（簡稱陸委會），大陸為「國務院台灣事務辦公室」（簡稱國台辦）。關於此，下列敘述何者正確？
(A)我國陸委會的成立先於大陸國台辦
(B)國台辦為大陸對台政策最高決策機關
(C)陸委會的前身為「總統府大陸工作會報」
(D)陸委會負責我國通盤性大陸政策的執行工作
- 29 大陸為貫徹執行對台工作的方針政策，從中央至地方，在各級政府均設有對台辦公室（簡稱台辦）。請問台辦的設置最低到那一行政層級？
(A)省
(B)地級市
(C)縣
(D)鄉
- 30 兩岸關係除了大陸與我國的互動外，國際因素特別是美國的角色亦具關鍵。關於此，下列敘述何者正確？
(A)在蘇聯解體後，美國與中共簽訂了三個聯合公報
(B)美國與中共建立外交關係後，再與我國簽訂中美共同防禦條約
(C)1996年台海危機中，美國曾派遣航空母艦戰鬥群在台海附近巡弋
(D)冷戰時期由於兩大集團對峙，美國與中共的最高領導人完全沒有接觸機會
- 31 The thief's sneaky behaviors aroused the police officer's _____.
(A) superstition
(B) suspension
(C) suggestion
(D) suspicion
- 32 Linda is an _____ career woman. She has set a number of goals for her to achieve before reaching 30.
(A) ambiguous
(B) amicable
(C) ambitious
(D) amused
- 33 Janet's cold _____ toward Steve implies that she doesn't like him very much.
(A) assurance
(B) attitude
(C) association
(D) assumption
- 34 After the professor retired, he lived on the _____ paid by the government every month.
(A) portfolio
(B) pension
(C) patent
(D) pledge
- 35 Reducing CO₂ emission seems to be one of the best _____ for global warming.
(A) remedies
(B) references
(C) reminders
(D) remarks
- 36 Making Taiwanese puppet dolls is a _____ that is gradually disappearing.
(A) carrier
(B) canoe
(C) craft
(D) crunch
- 37 Mike sprained his ankle and it _____ like a ball the next day.
(A) smelled
(B) switched
(C) spelled
(D) swelled
- 38 Mr. Collins speaks with a strong _____. We have difficulty understanding his lecture.
(A) access
(B) accent
(C) assent
(D) account
- 39 It is a common _____ that you hold the door open for anyone coming through behind you.
(A) curiosity
(B) contract
(C) courage
(D) courtesy

請依下文回答第 40 題至第 42 題

One of the first decisions many people make in the morning is what to wear. Our 40 make a statement about our individual styles and beliefs; they can also say something about our musical tastes or our cultural identity. Fashion trends change not only with the seasons but also annually, 41 new styles being introduced, as well as old ones revived, on the catwalks of Paris, Milan, London, and New York. If we look back at changes in clothing styles over the past few decades, it seems that fashion trends tend to occur 42. What was fashionable twenty years ago, for example, may come back into fashion again in the near future.

- 40 (A) clothes (B) hairstyles (C) cosmetics (D) personalities
41 (A) as (B) with (C) for (D) though
42 (A) out of the blue (B) to and fro (C) over time (D) in cycles

請依下文回答第 43 題至第 46 題

One summer day in the 1850s, a traveler in the Sierra Nevada mountains of California came upon an interesting sight. In the harsh landscape of tumbled brown rocks he saw “long files of Chinamen working alone.” They wore blue cotton shirts, wide-legged trousers, wooden shoes, and broad-brimmed straw hats. Their jet-black hair was cut short, except in the back, where each man wore a long braid called a queue.

The men were busy sifting sand from the beds of mountain streams, rocking it back and forth in shallow pans as the water ran out. Like many other people in California in those years, the Chinese miners were panning for gold.

Gold had been discovered in 1848 along the American River in California, on the property of a man named John Sutter. Although Sutter tried to keep the discovery a secret, words of the fabulous find soon reached San Francisco, and hundreds of people deserted the city to set off for the American River. The news spread to the rest of the United States, and to other parts of the world as well. By January of 1849, 60 ships and thousands of overland travelers were heading for California. The California Gold Rush had begun.

More than 70,000 hopeful adventurers embarked for California in 1849 alone. Among these “Forty-Niners” were 325 men from China. More Chinese came the next year, and the next. Like the prospectors who came from the eastern United States and elsewhere, the Chinese hoped to find gold—but all of them found a new world and a new way of life, with challenges, fears, and opportunities that they had not expected.

- 43 What does the word “embarked” in the last paragraph mean?
(A) Started out (B) Longed (C) Worked (D) Set up
- 44 Who were the “Forty-Niners” in this passage?
(A) People who were forty-nine years old then.
(B) The Chinese who went to America for the California Gold Rush.
(C) People who went to California for the Gold Rush in 1849.
(D) People who lived along the American River in California.
- 45 According to this passage, what was the effect of the Gold Rush on the Chinese people?
(A) Many Chinese built chinatowns along the American River.
(B) Many Chinese went to California to find a fortune.
(C) Many Chinese went to America to learn English.
(D) Many Chinese went back to China to look for gold mines.
- 46 What is the main idea of this passage?
(A) The Chinese were part of the California Gold Rush history.
(B) There was prejudice against the Chinese in America in the 1800s.
(C) People from all over the world became rich in the California Gold Rush.
(D) The Chinese hired many miners in the California Gold Rush.

請依下文回答第 47 題至第 50 題

Many animals adapt their behavior to the challenges they face either under natural conditions or in laboratory experiments. For example, in some parts of Africa, chimpanzees select suitable branches 47 they break off twigs to produce a slender probe, which they poke into a termite nest so as to eat the termites 48 to it as it is withdrawn.

Such ingenuity is not limited to primates. In late winter some beavers cut holes in the dams they have previously constructed, causing the water level to drop, which allows them to swim about under the ice without holding their breath. Certain insects, specifically the honeybees, 49 symbolic gestures to communicate the direction and distance their sisters must fly to reach food.

These are only a few of the more striking examples of animals’ versatile behavior. 50 insisting that animals do not think at all, many scientists now believe that these animals sometimes are capable of simple thoughts, although these thoughts are probably different from any of ours.

- 47 (A) that (B) which (C) with that (D) from which
- 48 (A) cling (B) and cling (C) clinging (D) have clung
- 49 (A) supply (B) contain (C) demand (D) employ
- 50 (A) In spite of (B) Rather than (C) Because of (D) Except for