

113年國防法務官考試試題

科目：國文（作文）與英文

考試時間：2 小時

座號：_____

※注意：禁止使用電子計算器。

甲、作文部分：（50 分）

(一)請以藍、黑色鋼筆或原子筆在申論試卷上由左至右橫式作答，於本試題上作答者，不予計分。

(二)不得於試卷上書寫姓名或座號。

子曰：「道（導）之以政，齊之以刑，民免而無恥。道（導）之以德，齊之以禮，有恥且格。」（《論語·為政》篇）以上孔子的話語，主要在說——如果以強權手段的行政權力與政策法令管理一個國家，使其人民隨順，並採用強硬的刑罰加以壓服與約束，使人民達到所謂的「安分守己」，只不過是讓人民隱藏了一顆不知羞恥的心，暫時不表現出違規、違法的現象，表面上一派平和。反之，如果以禮仁之德法雙彰的方法與行為，感化人民隨德存仁，以禮義之法度引導人民提起相應的禮仁之心，類齊比肩，那麼人民都會做到，勇於知恥，且能在日常生活中，隨時革除不良習慣與醜惡心理，進而長期保持不變。

請根據以上引文與語譯旨意，試申論以下命題，作文一篇，闡述己見。（50 分）

德化禮治在現代社會的教化作用與人文意義

乙、測驗部分：（50 分）

代號：3101

(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40題，每題1.25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。

- The defense team plans to file a(n) _____, hoping to overturn the unfavorable court decision.
(A) appeal (B) revolt (C) strike (D) incident
- All the products of this brand come with a one-year _____.
(A) protection (B) payment (C) instrument (D) warranty
- The daycare center was _____ for negligence in maintaining safety standards.
(A) sued (B) wooed (C) conned (D) foiled
- In this dispute of copyright, both parties finally agreed to a financial _____ after a long negotiation.
(A) rivalry (B) struggle (C) competition (D) settlement
- The factory was held _____ for damages caused by its defective products, resulting in a hefty fine.
(A) reliable (B) refined (C) legitimate (D) liable
- The police placed the suspect under _____ right at the scene of the crime.
(A) attack (B) revision (C) research (D) arrest
- The defense _____ prepared an intricate strategy to challenge the evidence presented in the trial.
(A) president (B) attorney (C) sponsor (D) judge
- In the divorce lawsuit, the parents fought fiercely for the _____ of their children.
(A) property (B) custody (C) reality (D) penalty
- We carefully reviewed and signed the _____ to finalize the purchase of our new home.
(A) contest (B) contrast (C) contract (D) context

- 10 A majority of the voters rejected the company's proposal and _____ its plan of constructing a recreational park in this village.
(A) verified (B) vetoed (C) prompted (D) assured
- 11 Due to overwhelming debt through recent years, the enterprise could not help but file for _____.
(A) destruction (B) corruption (C) bankruptcy (D) emergency
- 12 The defendant, accused of theft, claimed his _____ throughout the entire court proceedings.
(A) information (B) liberty (C) freedom (D) innocence
- 13 A burning _____ concerning this painting has arisen between art critics and religious people.
(A) conformity (B) tranquility (C) controversy (D) affinity
- 14 New techniques have been developed for _____ errors in the manufacturing process.
(A) defaulting (B) defacing (C) detesting (D) detecting
- 15 The university decided to fire a professor for committing _____ and falsifying data.
(A) inspection (B) retrospection (C) plagiarism (D) patriotism
- 16 Microsoft's _____ growth has resulted in the opening of new branches across the country.
(A) exponential (B) stagnant (C) slow (D) moderate
- 17 The team's _____ effort resulted in a successful fundraising event for the local charity.
(A) lackluster (B) mediocre (C) collaborative (D) individualistic
- 18 The company's commitment to _____ has earned them a reputation for ethical business practices.
(A) corruption (B) integrity (C) deception (D) exploitation
- 19 The children listened attentively as the storyteller weaved a _____ tale of adventure and magic.
(A) boring (B) dull (C) captivating (D) transparent
- 20 The new regulations aim to _____ sustainable farming practices and protect the environment.
(A) proceed (B) inhibit (C) promote (D) discourage
- 21 She set up a _____ for her son's inheritance when the boy turned thirteen.
(A) deposit (B) trust (C) wage (D) subsidy
- 22 The _____ agrees to pay the rent to the landlord on the first of every month.
(A) customer (B) patron (C) client (D) tenant
- 23 The CEO's _____ leadership style motivated the employees to strive for excellence.
(A) passive (B) inspiring (C) inflexible (D) authoritarian
- 24 The politician's _____ speech resonated with the crowd and gained their support.
(A) impersonal (B) disengaging (C) persuasive (D) ineffective
- 25 The company's dedication to customer satisfaction is reflected in its _____ service.
(A) elusive (B) inadequate (C) ordinary (D) exceptional

請依下文回答第 26 題至第 30 題：

On June 23, 2016, the UK held a nationwide vote to decide whether to remain in or leave the European Union (EU). The question posed to voters was simple: "Should the United Kingdom remain a member of the European Union or leave the European Union?" The Brexit referendum was the 26 of years of debate and division over the UK's relationship with the EU, touching on issues of national sovereignty, immigration, and economic policy. The campaign leading up to this referendum was 27 charged, with the "Leave" side resolutely arguing that leaving the EU would allow the UK to regain control over its laws, borders, and trade policies. The "Remain" side, on the contrary, forcefully asserted that leaving the EU would lead to economic uncertainty, damage trade relationships, and 28 the UK's influence on the global stage. The result of the referendum was a 29 victory for the "Leave" side, with 51.9% of voters choosing to leave the EU, compared to 48.1% who voted to remain. The 30 of the referendum sent shockwaves through the UK and Europe, leading to the prime minister's resignation and setting off years of complex negotiations between the UK and the EU on the terms of the withdrawal.

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| 26 | (A) nomination | (B) animation | (C) allocation | (D) culmination |
| 27 | (A) silently | (B) highly | (C) proudly | (D) mutely |
| 28 | (A) expand | (B) boost | (C) reduce | (D) elevate |
| 29 | (A) related | (B) huge | (C) obvious | (D) narrow |
| 30 | (A) outcome | (B) preview | (C) interview | (D) interaction |

請依下文回答第 31 題至第 35 題：

Václav Havel was a playwright and dissident who became the first president of Czechoslovakia after the fall of communism. He gave a talk to the U.S. Congress on February 21, 1990, entitled “The Responsibility of Intellectuals,” a powerful speech that still resonates with audiences worldwide nowadays. In this speech, Havel spoke about the moral and intellectual responsibilities of individuals in positions of influence, especially in times of political upheaval. He emphasized the importance of truth, moral integrity, and the role of intellectuals in shaping a just society. This speech came at a pivotal moment in history, as the Iron Curtain was falling and Eastern European countries were transitioning from totalitarian regimes to democracies. His words underscored the need for global solidarity, human rights, and the rule of law in building a new world order.

Havel’s address had a profound impact not only on the U.S. Congress but also on the broader international community. It reinforced the idea that the fall of communism was not just a political victory but also a moral and ethical triumph. Havel’s call for intellectuals to engage actively in public life and to hold governments accountable for their actions resonated with many, inspiring a renewed commitment to democracy and human rights. His words continue to be relevant today, reminding us of the enduring need for moral leadership and the power of truth in confronting oppression and corruption.

- 31 What is the central theme of Havel’s speech?
- (A) The duty of presidents in economic crisis.
 - (B) The role of intellectuals in society.
 - (C) The mission of leaders during wartime.
 - (D) The job of scientists for technological advancement.
- 32 Which of the following could describe the political contexts while Havel delivered the speech?
- (A) The Cold War was escalating to haunt the whole world.
 - (B) Communism was rising in most areas in Eastern Europe.
 - (C) Eastern European countries were transitioning to democracies.
 - (D) The European Union was being formed out of political considerations.
- 33 According to Havel, which of the following is NOT crucial for building a new world order?
- (A) Human rights.
 - (B) The rule of law.
 - (C) Global solidarity.
 - (D) Economic prosperity.
- 34 According to the passage, which of the following statements is true?
- (A) Václav Havel was the driving force who got rid of the Iron Curtain.
 - (B) Václav Havel’s speech sparked protests across different continents of the world.
 - (C) Václav Havel became a dissident after severely suffering from political oppression.
 - (D) Václav Havel was Czechoslovakia’s first president when it turned a democratic country.
- 35 Which of the following can best explain why Havel’s speech is still relevant today?
- (A) It predicts the rise of global trade.
 - (B) It discusses the importance of military power.
 - (C) It provides a blueprint for economic development.
 - (D) It highlights the enduring need for moral leadership.

請依下文回答第 36 題至第 40 題：

In the modern context of global security, the role of defense law has become increasingly vital. Defense law encompasses both domestic legal issues and international regulations, particularly in areas such as wartime treaties, international human rights law, and the application of international humanitarian law. As international scrutiny of wartime conduct has intensified, the legal review of military actions has become a crucial aspect of defense law.

Today, whether in traditional armed conflicts or in the realm of cyber warfare, defense law departments are responsible for ensuring that all military operations comply with international and domestic laws. This not only includes the laws of war but also extends to peacetime regulations that govern military conduct. The legal teams must evaluate the legality of operations before they commence, providing advisory opinions on the use of force, rules of engagement, and the protection of civilians.

International Humanitarian Law (IHL), often referred to as the laws of war, plays a central role in defense law. IHL aims to limit the effects of armed conflict by protecting those who do not participate in the hostilities, such as civilians, and by restricting the means and methods of warfare. Defense lawyers must ensure that military operations do not violate these principles, as breaches can lead to severe consequences, including war crimes charges.

Furthermore, the evolving nature of warfare, with the rise of non-state actors and cyber threats, has introduced new challenges for defense law practitioners. They must navigate complex legal landscapes where the boundaries of law are often tested. For instance, cyber operations, which can cause significant damage without physical violence, raise questions about the application of existing international law. Defense law experts must determine whether such operations constitute acts of war and how they fit within the current legal framework.

As the threats to global security become more diverse, the field of defense law continues to expand, encompassing areas such as space law and the legal implications of autonomous weapons systems. The importance of this field cannot be overstated, as it helps to maintain the delicate balance between military necessity and humanitarian considerations, ensuring that the pursuit of national security does not come at the expense of fundamental human rights.

- 36 What is the main purpose of defense law in the context of modern warfare?
- (A) To regulate the domestic affairs of military personnel.
 - (B) To provide financial support to military families.
 - (C) To determine the outcomes of military engagements.
 - (D) To ensure that military operations comply with both international and domestic laws.
- 37 According to the passage, why has the legal review of military actions become more crucial?
- (A) Due to the expansion of military operations into space.
 - (B) Because of the need for more efficient military strategies.
 - (C) Due to heightened international scrutiny of wartime conduct.
 - (D) Because of the increased complexity of military technology.
- 38 What can be inferred about the challenges faced by defense law practitioners in cyber warfare?
- (A) They must decide how to classify cyber operations within existing legal frameworks.
 - (B) They do not need to consider international law in cyber conflicts.
 - (C) They are primarily concerned with physical violence in cyber operations.
 - (D) They focus solely on the financial implications of cyber warfare.
- 39 Which statement best describes the role of International Humanitarian Law (IHL) in defense law?
- (A) IHL only applies during peacetime.
 - (B) IHL allows unrestricted use of force during conflicts.
 - (C) IHL is used to protect military personnel from harm.
 - (D) IHL is vital to defense law as it safeguards civilians and restricts warfare methods.
- 40 Based on the passage, how has the evolving nature of warfare affected defense law?
- (A) It has simplified the application of international law.
 - (B) It covers new areas like space law and autonomous weapons regulation.
 - (C) It has eliminated the need for legal review in military operations.
 - (D) It has reduced the importance of humanitarian considerations.