

# 技術鑑定業務

## Technical Appraisal

### 壹 工程技術鑑定業務

#### 一、機制

為促使公共工程順利推動，消除以往各工程主辦機關人員辦理工程時的保守心態，並扮演工程人員與司法人員溝通認知落差的橋樑，本會爰成立「工程技術委員會」（以下簡稱技委會），以政府督導機關中立之角色提供工程技術鑑定及專業諮詢意見，協助司法檢調機關處理公共工程案件。

#### 二、辦理情形

技委會九十年度總共接獲申請鑑定及諮詢案件合計51件，該案件統計資料詳如下圖。

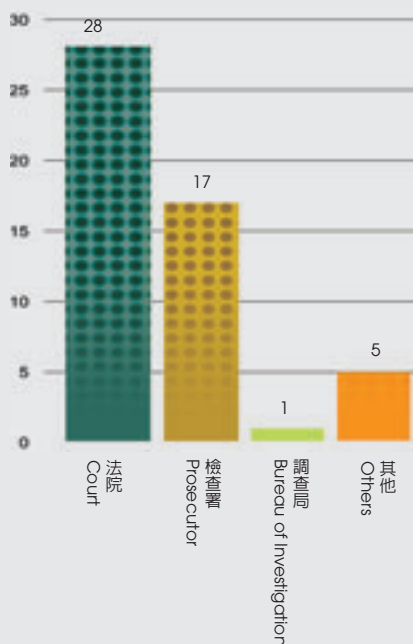
#### 三、檢討與未來工作重點

本會於九十年十月份辦理技委會鑑定成效問卷調查，該調查結果顯示：曾委託本會辦理鑑定的法官或檢察官對技委會鑑定服務的滿意度高達九成以上，顯見技委會的鑑定服務廣受委託的司法機關好評並建立工程專業諮詢之聲望。

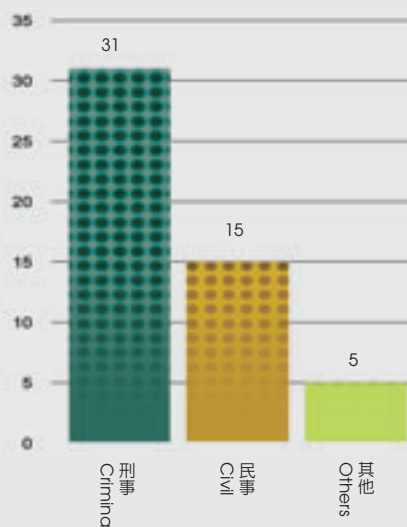
工程技術鑑定及諮詢案件統計  
Construction Technology  
Assessment and Consultation Cases

合計51件  
Total 51 Cases  
工程技術委員會90年1月1日至90年12月31日  
Committee of Construction Technology, Jan. 1 - Dec. 31, 2001

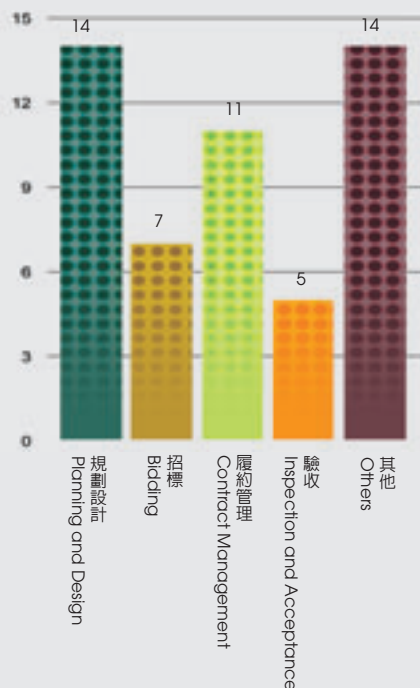
依委託單位分  
By Commissioning Agency



依案件類別分  
By type of Case



依問題類型分  
By Type of Problem



## 1 Assessment of Construction Technology

### 1. Mechanism

To help assure the smooth implementation of public construction, eliminate the conservative attitude held by the personnel of agencies carrying out public construction in the past, and serve as a channel of communication to bridge the gap in understanding between construction and judicial personnel, the PCC has set up a Committee of Construction Technology to provide, from the neutral stance of a government supervisory agency, the assessment of construction technology and professional consultation needed to help judicial investigative agencies handle public construction cases.

### 2. Status of Operations

The Committee accepted a total of 51 applications for assessment and consultation cases in 2001. For detailed data on those cases, please see the accompanying chart.

### 3. Review and Focus of Future Operations

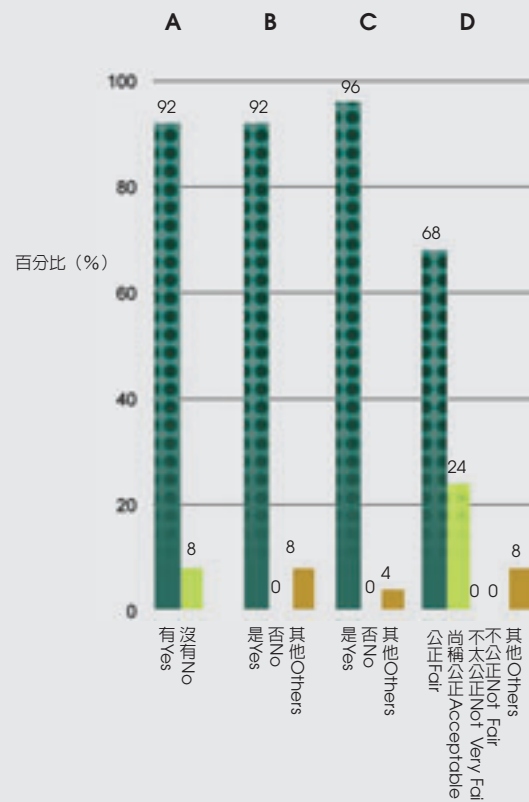
The PCC carried out a questionnaire survey of the results of the Committee of Construction Technology's assessment work in October 2001. The results show that the level of satisfaction of judges and prosecutors who commissioned assessment cases topped 90%, and that the assessment services provided by the Committee have won widespread approval from the judicial agencies and have established a good reputation for professional construction consultation.

#### 問 卷 項 目

- A、本會的鑑定書對您審理（或偵辦）的案件是否有幫助？
- B、下次您有公共工程（或九二一受損建物）案件需要技術鑑定時，是否會再次委託本會？
- C、您是否會向同仁推薦本會的工程技術鑑定服務？
- D、您覺得本會的鑑定書是否公正，或有偏差（如：官官相護）的情形？

#### Questionnaire items

- A. Was the examination (or investigation) carried out by the Committee useful?
- B. Will you come commission the Committee again when you have a public construction (or Sept. 11 earthquake-damaged structure) case that needs assessment?
- C. Would you recommend the Committee's construction assessment services to your colleagues?
- D. Do you feel that the Committee's assessment report is fair, or that it contains bias (such as officials protecting each other)?



## 貳 九二一震災受損建築物安全鑑定業務

### 一、機制

本小組係依據「九二一震災重建暫行條例」第十七條之一規定，由工程會及內政部組成「九二一震災受損建築物安全鑑定小組」（以下簡稱鑑定小組），另頒訂「工程技術鑑定作業手冊」據以受理當事人或主管縣（市）政府所提出，因震災受損建築物安全鑑定事宜有重大爭議案件。

### 二、辦理情形

截至十一月十五日止申請最終鑑定案件有25件，依水平分工原則本會辦理13件、內政部辦理12件。截至年度終了，本會完成11件、內政部完成4件。

### 三、檢討與未來工作重點

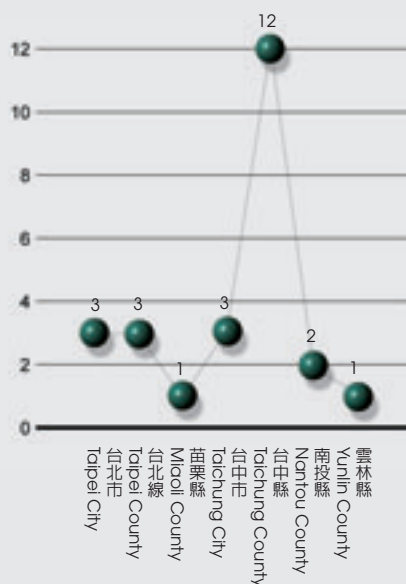
鑑定小組之鑑定結論為可修復補強或須拆除之技術判斷，並非內政部八十八年九月三十日台內社字第8885465號函釋授權鄉（鎮、市、區）公所所為全倒、半倒之行政處分。

## 九二一震災受損建築物安全鑑定小組 九十年度辦理情形

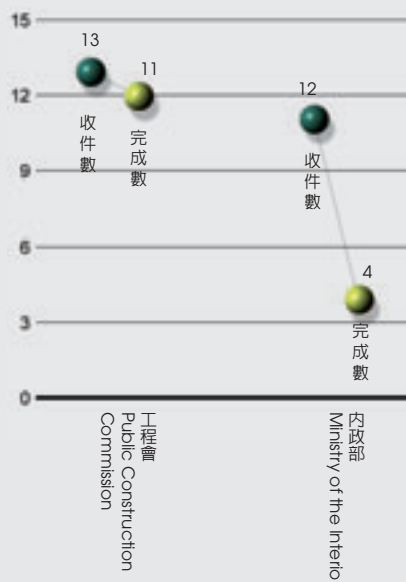
### 2001 Operations of the Committee for the Safety Assessment of Structures Damaged in the Sept. 21 Earthquake

收件數 Cases received: 25      完成數 Cases completed: 15

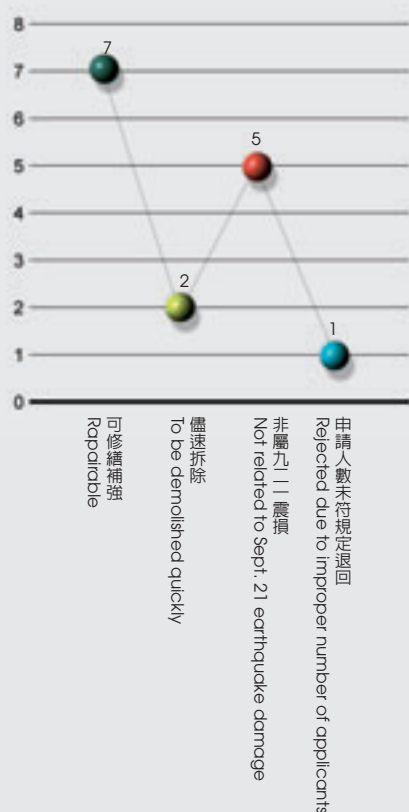
依建築務所在地分  
By Location of Structure



依主辦機關分  
By Agency in Charge



依完成之鑑定結果分  
By Results of Assessment



## 2 Safety Assessment of Sept. 21 Earthquake-Damaged Structures

### 1. Mechanism

In accordance with Article 17 of the Provisional Statute for Sept. 11 Earthquake Reconstruction, the Public Construction Commission, together with the Ministry of the Interior, has organized a Committee for the Safety Assessment of Structures Damaged in the Sept. 21 Earthquake and compiled the "Construction Technology Assessment Manual" as a basis for accepting cases, submitted by parties concerned or county or city governments in charge of the relevant construction, in which there are major disputes concerning the safety assessment of structures damaged in the Sept. 21 earthquake.

### 2. Status of Operations

A total of 25 final assessment cases had been submitted by Nov. 15; horizontal division of labor principle, 13 of the cases were handled by the PCC and 12 by the Ministry of the Interior. By the end of the fiscal year, the PCC had completed 11 cases and the Ministry of the Interior four cases.

### 3. Review and Focus of Future Operations

Since the assessments made by the Safety Assessment Committee are technical judgments about whether a structure can be repaired or should be demolished, they are not the administrative actions regarding totally collapsed or partially collapsed structures which are delegated to township, town, city, or district under the Ministry of the Interior's Tai Nei She Tzu Document No. 8885465, issued on Sept. 30, 1999.