

清華大學 清華學院 國防菁英組 大二軍事素養教育必修課  
**112 20 THC2304 法律概論二(1 學分)**  
**Introduction to Law for Military II 課程大綱**

**課程資訊 (Course Information)**

科號 Course Number	<b>112 20 THC2304</b>	學分 Credit	<b>1</b>	人數限制 Class Size	<b>10</b>
中文名稱 Course Title	法律概論二				
英文名稱 Course English Title	Introduction to Law for Military II				
任課教師 Instructor	劉慶元 (LIU, CHING-YUAN)				
上課時間 Time	<b>S5</b>	上課教室 Room	教育館 102 教室		
英語授課 Lecture by English	<input checked="" type="checkbox"/> 是 <input type="checkbox"/> 否				
學生修課條件 (選課系統之備註欄)	/Offered in English 將星計畫組必修,將星生優先修習,餘額予本國籍生選修但無法折抵役期,加退選加簽選課, <b>Native Students Only</b>				

本課程依國防部致清華大學「國人培育字第 **1090193121** 號」函：《國防部委託國立大學辦理國防學士班選訓合約書》附件「國內國立大學校院國防學士班教育中心運作實施規定」為大二軍事素養教育必修課。

**Core capability to be cultivated by this course:**

- Enhancing ability to communicate and express oneself in military community with law enforcement (70%)
- Logical reasoning & critical thinking (10%)
- Scientific assessment & reflection (10%)
- Art & humanity (5%)
- Diverse views & social practices (5%)

**Course keywords:**

**Military Laws of Armed Conflict,  
 Military Justice,  
 Military Code of Conduct,  
 War Crime and Conflict Resolution.**

**課程說明 (Course Description)**

課程	Continuing last semester lecture, it introduces the basic concept of military laws of armed conflict versus international laws, establishes law-related
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簡述	incentive, merges in daily routine in military community, and eventually raises the capacity to resolve military activity with law-enforced thinking
課程目標	<p>Establish awareness of International Conventions and State Laws,  Understand Military Laws of Armed Conflict,  Execute military operation following Laws of Armed Conflict,  Educate cadets with law-enhanced concept in military justice</p>
<p><b>A Instructor:</b> (授課教師)：清華大學清華學院 劉慶元 助理教授 (兼任)  <b>B Credit</b> (課程學分數)：1 <b>Lecture given in English</b>  <b>C Time</b> (上課時間)： S5  <b>D Lecture Room</b>(上課地點)：教育館 102 教室  <b>E Students</b> (授課對象)：清華學院國防學士班將星生軍事素養教育大二必修課，一般生限本國生選修合計 10 名。  <b>F Text Books</b> (指定用書)  Eugene R. Fidell, <i>Military Justice: A Very Short Introduction</i>, 160 pp, Oxford University Press, Oxford, UK( October, 2016), ISBN : 978-0199303496,</p> <div data-bbox="571 936 1018 1626" data-label="Image"> </div> <p><b>G References</b> 參考用書 (參考用書)  許慶雄、李明峻著，《國際法概論》第二版，翰蘆 (2016 年 9 月)。ISBN 978 986 5860 91 2，與二上法律概論一使用同一本。  蘇嘉宏、吳秀玲、黃進雄、黃志中、劉義興、黃昭欽、王呈祥、鄭瑞崙、許鈞溥等著，《法律概論》，新文京開發出版(三版，2013 年 9 月) ISBN 978 986 2368 28 2。</p> <p><b>H Teaching Method</b> (教學方式)  Lecture (9 hours), oral practice with group discussion (7 hours), and exam (2</p>	

hours), no AI is applied.

**I Weekly Syllabus (每週教學進度)**

<b>Week of</b>	<b>Weekly Syllabus</b>
<b>1</b>	<b>Citizens &amp; Mobilization Laws(行政與人民及全民防衛動員準備法)</b>
<b>2</b>	<b>Space Laws(國際法基本概念 I 太空法)</b>
<b>3</b>	<b>Aviation related Laws(國際法基本概念 I 與航空法)</b>
<b>4</b>	<b>Maritime Laws(海洋法公約)</b>
<b>5</b>	<b>Information Security-related Laws(資訊安全相關法律)</b>
<b>6</b>	<b>Domestic Violence for military personnel (家暴防治法)</b>
<b>7</b>	<b>Civil Laws and military personnel (管轄範圍與豁免 I 民法)</b>
<b>8</b>	<b>Criminal Laws and military personnel (管轄範圍與豁免 II 刑法)</b>
<b>9</b>	<b>Case Study A: Military Justice (個案探討 A)</b>
<b>10</b>	<b>Mid-Term Exam (期中考試)</b>
<b>11</b>	<b>Territory Dispute and Land related Laws (國家爭端解決及土地法)</b>
<b>12</b>	<b>Concept of Military Laws of Armed Conflict (武裝衝突法的基本概念)</b>
<b>13</b>	<b>Evolution of Military Laws of Armed Conflict(武裝衝突法的演變發展)</b>
<b>14</b>	<b>Principles of Military Laws of Armed Conflict(武裝衝突法的基本原則)</b>
<b>15</b>	<b>Civil Right under War(對平民及其財產的保護與智財法)</b>
<b>16</b>	<b>POW, Medicare for military personnel(戰俘待遇及官兵地位與醫事法)</b>
<b>17</b>	<b>Case Study B: Military Misconduct (個案探討 B)</b>
<b>18</b>	<b>Final Exam(期末考試)</b>

**J Grade Evaluation (成績考核)**

**Structural Evaluation (Case Study20% + Mid-Term Exam40% + Final Exam40%) and Functional Assessment(±10%) = 100%**

**K Remarks: Lecture will follow the order from the authority to cope with the outbreak of pandemics**