

The investigation into the defendant Chen violating The National Security Act case by Taipei District Prosecutors Office Prosecutor is concluded today. The Outlines are as follows.

I. The result of investigation

1. The defendant Chen (鎮姓被告) and other five defendants: Present an indictment.
2. The defendant Ma(馬姓被告) and the defendant Chu(朱姓被告): Make a ruling on deferred prosecution.
3. The defendant Lin (林姓被告): Make a ruling not to prosecute.
4. The defendant Chien (簡姓被告): Transfer jurisdiction because of lack of jurisdiction.

II. Fact

The defendant Chen is a Mainlander and obtained Hong Kong resident identity in 2005. He applied to enter into the Taiwan Area for the purpose of business visit or tourism. The defendant Chen took advantage of opportunities to get to know our servicemen or veterans such as the defendant Chou, the defendant Sung, and the defendant Li, the defendant Hsu and the defendant Yang and recruited them as members for espionage. All of the defendant Chen, the defendant Chou, the defendant Sung, and the defendant Li, the defendant Hsu and the defendant Yang were acting jointly in the commission of continuing recruiting our servicemen and veterans as intelligence agents for the Mainland Area and posing a threat to our national security.

III. Article of the law violated

1. The article of law charged with as cited for all of the defendant Chen, the defendant Chou, the defendant Sung, and the defendant Li is in violation of the provisions of Article 2-1 and section I of Article 5-1 of The National Security Act.
2. Both of the defendant Hsu and the defendant Yang are in violation of the provisions of Article 2-1, section I of Article 5-1, and section II of Article 5-1of The National Security Act.

IV. The reasons of the ruling not to prosecute and the ruling of deferred prosecution.

1. Although both of the defendant Ma and the defendant Chu attempted to recruit our servicemen and veterans as intelligence agents for the Mainland Area, they confessed in the investigation. The public prosecutor, after considering the matters specified in Article 57 of The Criminal Code and the maintenance and protection of public interest, deems that a

deferred prosecution is appropriate and makes a ruling to render a deferred prosecution by setting up 1 year as the period for deferred prosecution for the defendant Ma and 18 months for the defendant Chu. The defendant Ma is required to pay 10,000 New Taiwan Dollar to governmental account, and the defendant Chu is required to perform 180 hour community services to a designated non-profit, local self-governing organization, or community.

2. The suspicion of the defendant Lin having been committed is insufficient because the defendant did not contact with any servicemen and veterans, develop organizations or introduce any our servicemen and veterans to the defendant Chen.