

The investigation on the case of the gas explosion in Yong-bao-an- kang community by Taipei District Prosecutors Office was concluded today.The outlines are as follows:

I The result of investigation

- 1.The defendant Ye,the defendant Chen,and the defendant Tsai,who are the employees of the defendant Shin Shin Natural Gas Co.,LTD.:
 - (1)The act of performing of occupational duties neglectfully causes the death of another:Present an indictment
 - (2) The act of performing of occupational duties neglectfully causes injury to another:Make the ruling not to prosecute because the plaintiffs withdrew the complainant.
- 2.The defendant Shin Shin Natural Gas Co.,LTD.: Present an indictment
- 3.The defendant Lin: Make the ruling not to prosecute because the suspicion of an offense having been committed is insufficient.

II Fact

Shin Shin Natural Gas Co.,LTD. should have inspected the pipelines of families, commercial businesses, and service sectors, and stated the results. If the result did not meet the requirements, they should have notified the users to apply correcting measures by a specified deadline; the preceding paragraphs is also applied under the circumstance that the user requests to run the inspection. When natural gas enterprises find that their gas transmission pipelines are eroded or showing any signs that pose safety concerns, they should replace them immediately. The provisions of section I of Article 48 , I of Article 51 of the Natural Gas Enterprise Act have the regulations above. The defendant Ye,the defendant Chen,and the defendant Tsai are employees of Shin Shin Natural Gas Co.,LTD. The defendant Ye's duty is to inspect the pipelines and maintain them.The defendant Chen,and the defendant Tsai are responsible for repairs. The defendant Ye hold annual inspection on the pipelines in Yong-bao-an- kang community on June 20th 2014. Ignoring to obey the CNS12847 visual inspection rule or the interior work code, the defendant Ye did not use the XP702 gas detector,soap water or smell to check the pipelines thoroughly.He only checked the appearances of the pipelines;therefore,he didn't find out that the connector of the pipeline in Ankang Road was rusted.Most of the residents of Yong-bao-an- kang community smelled the odor of the leaking gas till 5:00p.m on August 14th 2014. The residents informed Shin Shin Natural Gas Co.,LTD to inspect.The defendant Chen and the defendant Tsai were sent to check the leaking at 5:24 p.m. ,but they just checked roughly in 11 minutes,then told the residents that no gas was leaking and the odor was due to the biogas from the basement.All residents in the community believed that the odor was biogas,so they lowered their alertness of leaking gas. It was coincidence that the resident Kao used the stove to cook when the

space was full of leaking gas at 11:44 a.m. the next day. The natural gas met the fire and then exploded. It caused the victim Kao and her grandchildren get serious injury and they all died after medical treatment. Many residents who lived in the same building or in the neighborhood got injured.

III. Article of the law violated

1. The article of law charged with as cited for all of the defendant Ye, the defendant Chen, and the defendant Tsai is in violation of the provisions of Article 176, section III of Article 175, and section II of Article 276 of the Criminal Code, section I, II of Article 56 of the Natural Gas Enterprise Act
2. 1. The article of law charged with as cited for the defendant Shin Shin Natural Gas Co., LTD. is in violation of the provisions of Article section I, III, IV of Article 56 of the Natural Gas Enterprise Act.

IV. The opinion of sentence

Considering the facts that the defendant Ye, the defendant Chen, and the defendant Tsai did not have criminal records before, plus, they all confessed the crime and regretted for their behavior, the defendant Shin Shin Natural Gas Co., LTD actively involved in post-disaster-reconstruction and reached settlement with all residents, and the injured residents all withdrew the lawsuits, we suggest the judge to sentence the probation with conditions.