

## J. Y. Interpretation No.22 ( August 4, 1953 ) \*

**ISSUE:** Are the members of both Legislative and Control Yuans paid government employees?

**RELEVANT LAWS:**

Article 18 of the Constitution ( 憲法第十八條 ) .

**KEYWORDS:**

Legislator ( 立法委員 ) , member of the Control Yuan ( 監察委員 ) , within the scope of public officers ( 在公職範圍內 ) , annual expense ( 歲費 ) , government fund ( 公費 ) , paid position ( 有給職 ) .\*\*

**HOLDING:** The Legislators and members of the Control Yuan, who are authorized by the Constitution to discharge their duties, fall within the scope of public officers. The Legislators and members of the Control Yuan who receive annual expenses and government funds, are to be considered as holding paid positions.

**解釋文：**立法委員、監察委員係依法行使憲法所賦予之職權，自屬公職，既依法支領歲費公費，應認為有給職。

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