

## J. Y. Interpretation No.24 ( September 3, 1953 ) \*

**ISSUE:** Are directors, supervisors and the president of a state-run enterprise as well as civil and military personnel “public officers”?

**RELEVANT LAWS:**

Articles 75 and 103 of the Constitution ( 憲法第七十五條、第一百零三條 ) .

**KEYWORDS:**

concurrent serving ( 兼職 ) , public officers ( 公職 ) , state-owned enterprises ( 公營事業 ) .\*\*

**HOLDING:** Directors (members of the board), supervisors and the president of a state-owned enterprise as well as civil and military public officials are all within the scope of the Public Functionary Service Act, and should be within the scope of the so-called public officers and positions in accordance with Articles 103 and 75 of the Constitution. No Members of the Control Yuan and Legislative Yuan may concurrently serve as such.

**解釋文：**公營事業機關之董事、監察人及總經理，與受有俸給之文武職公務員，均適用公務員服務法之規定，應屬於憲法第一百零三條、第七十五條所稱公職及官吏範圍之內。監察委員、立法委員均不得兼任。

---

\* Translated by Professor Andy Y. Sun.

\*\* Contents within frame, not part of the original text, are added for reference purpose only.