

國立高雄餐旅大學學生事務處

115 學年度第 1 學期第 1 次會議提案單

案由一：本校「學生申訴辦法」部分條文修正草案，請討論。

提案單位：學生事務處

說明：

- 一、依據「大學及專科學校學生申訴案處理原則」第 4 點、第 6 點、第 18 點，業經本部於中華民國 115 年 4 月 24 日以臺教學（二）字第 1152801332A 號令修正發布。
- 二、本辦法第二條第九項修正重點為學校為處理特殊教育學生申訴案件部分文字調整、第二條第十項修正重點為大學及專科學校學生申訴案處理原則簡稱用語，將「學生申訴評議委員會」修正為「申評會」部分文字調整、第三條修正重點為將現行法規內文逐款修正成逐項部分文字調整、第五條修正重點為增項次呈現、申訴人對於學校之懲處、其他措施或決議不服者，申請救濟及受理部分文字增修、調整及第十五條修正重點為特殊教育學生申訴評議決定書之核定原為懲處、措施或決議之單位認有牴觸法令或窒礙難行者之相關救濟部分文字調整。
- 三、本修正草案業經 115 年 8 月 7 日至 8 月 15 日公告於學生事務處網頁，並 e-mail○○○○廣徵意見，迄截止日均無提供修正意見在案。
- 四、檢附本校學生申訴辦法部分條文修正草案對照表暨其修正草案全文如附件-1、附件 1-1。
- 五、檢附部分條文修正草案對照表、修正後草案條文，如附件。

辦法：經學生事務處處務會議通過後，逕提行政會議及校務會議討論決議後，報請教育部核定後實施。

決議：

國立高雄餐旅大學學生申訴辦法
部 分 條 文 修 正 草 案 對 照 表

修正條文	現行條文	說明
第二條 一、略 二、略 三、略 四、略 五、略 六、略 七、略 八、略 九、學校為處理特殊教育學生申訴案件，應<u>由學校就原設立之申評會中</u>，增聘至少二人與特殊需求情況相關之校外特殊教育學者專家、特殊教育家長團體代表或其他特殊教育專業人員擔任委員，<u>於評議該案件時始具委員資格，不受原設立規定委員任期與人數之限制。</u> 十、依前款規定組成之<u>申評會</u>，為學校之特殊教育學生申訴評議委員會，<u>並應有依前款增聘之委員均出席，始得開會。</u>	第二條 一、略 二、略 三、略 四、略 五、略 六、略 七、略 八、略 九、學校為處理特殊教育學生申訴案件，應增聘至少二人與特殊教育需求情況相關之校外特殊教育學者專家、特殊教育家長團體代表或其他特殊教育專家人員擔任委員。 十、依前款規定組成之申訴評議委員會，為本校之特殊教育學生申訴評議委員會。 特殊教育學生申訴評議委員會之會議召開、表決、評議決定及保密等規定，均應依特殊教育學生及幼兒申訴服務辦法辦理。	一、依教育部 115 年 4 月 24 日經臺教學(二)字第 1152801332B 號來函辦理：略；另依特殊教育學生及幼兒申訴服務辦法（以下簡稱申訴服務辦法）第二十八條第一項規定，明定增聘委員不受原設立規定委員任期及人數之限制。 二、依據教育部 115 年 4 月 24 日臺教學(二)字第 1152801332B 號來函附件，學校為處理申訴人所提申訴案件，應成立學生申訴評議之委員會（以下簡稱申評會），評議申訴案件。前項申評會，得指定專人或專責單位，負責相關行政作業。 三、將原第 9 款部分文字修正。 四、將原第 10 款部分文字修正。
第三條 略 <u>一、略。</u> <u>二、略。</u> <u>三、略。</u> <u>四、略。</u>	第三條 略 (一)略。 (二)略。 (三)略。 (四)略。	一、將逐款修正成逐項。
第五條 <u>一、</u>申訴人對於學校之懲處、其他措施或決議不服者，應於收到或接受相關懲處、措施或決議之次日起三十日內，以書面向申評會提起申訴。 <u>二、申訴之提起，以學校收</u>	第五條 申訴人對於學校之懲處、其他措施或決議不服者，應於收到或接受相關懲處、措施或決議之次日起三十日內，以書面向申評會提起申訴。申訴人因天災或其他不應歸責於己之事由，致	一、依據教育部 115 年 4 月 24 日經臺教學(二)字 1152801332B 號來函辦理：將原第三項內容同上說明一併修正、增訂第二項及第四項部分內容。 二、將原現行條文內容於修正條文中分項呈現。

<u>受申訴書之日期為準</u>。<u>申訴人誤向應受理之申評會以外之學校提起申訴者，以該學校收受之日，視為提起申訴之日。</u> <u>三、申訴人因天災或其他不應歸責於己之事由，致遲誤第一項申訴期間者</u>，於其原因消滅後十日內，得以書面敘明理由向申評會申請受理評議。但遲誤申訴期間已逾一年者，不得為之。 <u>四、申訴人不在受理申評會所在地住居者，計算法定期間，應扣除在途期間。但有申訴代理人住居受理申評會所在地，得為期間內應為之申訴相關行為者，不在此限。前項扣除在途期間，準用訴願扣除在途期間辦法之規定。</u>	遲誤前項申訴期間，於其原因消滅後十日內，得以書面敘明理由向申評會申請受理評議。但遲誤申訴期間已逾一年者，不得為之。	
第十五條 評議決定書應依申評會之組織及隸屬，經校長核定後，送達申訴人。 評議決定書陳校長核定時，應知會原為懲處、措施或決議之單位。原為懲處、措施或決議之單位認有牴觸法令或窒礙難行者，應於七日內以書面敘明具體事實及理由，陳報校長，並副知申評會；校長認為有理由者，得移請申評會再議，並以一次為限。 <u>學校應將特殊教育學生申訴評議決定書報教育部備查。</u>	第十五條 評議決定書應依申評會之組織及隸屬，經校長核定後，送達申訴人及原為懲處、措施或決議之單位。 評議決定書陳校長核定時，應知會原為懲處、措施或決議之單位。原為懲處、措施或決議之單位認有牴觸法令或窒礙難行者，應於七日內以書面敘明具體事實及理由，陳報校長，並副知申評會；校長認為有理由者，得移請申評會再議，並以一次為限。	一、<u>將原部分文字刪除。</u> 二、爰依特殊教育學生及幼兒申訴服務辦法第二十八條第三項規定，增訂第三項規定：為使各該主管機關有效指揮監督<u>所屬學校處理特殊教育學生申訴案件，學校應將特教學生申評會作成之之學生評議決定書，報各該主管機關備查。</u>

國立高雄餐旅大學學生申訴辦法修正草案全文

National Kaohsiung University of Hospitality and Tourism Student Complaint Procedure Full text of the draft amendment.

86 年 1 月 8 日校務會議通過
 Passed at the school affairs meeting on January 8, 1997.
 教育部 86 年 4 月 23 日台 (86) 訓 (一) 字第 8604076 號函核定
 Approved by the Ministry of Education of the Republic of China on April 23, 1997, Document No. 8604076.
 89 年 5 月 25 日 882 學期年第 1 次臨時校務會議修正通過
 Amendment approved at the 1st extraordinary school affairs meeting of the 882nd semester on May 25, 2000, of the Republic of China.
 教育部 90 年 7 月 12 日台 (90) 訓 (一) 字第 90097901 號函核定
 Approved by the Ministry of Education of the Republic of China on July 12, 2001, Document No. 90097901.
 95 年 6 月 22 日 942 學期第 2 次校務會議修正通過
 Approved amendments at the 2nd school meeting of the 942nd semester on June 22, 2006, Republic of China.
 教育部 95 年 7 月 5 日台訓 (二) 字第 0950097517 號函核定
 Approved by the Ministry of Education of the Republic of China on July 5, 2006, letter No. Tai-Xun (2) 0950097517.
 97 年 1 月 17 日 962 學期第 1 次校務會議修正通過
 Amendments approved at the 1st School Affairs Meeting of the 962nd semester on January 17, 2008, Republic of China.
 教育部 99 年 1 月 19 日台訓 (一) 字第 0990004154 號函核定
 Approved by the Ministry of Education of the Republic of China on January 19, 2010, letter No. 0990004154.
 100 年 3 月 31 日 992 學期第 1 次臨時校務會議修正通過
 Amendment approved at the 1st extraordinary school affairs meeting of the 992nd semester on March 31, 2011, of the Republic of China.
 100 年 10 月 13 日 1001 學期第 1 次臨時校務會議修正通過
 Amendments were approved at the 1st provisional university affairs meeting of the 1001 semester on October 13, 2011, in the Republic of China.
 教育部 100 年 11 月 22 日台訓 (一) 字第 1000208434 號函核定
 Approved by the Ministry of Education of the Republic of China on November 22, 2011, letter No. Tai-Xun (1) 1000208434.
 104 年 12 月 31 日 1041 學期第 1 次校務會議修正通過
 Revised and approved at the first school affairs meeting of the 1041 semester on December 31, 2015, of the Republic of China.
 教育部 105 年 2 月 4 日臺教學(二)字第 1050014348 號函核定
 Approved by the Ministry of Education of the Republic of China on February 4, 2016, document number Tai-Jiao-Xue (II) No. 1050014348.
 106 年 12 月 21 日 1061 學期第 1 次校務會議修正通過
 Revised and approved at the 1st School Affairs Meeting of the 1061 semester on December 21, 2017, of the Republic of China.
 教育部 107 年 1 月 18 日臺教學(二)字第 1070004829 號函核定
 Approved by the Ministry of Education of the Republic of China under document No. 1070004829 on January 18, 2018.
 111 年 6 月 30 日 1102 學期第 1 次臨時校務會議修正通過
 Amendments were approved at the 1st interim university affairs meeting of the 1102 semester on June 30, 2022, in the Republic of China.
 111 年 12 月 21 日 1111 學期第 1 次校務會議修正通過
 Revised and approved at the 1st school affairs meeting of the 1111 semester on December 21, 2022.
 教育部 112 年 2 月 3 日臺教學(二)字第 1120005859 號函核定
 Approved by the Ministry of Education of the Republic of China on February 3, 2023, Document No. 1120005859.
 113 年 6 月 19 日 1122 學期第 1 次校務會議修正通過
 Revised and approved at the 1st School Affairs Meeting of the 1122 semester on June 19, 2024, Republic of China.
 教育部 113 年 8 月 19 日臺教學(二)字第 1130082875 號函核定
 Approved by the Ministry of Education of the Republic of China on August 19, 2024, document number Tai-Jiao-Xue (II) No. 1130082875.
 113 年 12 月 11 日 1131 學期第 541 次行政會議修正通過
 Amendments were approved at the 541st administrative meeting of the 1131st semester on December 11, 2024, of the Republic of China.
 113 年 12 月 25 日 1131 學期第 1 次校務會議修正通過
 Revised and approved at the 1st School Affairs Meeting of the 1131st semester on December 25, 2024, Republic of China.
 教育部 114 年 1 月 23 日臺教學(二)字第 1140006551 號函核定
 Approved by the Ministry of Education of the Republic of China on January 23, 2025, Document No. Tai Jiao Xue (II) 1140006551.
 115 年○月○日 1151 學期第○次行政會議修正通過
 Amended and approved at the [Number]-th administrative meeting of the [Number]-[Number] academic year, [Number]-[Number] semester, on [Month] [Day], Year 115.
 115 年○月○日 1151 學期第○次校務會議通過
 Approved at the [Number]-th University Affairs Meeting of the [Number]th semester of the [Number]th academic year (Year 115).
 教育部 115 年○月○日臺教學(二)字第○○○○○○○○○○號函核定
 Approved by the Ministry of Education via Letter No. Tai-Jiao-Xue (II) [Number] dated [Month] [Day], 115th Year of the Republic of China.

第一條 為保障本校學生學習、生活與受教權益，增進校園和諧，特依大學法第三十三條第四項及本校組織規程第十條規定，訂定本辦法。

Article 1. To safeguard the learning, living, and educational rights of our students and to enhance campus harmony, these measures are specially established in accordance with Article 33, Paragraph 4 of the University Act and Article 10 of our school's organizational regulations.

第二條 本校為處理學生、學生會及其他相關學生自治組織申訴案件，依本辦法組織「學生申訴評議委員會」（以下簡稱「申評會」）。

Article 2. Our school sets up the "Student Complaint Review Committee" (hereinafter referred to as the "SCRC") according to these regulations to handle complaints from students, the student council, and other related student self-governing organizations.

一、有關申評會組織之運作，依下列方式辦理：申評會設委員計十五人，由相關行政單位及學術單位提供建議名單，交由申評會彙整建議名單後，簽陳校長遴聘之，組成人員為：

1. Regarding the operation of the review committee, it is handled in the following way: The committee has fifteen members, with recommended names provided by relevant administrative and academic units. After the committee compiles the list of recommendations, it is submitted to the president for appointment. The members are:

（一）教師代表八人：其中未兼行政職務之教師不得少於教師委員總數之二分之一。

(i) Eight teacher representatives: Among them, teachers who do not hold administrative positions must account for at least half of the total number of teacher committee members.

（二）學生代表四人：學生會二人、其他相關學生自治組織或所系科學位學程代表二人。

(ii) Four student representatives: two from the student union and two from other relevant student self-governing organizations or the degree program of the department.

（三）專業人士三人：由法律、教育、心理學領域專家擔任。

(iii) Three professionals: experts in the fields of law, education, and psychology.

二、擔任學生獎懲委員會之委員或負責學生獎懲決定、調查人員不得擔任申評會之委員。

Second, individuals who serve as members of the Student Awards and Punishments Committee or are responsible for making student awards and punishment decisions or conducting investigations are not allowed to serve as members of the Application and Evaluation Committee.

三、任一性別委員應占委員總數三分之一以上。

Third, members of any gender should account for more than one-third of the total number of members.

四、申評委員由學務處陳報校長頒發委員聘書，委員係無給職，任期為一學年。

IV. The appointment letters for the evaluation committee members will be issued by the President upon presentation of their appointment letters by the Office of Student Affairs. The committee members are unpaid and their term of office is one academic year.

五、申評會由學生事務長擔任臨時召集人，臨時召集人因故不克出席時，得請所屬相關主管代理召集之；會議主席由出席委員相互推選之。

five. The Director of Student Affairs shall serve as the temporary convener of the Application and Evaluation Committee. If the temporary convener is unable to attend, the relevant supervisor may convene the committee on their behalf. The chairperson of the meeting shall be elected by the attending committee members.

六、申評會召開時，其中應有二分之一（含）以上委員出席始得開會；出席委員二分

之一（含）以上之同意，方得為決議。

VI. When the application review meeting is convened, at least half of the members must be present for the meeting to proceed; a resolution can only be passed if at least half of the present members agree.

七、申評會之業務由學生事務處承辦；並編列專款支應本會相關支出。

VII. The Student Affairs Office shall handle the business of the Application and Evaluation Committee and allocate special funds to cover the relevant expenses of the Committee.

八、申評會開會時得視實際案件需要，特聘與該案件有關專家等專長人士擔任顧問諮詢，列席會議。

VIII. When the application evaluation committee meets, depending on the needs of the actual case, experts and other experts related to the case may be specially hired to serve as consultants and attend the meeting.

九、學校為處理特殊教育學生申訴案件，應由學校就原設立之申評會中，增聘至少二人與特殊需求情況相關之校外特殊教育學者專家、特殊教育家長團體代表或其他特殊教育專業人員擔任委員，於評議該案件時始具委員資格，不受原設立規定委員任期與人數之限制。

IX. To handle appeals filed by students receiving special education, the school shall appoint—from outside the school and in addition to the existing members of the established appeals committee—at least two individuals with expertise relevant to the students' specific needs (such as special education scholars or experts, representatives from special education parent groups, or other special education professionals) to serve as committee members. These additional members shall hold committee status solely for the purpose of deliberating the specific case in question and shall not be subject to the standard regulations governing the term of office or the total number of committee members.

十、依前款規定組成之申評會，為學校之特殊教育學生申訴評議委員會，並應有依前款增聘之委員均出席，始得開會。

X. The review committee constituted in accordance with the preceding subparagraph shall serve as the school's Review Committee for Appeals by Special Education Students; a meeting may only be convened if all members additionally appointed pursuant to the preceding subparagraph are in attendance.

第三條 學生、學生會及其他相關學生自治組織（以下簡稱申訴人）對於學校之懲處、其他措施或決議，認為違法或不當，致損害其權利或利益者，得依學校學生申訴相關規定，向學校提起申訴。前項所稱學生，定義如下：

一、指學校對其為懲處、其他措施或決議時，具有學籍者。

二、依性別平等教育法第三十九條第一項第三款對申復結果不服提起申訴者。

三、依校園霸凌防制準則第四十六條第三項及第四十八條對終局實體處理不服提起申訴者。

四、其他依學則及學校相關規定者。

第四條 申訴人就同一案件向學校提起申訴，以一次為限。

第五條 一、申訴人對於學校之懲處、其他措施或決議不服者，應於收到或接受相關懲處、措施或決議之次日起三十日內，以書面向申評會提起申訴。

二、申訴之提起，以學校收受申訴書之日期為準。申訴人誤向應受理之申評會以外之學校提起申訴者，以該學校收受之日，視為提起申訴之日。

三、申訴人因天災或其他不應歸責於己之事由，致遲誤第一項申訴期間者，於其原因消滅後十日內，得以書面敘明理由向申評會申請受理評議。但遲誤申訴期間已逾一年者，不得為之。

四、申訴人不在受理申評會所在地住居者，計算法定期間，應扣除在途期間。但有申訴代理人住居受理申評會所在地，得為期間內應為之申訴相關行為者，不在

此限。

前項扣除在途期間，準用訴願扣除在途期間辦法之規定。

第六條 申評會收到申訴書之次日起三十日內，完成評議；必要時，得予延長，並通知申訴人。延長以一次為限，最長不得逾時二個月。但涉及退學、開除學籍或類此處分之申訴案，不得延長。

申訴書應提列具體事實，並檢附相關資料。

業務承辦單位應就申訴程序要件實施形式審查，程序不符得限七日內予以補正，有爭議之程序事項，由申評會決議。其補正期間應自評議期間內扣除。

原處分單位於知悉申訴案時，應重新審查處分是否得當，若認為申訴有理由者，得自行撤銷或變更原處分，並通知申訴人與申評會。

Article 6. The Appeals Committee shall complete its review within thirty days from the day following receipt of the appeal; extensions may be granted if necessary, and the appellant shall be notified. Extensions are limited to one time only, and shall not exceed two months. However, appeals involving expulsion, dismissal, or similar penalties shall not be extended.

The appeal document shall present specific facts and attach relevant supporting documents.

The handling unit shall conduct a formal review of the appeal procedure requirements. Any procedural non-compliance shall be rectified within seven days. Disputed procedural matters shall be decided by the Appeals Committee. The rectification period shall be deducted from the review period.

Upon becoming aware of the appeal, the original disciplinary unit shall re-examine whether the disciplinary action was appropriate. If it deems the appeal justified, it may revoke or modify the original disciplinary action and notify the appellant and the Appeals Committee.

第七條 學校處理申訴案件時，得經申評會決議成立調查小組調查之；調查小組以三人至五人為原則。

Article 7. When handling appeals, the school may, with the approval of the appeals committee, establish an investigation team to investigate the case; the investigation team shall consist of three to five members.

第八條 申訴提起後，於申訴評議書送達前，申訴人得撤回申訴。申訴經撤回後，就同一案件不得再提出申訴。

Article 8. After an appeal is filed, the appellant may withdraw the appeal before the appeal review report is served. Once an appeal is withdrawn, no further appeal may be filed regarding the same case.

第九條 申訴案件全部或部份之評議決定，以訴願或訴訟之法律關係是否成立為據者，申評會於訴願或訴訟程序終結前，得停止評議，並以書面通知申訴人；於停止原因消滅後，經申訴人、原措施學校通知，或申評會知悉時，應繼續評議，並以書面通知申訴人；於停止原因消滅後，應繼續評議，並以書面通知申訴人。
退學、開除學籍或足以改變其學生身分及損害其受教育機會類此處分之申訴案件，不適用前項規定。

Article 9. If the decision on all or part of an appeal case is based on the establishment of a legal relationship of appeal or litigation, the Appeals Committee may suspend the review before the conclusion of the appeal or litigation proceedings and shall notify the appellant in writing. After the cause of suspension has ceased, the review shall resume upon notification from the appellant, the original school, or upon the Appeals Committee becoming aware of the matter, and shall notify the appellant in writing.

The preceding provision does not apply to appeals concerning expulsion, dismissal, or matters that could alter a student's student status or impair their educational opportunities.

第十條 申訴案件之評議以不公開為原則。

申訴案件之評議得通知申訴人、原單位之代表及關係人到場說明或陳述意見。

Article 10. The deliberation of appeals shall, in principle, be conducted in private.

The deliberation of appeals may require the appellant, a representative of the original employer, and related persons to be present to explain or state their opinions.

第十一條 申評會之評議、表決及委員個別意見，應予保密。

Article 11. The evaluation, voting and individual opinions of the application committee members shall be kept confidential.

第十二條 就退學或開除學籍之申訴案件，於評議決定確定前，學校應依學校學則或相關規定，使學生得繼續在學校肄業。

Article 12. In the event of an appeal against withdrawal or expulsion from school, before the final decision is made, the school shall, in accordance with the school rules or relevant regulations, allow the student to continue studying at the school.

第十三條 依前點規定在校肄業之學生，學校除不得授給畢業證書外，其他修課、成績考核、獎懲得比照在校生處理。

Article 13. Students who have not completed their studies at the school in accordance with the preceding provisions shall be treated the same as enrolled students in terms of coursework, academic performance, and rewards and punishments, except that the school shall not award them a graduation certificate.

第十四條 評議決定書應包括主文、事實、理由等內容。不受理之申訴案件亦應做成評議書，其內容得不記載事實。
前項評議決定書並應載明本辦法第十七條第一項及第十八條規定。

Article 14. The review decision shall include the main text, facts, and reasons. Even appeals that are not accepted shall be prepared as review documents, which may omit the facts.
The aforementioned review decision shall also include the provisions of Article 17, Paragraph 1 and Article 18 of these Regulations.

第十五條 評議決定書應依申評會之組織及隸屬，經校長核定後，送達申訴人。
評議決定書陳校長核定時，應知會原為懲處、措施或決議之單位。原為懲處、措施或決議之單位認有抵觸法令或窒礙難行者，應於七日內以書面敘明具體事實及理由，陳報校長，並副知申評會；校長認為有理由者，得移請申評會再議，並以一次為限。

學校應將特殊教育學生申訴評議決定書報教育部備查。

Article 15. The review decision shall, according to the organization and affiliation of the review committee, be approved by the principal and then delivered to the appellant and the unit that originally issued the disciplinary action, measure, or resolution.
When submitting the review decision to the principal for approval, the unit that originally issued the disciplinary action, measure, or resolution shall be notified. If the unit that originally issued the disciplinary action, measure, or resolution believes that it violates the law or is difficult to implement, it shall, within seven days, submit a written statement of the specific facts and reasons to the principal and a copy to the review committee; if the principal deems there are valid grounds, it may request the review committee to reconsider, limited to one time.

The school shall submit the written decision on the appeal review concerning a special education student to the Ministry of Education for the record.

第十六條 評議決定經核定後，學校應依評議決定執行。
退學、開除學籍或類此處分之申訴案件，經評議確定維持原處分者，並依下列規定辦理：

Article 16. After the review decision is approved, the school shall implement it accordingly.

For appeals regarding withdrawal, expulsion, or similar disciplinary actions, if the review determines that the original disciplinary action is upheld, the following provisions shall apply:

一、上述申訴案件之修業及學分證明之事項，依本校學則相關規定辦理。

1. Matters concerning the completion of studies and credit certificates in the aforementioned appeal cases shall be handled in accordance with the relevant provisions of the school's academic regulations.

二、役男「離校學生緩徵原因消滅名冊」，於申訴結果確定後三十日內冊報。

2. The "List of Students Who Have Left School Due to the Expiration of Their Deferment of Military Service" shall be submitted within thirty days after the appeal result is determined.

三、退費標準依現行「專科以上學校向學生收取費用辦法」及「專科以上學校學雜費收取辦法」之規定辦理。

3. Refund standards shall be handled in accordance with the current "Regulations Governing the Collection of Fees by Junior Colleges and Higher Education Institutions" and "Regulations Governing the Collection of Tuition and Miscellaneous Fees by Junior Colleges and Higher Education Institutions".

第十七條 申訴人就學校所為之行政處分，經向學校提起申訴而不服其決定，得自申訴評議書送達次日起三十日內，繕具訴願書，檢附學校申訴評議決定書，經學校向教育部提起訴願。

學校收到前項訴願書，應儘速附具答辯書，並將必要之關係文件，送交教育部。

申訴人就學校所為之行政處分，未經學校申訴程序救濟，逕向教育部提起訴願者，教育部應將該案件移由學校依學生申訴程序處理。

Article 17. If a complainant is dissatisfied with an administrative disciplinary action taken by a school after appealing to the school, they may, within thirty days from the day following the service of the appeal review document, prepare a written appeal, attach the school's appeal review decision, and file an appeal with the Ministry of Education through the school.

Upon receiving the aforementioned appeal, the school shall promptly attach a written response and submit the necessary supporting documents to the Ministry of Education.

If a complainant files an appeal directly with the Ministry of Education regarding an administrative disciplinary action taken by a school without seeking redress through the school's appeal procedure, the Ministry of Education shall transfer the case to the school for handling according to the student appeal procedure.

第十八條 申訴人就學校所為行政處分以外之懲處、其他措施或決議，經向學校提起申訴而不服其決定，得按其性質依法提起訴訟，請求救濟。

Article 18. If a complainant is dissatisfied with a decision made by the school other than an administrative sanction, other measures, or resolutions, they may file a lawsuit in accordance with the law to seek relief.

第十九條 評議決定、訴願決定或行政訴訟判決撤銷學校原退學、開除學籍或類此處分者，其因特殊事故無法及時復學時，應輔導其復學；對已入營無法復學之役男，學校應保留其學籍，俟其退伍後，輔導優先復學；復學前之離校期間並得補辦休學。

Article 19. If a school revokes a student's original withdrawal, expulsion, or similar decision due to an evaluation decision, appeal decision, or administrative litigation judgment, and the student is unable to return to school in a timely manner due to special circumstances, the school shall provide guidance for their return to school. For male conscripts who are unable to return to school after enlisting in the military, the school shall retain their student status and provide guidance for their return to school after their discharge. During the period of absence from school before returning to school, a leave of absence may be granted.

第二十條 學生申訴制度應列入學生手冊廣為宣傳，使學生了解申訴制度之功能。
學生因校園性別事件、校園霸凌事件提起申訴，依性別平等教育法、校園霸凌防制準則相關規定辦理。

Article 20. The student appeal system should be included in the student handbook and widely publicized to ensure students understand its function.

Appeals filed by students regarding gender-related issues or bullying on campus shall be handled in accordance with the relevant provisions of the Gender Equality Education Act and the Guidelines for the Prevention of School Bullying.

第二十一條 本辦法經行政會議及校務會議通過，報請教育部核定後實施，修正時亦同。

Article 21. This regulation shall be implemented after being approved by the administrative meeting and the school affairs meeting and submitted to the Ministry of Education for approval. The same applies when it is amended.

本規章負責單位：學生事務處

The responsible unit for these regulations is the Student Affairs Office.