

考試科目	社會議題分析	所別	法律系 ^{國際} 法律研究所	考試時間	3月6日(六)第2節
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I.

2009年5月在台灣一個婚宴中，發生一件悲劇，婚宴中的新郎被親朋好友連續灌酒，以致於在送客回家後，嘔吐不止，送醫後，不治死亡。醫師檢驗發現新郎的酒測值高達0.93，研判是新郎喝酒過量引發的心因性疾病，因而導致猝死！請針對下面情形提出你個人的分析：

1、在婚宴當晚有一些人是新郎的好朋友，雖然新郎說他太累不能喝酒，但是他們還是強迫新郎要乾杯。請你嘗試分別針對這些人應該負責或不應該負責的理由加以說明（請務必說明負責與不負責的正反理由），如果要負責要如何負責？（25分）

2、在台灣，於宴席中強迫他人喝酒，造成喝醉酒的人發生車禍或者其他意外的事件不少，請你從你的觀察與經驗說明，這樣的事件對於社會的影響以及我們是否需要處理這種強迫他人喝酒行為？如果可以如何做？（25分）

考 試 科 目	社 會 議 題 分 析	所 別	法 律 科 際 整 合 研 究 所 ²¹²¹	考 試 時 間	3 月 6 日 (六) 第 二 節
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II. Critical Thinking and Analysis (50%)

Read the news story and answer the questions that follow. You may answer in either English or Chinese.

Paris pool bans Muslim woman in “burqini” swimsuit

(AFP) – Aug 12, 2009

PARIS — A Paris swimming pool has refused entry to a young Muslim woman wearing a “burqini,” a swimsuit covering most of the body, officials said Wednesday, adding to tensions over Muslim dress in France.

The incident came as French lawmakers conduct hearings on whether to ban the burqa after President Nicolas Sarkozy said the head-to-toe body covering and veil was “not welcome” in France, home to Europe's biggest Muslim minority.

Officials in the Paris suburb of Emerainville said they let the woman swim in the pool in July wearing the “burqini,” designed for Muslim women who want to swim without revealing their bodies.

But when she returned in August, they decided to apply hygiene rules and told her she could not swim if she insisted on wearing the garment, which resembles a wetsuit with built-in hood.

Pool staff “reminded her of the rules that apply in all (public) swimming pools which forbid swimming while clothed,” said Daniel Guillaume, an official with the pool management.

Le Parisien newspaper said the woman, identified by her first name Carole, was a French convert to Islam and that she was determined to go to the courts to challenge the decision.

“Quite simply, this is segregation,” the newspaper quoted her as saying. “I will fight to try to change things. And if I see that the battle is lost, I cannot rule out leaving France.”

The newspaper ran a photo of the woman sporting her three-piece “burqini” which she said she purchased in Dubai during a recent holiday.

“I bought it thinking that I could enjoy swimming without having to uncover myself,” she said.

考試科目	社會議題分析	所別	法律科際整合研究所 ^{7/2/}	考試時間	3月6日(六) 第二節
<p>Local mayor Alain Kelyor said “all this has nothing to do with Islam,” adding that the “burqini” was “not an Islamic swimsuit; that type of suit does not exist in the Koran,” the Muslim holy book.</p> <p>France has set up a special panel of 32 lawmakers to consider whether a law should be enacted to bar Muslim women from wearing the burqa.</p> <p>In an address to parliament in June, Sarkozy said the burqa was not a symbol of religious faith but a sign of women’s “subservience” and declared that it was “not welcome” in staunchly secular France.</p> <p>The country has had a long-running debate on how far it is willing to go to accommodate Islam without undermining the tradition of separating church and state, enshrined in a flagship 1905 law.</p> <p>In 2004, it passed a law banning headscarves or any other “conspicuous” religious symbols in state schools to defend secularism.</p> <p>The burqa debate in France has drawn chilling warnings from Al-Qaeda that it was ready to “take revenge for the honour of our daughters and sisters.”</p> <p>Communist MP Andre Gerin, who heads the National Assembly’s burqa commission, called the “burqini” ridiculous and said pool administrators were right.</p> <p>“We can't allow this. This is proof that there is a political agenda behind such dress,” Gerin told Le Parisien.</p> <p>Questions:</p> <ol style="list-style-type: none"> 1. Identify the reasons given in this news story to ban Muslim women wearing “burqini” in swimming pools. Explain the reasons when necessary. 2. Identify and explain the flaws in the reasoning mentioned above. 3. In addition to “burqini,” the news story mentions “burqa” several times. After reading the whole article, do you think they are the same thing or different? Why? 4. Why do the Parliament and President of France involve in relevant issues? What does secularism have anything to do with them and relevant controversies in this news story? 					
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5. Write your own argument to support or challenge the ban on “burqa” and “burqini.” You may provide your own reasoning without limiting yourself to the points mentioned in the news story.

