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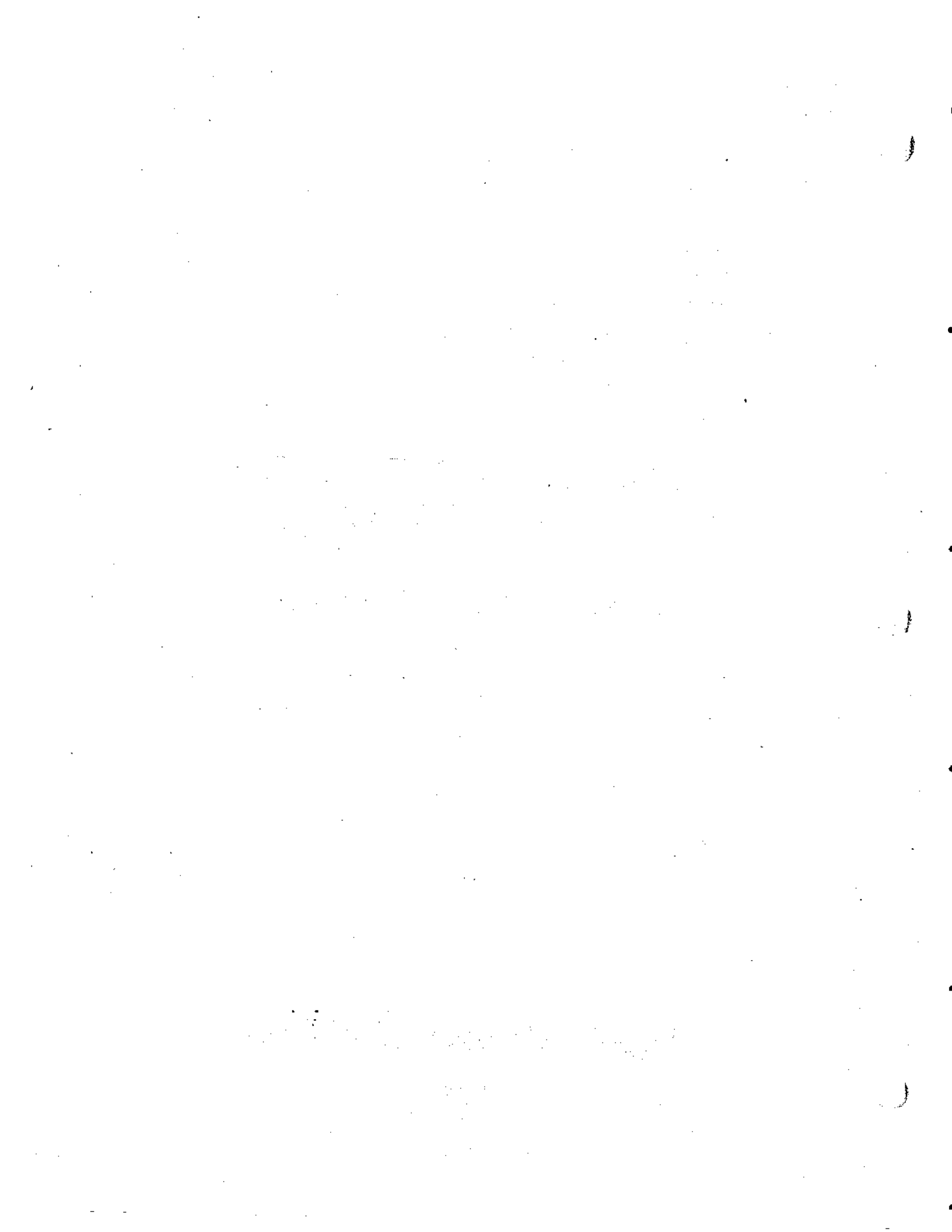
***GLOSSARY OF SELECTED
LEGAL TERMS***

ENGLISH-CANTONESE

State Justice Institute



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INTRODUCTION

During the past decade, thousands of Asian immigrants have appeared in American state courts as civil and criminal litigants. Interpreters, who breach the language gap between judge and litigant, are required by law and fairness to interpret all English spoken in court into the immigrant's language. However, while interpreters are held to the standard of interpreting legal terms accurately and completely, few bilingual legal resources exist. To begin to address the need for accurate bilingual equivalents for English legal terms, a proposal was submitted to the State Justice Institute for the development of basic bilingual legal glossaries in Cantonese, Laotian, Khmer (Cambodian), Korean, and Cantonese. These languages are spoken by a large number of individuals living in a wide range of states.

This bilingual English-Cantonese glossary is designed to be used as a working document for English-Cantonese court interpreters. Since for the most part interpreters interpret English legal words into Cantonese, the English terms are listed first. The body of the glossary consists of approximately 450 words, which were selected as representatives of frequently used legal terms in state courts. This list is by no means exhaustive; court interpreters use many other legal terms as well.

Each word is translated into its equivalent in Cantonese. The equivalent word or words given are, in the authors' opinions, the best interpretation of the English legal word. These word or short phrase interpretations convey the English word's meaning, and are meant to be used by interpreters when serving in legal proceedings.

In addition, some English words are defined in English because they have more than one English meaning. The English definitions, statements describing one or more meanings of the word, appear in parenthesis beside the English words. Readers are cautioned that many legal terms have alternate meanings. Interpreters must use great care to use the appropriate Cantonese alternate equivalent for an alternate English meaning. Also, interpreters are cautioned that a handful of legal words used regionally in some states appear in the glossary. If a word sounds quite unfamiliar, interpreters should check with other interpreters or attorneys.

At the end of the glossary, a bibliography outlines resources used in creating the glossary, and also other resources which may be useful to interpreters. Every court interpreter should utilize several dictionaries. An essential part of the interpreter's job is to continuously look up word meanings in both languages.

This glossary is meant to serve as a foundation for the development of individual bilingual legal glossaries by Cantonese interpreters. The words are widely spaced to allow for the inclusion of usage notes and other comments. Interpreters are strongly encouraged to elaborate on the definition (as opposed to the equivalent, which is the translation of each term, a definition is a statement of the meaning(s) of the word or phrase), of each word in Cantonese and English, to make up a sentence using the term, and to include other pertinent information. Binder paper can

be added at the end of the glossary for the addition of other important legal terms. For an excellent discussion of the development of an interpreter's glossary, see Gonzalez, Vasquez, and Mikkelson, *Fundamentals of Court Interpretation*, Carolina Academic Press 456 (1991).

This project was produced through the efforts of several people. The word list was compiled by Joanne Moore, J.D., manager of the Washington State Court Interpreters Certification Program, Office of the Administrator for the Courts, and by Gregg Miller, certified interpreter and interpreting educator in Los Angeles County, California. The Cantonese equivalents were written by Jackie Luk, California and Los Angeles County certified Cantonese interpreter, and John Wu, California and Los Angeles certified interpreter. The translations were reviewed by Chih-Chuan Marissa Hsu, Washington State certified Cantonese interpreter, and by Professor Ling Chi Wang, University of California at Berkeley.

This glossary was developed through a grant from the State Justice Institute. Points of view expressed here in are those of the authors, and do not necessarily represent the official position or policies of the State Justice Institute.

Every attempt has been made to ensure the accuracy of the translations and definitions contained herein. No express or implied guarantees or warranties are made.

ABSTRACT (summary)

摘要

ACCESSORY (assistant in a crime)

幫兇；從犯

ACCOMPLICE

同謀；共犯

ACCUSATION (written charge)

指控書

ACCUSED (defendant)

被告

ACQUIT

宣告無罪

ACQUITTAL

無罪釋放

ADJUDICATE

裁定；判決

ADJUDICATION (n.) (deciding case through judicial or administrative hearing)

裁定；判決

ADMISSIBLE (acceptable, e.g., admissible evidence)

可接受的

ADMISSION (disclosure of adverse facts)

供認

ADOPTION (legal process of establishing parental relationship between adoptive parent and child born of other parents)

收養

ADVISEMENT OF RIGHTS

權利告誡

AFFIDAVIT

宣誓書

AFFIDAVIT OF PREJUDICE (sworn statement alleging a potential judge is biased)

宣稱法官有偏見的宣誓書

AGREEMENT (two or more persons' mutual promises)

協議

AID AND ABET

協助及教唆

ALIMONY

贍養費

ALLEGATION (party's statement of fact the party intends to prove)

聲稱

ALLEGED (asserted as a true fact)

被指稱的

AMEND (to revise a complaint or other legal document)

修定；修正

AMENDMENT (modification of document)

修定；修正

ANSWER (n.) (defendant's formal document setting out defense) (civil)

答辯狀

APPEAL (n.) (review of a case by a higher court)

上訴

APPEAL (v.) (to file a case in a higher court for review)

上訴

APPEARANCE (party's presence in court)

出庭

ARBITRATION

仲裁

ARGUMENT (debate before the court)

爭辯

ARRAIGN (to formally advise defendant of the charges at an initial court appearance)

將以提訊

ARRAIGNMENT

提訊；過堂

ARREST (law enforcement's taking of suspect into formal custody)

拘捕

ASSIGNEE

受托人

ATTEST (to affirm under oath)

作證

ATTORNEY

律師

ATTORNEY OF RECORD

記錄上的律師

AUTHENTICATE

鑑定；認證

BAIL (security given for the release of a defendant pending trial)

保釋金；保釋

BAIL BONDSMAN

保釋人

BAIL FORFEITURE

沒收保釋金

BAIL REVIEW

保釋金審議

BAILIFF

庭警

BANKRUPTCY

破產

BENCH (judge or court)

法官席

BIAS

偏見

BODY ATTACHMENT

人身扣留令

BOND (certificate of debt redeemable by court if defendant fails to appear in court)

保釋券；擔保券

BOOKING NUMBER

落案號碼

BREATHALYZER

呼吸分析器

BRIBE

賄賂

BRIEF (n.) (written synopsis of case)

訴訟綱要

BURDEN OF PROOF

證明之責任；舉證之責任

CALENDAR, COURT

法庭日程表

CAPITAL PUNISHMENT	死刑；首刑
CASE (criminal or civil lawsuit)	案件
CAUSATION	造因
CERTIFIED	經證明的；經檢定的
CHAIN OF CUSTODY	保管的承接
CHALLENGE (to object to the qualifications of a potential juror)	反對
CHALLENGE FOR CAUSE	有原因的反對
CHAMBERS (judge's office)	內庭
CHARGE	控罪
CHILD SUPPORT	撫育費
CIRCUMSTANCES, AGGRAVATING	增重性的環境
CIRCUMSTANCES, MITIGATING	減輕性的環境
CITATION (official notice to appear in court, especially traffic court)	告票

CITATION (notation of legal authority)	引據
CITY ATTORNEY	市府律師
CIVIL ACTION	民事訴訟
CLAIM (n.) (legal demand)	索賠
CLERK (court official)	法庭書記
COLLATERAL (property pledged to secure a debt, e.g., bail)	抵押品
COMMISSIONER	聽証官
COMMIT (v.) (to institutionalize, e.g., to a mental hospital)	判處禁閉
COMMIT (v.) (to perpetrate, e.g., a crime)	犯
COMMITMENT	判處禁閉
COMMUNITY PROPERTY	共有財產
COMPETENCY (legal capacity to stand trial)	能力；資格
COMPLAINT (written statement initiating a criminal or civil action)	告狀

COMPLY (to act as directed or ordered)

遵守；順從

COMPOSITE DRAWING

綜合素描

CONFESSION

自白

CONFISCATE (governmental seizure of property)

充公

CONFLICT OF INTEREST

利益衝突

CONSTITUTIONAL RIGHT

憲法權利

CONTEMPT OF COURT

藐視法庭

CONTINUANCE (rescheduling a legal proceeding for a later date)

押後期；延續期

CONTROLLED SUBSTANCE

受管制物

CONVICT (n.) (individual who has been found guilty and incarcerated)

罪犯

CONVICT (v.) (to find defendant guilty of a crime)

判為有罪

CONVICTION (finding of guilt in a criminal case)

定罪

CORONER	驗屍官
CORROBORATE	確證
COUNSEL (v.) (to advise); (n.) (lawyer)	律師
COUNSEL TABLE	律師席
COUNT (n.) (numbered charge)	項
COUNTERCLAIM	反訴
COUNTY JAIL	縣監獄
COURT	法院；法庭
COURT INTERPRETER	法庭翻譯員
COURT ORDER	法令
COURT REPORTER	法庭記錄員
COURT, DEPENDENCY	兒童監護法院
COURT, DISTRICT	區域法院

COURT, JUVENILE

兒童法院

COURT, MUNICIPAL

地方法院

COURT, NIGHT

夜庭

COURT, SUPERIOR

高等法院

COURT, SUPREME

最高法院

COURT, TRAFFIC

交通法院

COURT-APPOINTED COUNSEL

法庭指派的律師

COURTROOM

法庭

CREDIBILITY

可信性

CRIME

罪行

CRIMINAL RECORD

犯罪記錄

CUSTODY (care and control of children);

監護兒童

CUSTODY (incarceration)

扣留

DAMAGES (repayment for loss or injury)	賠償損失
DEATH PENALTY	死刑
DEATH ROW	等待死期
DECREE (n.) (order, judgment)	頒令
DEFAULT JUDGMENT	缺席裁判
DEFENDANT	被告人
DEFENSE (evidence offered by an accused to defeat a criminal charge)	辯護
DEFENSE (the defendant and defense attorney)	被告方
DEFENSE ATTORNEY	辯護律師
DELIBERATION (careful consideration, e.g., of jury)	磋商；審議
DEPORTATION	遞解出境
DEPOSITION (oral statement given under oath)	宣誓口供
DEPUTY D.A.	副檢察官

DETENTION (being retained in custody)	拘留
DISCOVERY (pretrial process to obtain facts from other side)	證據透露
DISMISS	撤消
DISMISSAL (WITH PREJUDICE)	撤消 (不可從新起訴)
DISMISSAL (WITHOUT PREJUDICE)	撤消 (可從新起訴)
DISPOSITION (final outcome of a criminal case)	刑事處分
DISSOLUTION (termination of a marriage, partnership, etc.)	解約
DISTRICT ATTORNEY (D.A.)	檢控官；檢察官 (主控)
DIVERSION (order for criminal defendant to participation in alternative program)	改道計劃
DIVORCE	離婚
DOCKET (n.)	每日案件列表
DOMESTIC VIOLENCE	家庭暴力事件
DOUBLE JEOPARDY	雙重判案；一罪重審

DUE PROCESS

正當程序；應有程序

ENHANCEMENT (factor that increases criminal penalty)

增加刑期

ENTER A PLEA

作出答辯

ENTRAPMENT

設陷阱；使人圈套

EQUAL PROTECTION

同等保護

EVICITION

驅逐；迫遷

EVIDENCE

證據

EVIDENCE, CIRCUMSTANTIAL

間接的證據

EVIDENCE, DIRECT

直接的證據

EVIDENCE, PRIMA FACIE

表面的證據

EXAMINATION, CROSS

對方盤問

EXAMINATION, DIRECT

我方發問

EXAMINATION, RE-CROSS

對方再盤問

EXAMINATION, RE-DIRECT

我方再發問

EXHIBIT (object submitted as evidence)

呈示物

EXHIBIT, PEOPLE'S

人民方呈示物

EXHIBIT, DEFENSE'S

辯方呈示物

EXTRADITION

引渡

EYEWITNESS

目擊證人

FAILURE TO COMPLY

違背命令；沒有遵守

FAIR HEARING

公平的聆聽

FALSE IMPRISONMENT

非法禁錮；非法拘禁

FELONY

重罪

FIELD SOBRIETY TEST

現場清醒測驗

FILE (n.)

檔案

FILE (v.)

呈遞

FINANCIAL RESPONSIBILITY

財務上之責任

FIND (v.) GUILTY

裁定有罪

FINDING

判決

FINE (court-imposed monetary assessment)

罰款

FINGERPRINTS

指紋

FIREARM

槍械

FORECLOSURE

取消押贖權

FORFEIT

沒收

FOSTER CARE

寄養

FRAUD

行騙

GARNISH (to issue process for purpose of attaching wages or money)

命令扣押錢財

GOOD CAUSE

足夠的理由

GRAND JURY

大陪審團

GROUNDS (reasons)

理由

GUARDIANSHIP

監護權

GUILTY

有罪

HABEAS CORPUS

人身保護令

HANDCUFFS

手銬

HARASSMENT

騷擾

HEARING (formal proceeding held before judge or administrative law judge)

聆訊

HEARING, CONTESTED

有爭議的聆訊

HEARING, PRELIMINARY

初步聆訊

HEARSAY

聽說

HOLDING CELL

拘留間

ILLEGAL

非法

IMMUNITY (exemption from a charge or penalty)

豁免

IMPEACHMENT OF WITNESS

彈劾證人

INADMISSIBLE

不可接納

INCRIMINATE

加罪

INDICTMENT

正式控訴書

INDIGENT

貧窮的

INFORMANT

告密人

INFORMATION (formal charge)

正式起訴

INFRACTION

違例

INJUNCTION

禁制令；強制令

INMATE

同囚；囚犯

INNOCENT UNTIL PROVEN GUILTY

未證實有罪前為清白

INTENT (state of mind when performing an act)

意圖；意向

INVESTIGATION

調查

JAIL	監牢
JOIN (concur)	聯同
JUDGE (n.)	法官
JUDGMENT	判決
JURISDICTION	管轄權
JUROR, ALTERNATE	後備陪審員
JURY	陪審團
JURY BOX	陪審員席
JURY FOREMAN	陪審團長
JURY TRIAL	陪審團審訊
JURY, HUNG	不能議決的陪審團； 懸而不決的陪審團
JUVENILE HALL	兒童拘留所
KIDNAP	綁架

LARCENY

偷竊

LAWSUIT

訟案

LEADING QUESTION

引導性之問題

LEASE

租約；租契

LIABILITY

賠償責任；負責

LIBEL

誹謗

LIE DETECTOR

測謊器

LIFE IMPRISONMENT

終身監禁；無期徒刑

LINE-UP

行列式認人

LITIGATION

訴訟；官司

**MALICE (purposely committing a crime
which will harm another)**

惡意

MALPRACTICE

瀆職

MENTAL HEALTH

精神健康

MIRANDA WARNING

MIRANDA 之 告 誡

MISDEMEANOR

輕 罪

MISTRIAL

誤 審

MODIFICATION

修 改

MOTION (a petition for a ruling)

申 請 動 議

MOTION DENIED

動 議 被 拒

MOTION GRANTED

動 議 獲 准

MUG SHOT

落 案 照 片 ； 嫌 犯 照 片 ；
通 緝 犯 照

NEGLIGENCE

疏 忽

NOT GUILTY

不 認 罪 ； 無 罪

NULL AND VOID

無 效

OATH

誓 約 ； 宣 誓

OBJECT (v.)

反 對

OBJECTION	反對
OBJECTION OVERRULED	反對無效；反對不批准
OBJECTION SUSTAINED	反對批准；反對成立； 反對受支持
OFFENDER	違法者
OFFENSE (violation of law)	犯法
OFFER OF PROOF	提出為証據
ORDINANCE	條例
OVERRULE	駁回
OVERT ACT	公開行動
PARALEGAL	法律助理
PAROLE	假釋
PARTY (plaintiff [People, State, etc.] or defendant)	一方
PATERNITY	父職

PENALTY	懲罰；罰微
PENALTY ASSESSMENT	額外罰款
PENDING (not yet decided)	待決的
PENITENTIARY	州或聯邦監獄
PEOPLE (PROSECUTION)	人民（主控）
PEREMPTORY CHALLENGE	無需具理之反對
PERMANENT RESIDENT	永久居民
PERSONAL (OWN) RECOGNIZANCE	自身招保；自身擔保
PETITION (n.) (formal written request for an order)	申訴書
PETITION (v.) (ask, request)	請願
PLAINTIFF	原告
PLEA (defendant's "guilty" or "not guilty" answer to a criminal charge)	答辯
PLEA BARGAIN	答辯協議

PLEADINGS (documents filed in a case)

狀詞

POINTS AND AUTHORITIES

法律與引據

POLYGRAPH

測謊器描圖

POSTPONEMENT

押後

PRE-SENTENCE REPORT

判罪前的報告

PREJUDICE (bias or preconceived opinion)

偏見

PREPONDERANCE OF THE EVIDENCE

證據的有力優勢

PRESUMPTION OF INNOCENCE

清白之假設

PRETRIAL CONFERENCE

審前會議

PRETRIAL RELEASE

審前釋放

PRIORABLE OFFENSE

可留前科之罪

PRIORS

前科

PRISON

監獄

PRIVILEGE

特權

PRO PER

自辯

PROBABLE CAUSE

合理的原由；可成立的理由

PROBATION (suspension of defendant's sentence under supervision of probation officer)

緩刑監視

PROBATION DEPARTMENT

緩刑監視處

PROBATION OFFICER

緩刑監視官

PROBATION, FORMAL

正式緩刑監視

PROBATION, SUMMARY

簡易緩刑監視

PROOF (evidence convincing to the judge or jury)

證據；物證

PROSECUTION

檢控方

PROSECUTOR

檢控官

PUBLIC DEFENDER (P.D.)

公設辯護律師（公辯律師）

QUASH

取消

RAP SHEET

犯罪記錄單

REASONABLE DOUBT, BEYOND A

無合理的懷疑

REBUTTAL

反駁

RECKLESS DRIVING

魯莽駕駛

REGULATION

規則

RELEASE OF INFORMATION

准許透露資料

RELINQUISHMENT (giving up a right)

棄權

REMAND (to send a case back to a lower court or administrative hearing office)

發回案件

REMAND (to send a person back into custody)

還押

REMEDY (n.) (legal compensation for a wrong)

維護權利方法

REPORT (v.) (to state)

報告

REPORT (n.) (a formal account of facts or information)

告發

RESPONDENT	答辯方
RESTITUTION	賠償
RESTRAINING ORDER	禁令
REVOKE	撤回；取消
RIGHTS, CONSTITUTIONAL	憲法的權利
RULE (v.) (to decide)	裁決
SEARCH AND SEIZURE	搜查與扣押
SELF DEFENSE	自衛
SELF-INCRIMINATION	自我加罪
SENTENCE (n.) (court's punishment)	判刑
SENTENCE, CONCURRENT	同時判刑
SENTENCE, CONSECUTIVE	接續判刑
SENTENCE, SUSPENDED	緩期判刑

SENTENCING

判刑

SEPARATION

分居

SERVE A SENTENCE

服刑

SETTLEMENT

庭外和解

SHERIFF

縣警

STATEMENT, CLOSING

律師終結辯論

STATEMENT, OPENING

律師開場白

STATUTE

法規

STATUTE OF LIMITATIONS

時限規定

STATUTORY RAPE

法定強姦罪

STAY (n.) (a delay or cessation)

暫緩程序

STAY (v.) (to put off or block)

延期

STIPULATE

訂定；約定

STIPULATION	協定
STRAIGHT TIME	一次過服刑時間
SUBMIT (present, e.g., present evidence to the court)	提交；付交
SUBPOENA	傳票
SUE	控告；控訴
SUIT	訟案
SUSTAIN	批准
SWEAR (to declare under oath)	宣誓
TESTIFY	作證
TESTIMONY	證言；證辭
TIME SERVED	已服刑之期
TORT	民事侵犯
TRAFFIC CITATION	交通告票

TRAIL

逐日展延

TRANSCRIPT

轉錄本；謄本；抄本

TRIAL

審訊；審判

TRIAL, COURT/BENCH

法庭／法官審判

TRIAL, JURY

陪審團審判

TRIAL, SPEEDY

迅速審判

UNCONSTITUTIONAL

違憲

UNDERCOVER

暗中進行

UNEMPLOYMENT

失業

UNLAWFUL DETAINER

非法留置者

VACATE (v.) (to cancel)

取消；撤消

VENUE

審判地點

VERDICT

陪審團的裁決

VICTIM

受害者

VIOLATION

違犯

VISITATION

探視權利

VOIR DIRE

查詢資格

WAIVE RIGHTS

棄權

WAIVE TIME

放棄時限權利

WAIVER OF RIGHTS

棄權書

WARRANT (order, permit)

法令

WARRANT, ARREST

逮捕令

WARRANT, BENCH

法庭逮捕令

WARRANT, SEARCH

搜查令

WEAPON

兇器；武器

WEAPON, CONCEALED

隱藏武器

WEAPON, DEADLY

致命武器

WEIGHT OF THE EVIDENCE

證據之偏重

WITNESS (n.)

證人

WITNESS, DEFENSE

辯方證人

WITNESS, EXPERT

專家證人

WITNESS, HOSTILE

有敵意的證人

WITNESS, MATERIAL

重要證人

WITNESS, PROSECUTION

控方證人

WITNESS STAND

證人席

WORK FURLOUGH

準暫獄外工作

WORK RELEASE

指定工作代監禁

WRIT

法院判令

CRIMES

ARSON	縱火
ASSAULT	攻擊
ASSAULT, AGGRAVATED	嚴重攻擊
ASSAULT WITH A DEADLY WEAPON	以致命武器攻擊
AUTO TAMPERING	肆弄車輛
BATTERY	毆打
BATTERY, SPOUSAL	毆打配偶
BOOKMAKING	外圍下注
BRANDISHING A WEAPON	揮示武器
BREAKING AND ENTERING	強行闖入
BURGLARY	盜竊

CHILD MOLESTATION

狎褻兒童；狎弄兒童

CONSPIRACY

串謀；共謀

CONTEMPT OF COURT

藐視法庭

COUNTERFEITING

偽造

DISORDERLY CONDUCT

不規矩行為

DISTURBING THE PEACE

擾亂治安

DRIVING WHILE INTOXICATED

在酒精影響下駕駛

DRUNK DRIVING

醉酒駕駛

EMBEZZLEMENT

盜用公款

EXTORTION

勒索

FAILURE TO APPEAR (FTA)

不出庭；不到庭

FORGERY

假冒

GAMBLING

賭博

GLUE SNIFFING

嗅膠；聞膠

GRAND THEFT

重偷竊罪

HIT AND RUN

撞車後逃跑

HOMICIDE

殺人

INCEST

亂倫

INDECENT EXPOSURE

猥褻露體

JOYRIDING

偷車作樂

KIDNAPPING

綁架

LARCENY

盜竊

LEWD CONDUCT

淫褻行為；污穢行為

LIBEL

誹謗

LOITERING

游蕩

LYNCHING

私刑

MALICIOUS MISCHIEF

惡意損害

MANSLAUGHTER

誤殺

MANSLAUGHTER, INVOLUNTARY

非自願誤殺

MANSLAUGHTER, VOLUNTARY

自願誤殺

MAYHEM

殘害人身

MURDER

謀殺

ORAL COPULATION, FORCED

強迫口交；強行口交

PANDERING

淫媒；龜鴿

PERJURY

偽證

PETTY THEFT

輕偷竊罪

PIMPING

拉皮條

**POSSESSION OF DRUGS (COCAINE,
HEROIN)**

**私藏毒品（古可因，
海洛英）**

PROSTITUTION

賣淫；從娼

RAPE

強姦

RAPE, STATUTORY

法定強姦

RAPE IN CONCERT

協同強姦

RECKLESS DRIVING

魯莽駕駛

ROBBERY

搶劫

SEXUAL MOLESTATION

性褻弄

SHOPLIFTING

高買；顧客行竊

SLANDER

言語誹謗

SODOMY

雞姦；肛交

THEFT

偷竊

THEFT, GRAND

重偷竊罪

THEFT, PETTY

輕偷竊罪

TRESPASSING

擅入私宅；非法侵入

VAGRANCY

流鶯

VANDALISM

惡意破壞他人財物

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