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The Impact of Digital Communities on Legislation and Judicial Strategies

A Case Study of Taiwan's 2023 #MeToo Movement and Sexual Harassment Legal Reform

Pin-Hui (Flora), Shih

- Governor, the Soroptimist International of the Taiwan Region
- Managing Partner, Shang-He United Law Firm

慧質蘭馨、28 佳人



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Speaker Introduction

慧質蘭馨、28 佳人

Pin-Hui (Flora), Shih



Education & Certifications

- LL.B., Judicial Division, College of Law and Business, National Chung Hsing University
- Master of Business Administration, National Sun Yat-sen University
- Admitted to the Taiwan Bar (1992)
- Certified Arbitrator / Patent Attorney

Current Positions

- Managing Partner, Shang-He United Law Firm (Since 1996)
- Chairperson, Trust Law Committee, 1st 2nd and 3rd Sessions, Taiwan Bar Association.
- Vice Chairperson, Crime Victim Rights Protection Committee, Taiwan Bar Association
- Governor, Soroptimist International of the Taiwan Region (2025 – 2026)

Distinguished Experience

National Judicial & Reform Roles

- Member, National Conference on Judicial Reform, Office of the President, R.O.C.
- Member, Judges Selection Committee, Judicial Yuan
- Lecturer, Pre-service Training for Lawyers, Ministry of Justice
- Member, Attorney Disciplinary Re-examination Committee, Supreme Court
- Mediator, Family Division, Kaohsiung Juvenile and Family Court

Taiwan Bar Association

- Chairperson, Board of Supervisors, 11th Term (Oct. 2018-Oct. 2019)
- Executive Director & Secretary-General, Taiwan Bar Association 10th Term (Oct. 2015 – Oct. 2016)
- Member, Sexual Harassment Complaint Processing Committee, Taiwan Bar Association(2011, 2012)
- Member, Medical Professional Curriculum Committee, Taiwan Bar Association(July 2019 – Dec. 2020)

Kaoshuing Bar Association

- President, 13th Term (Feb. 2014 – Aug. 2015)
- Chairperson, In-service Training Committee
- Chairperson, Judicial Reform Committee
- Member, Ethics and Discipline Committee
- Chairperson, Committee on Women's Issues

Legal Aid Foundation

- Member, Review Committee for Legal Aid Attorneys (Sept. 2022 – Aug. 2025)



Government & Social Advocacy Roles

- Member, Legal Affairs Committee, Kaohsiung City Government (May 2020 – Dec. 2020)
- Member, Employment Discrimination Review Committee, Kaohsiung City Government
- Chairperson, Workplace Bullying Investigation Committee, Kaohsiung City Government
- Chairperson, Campus Bullying Prevention Investigation Committee
- Member, #MeToo Pro Bono Legal Defense Team

Leadership in Soroptimist International of the Taiwan Region

- Governor-elect, 27th term (2024 – 2025)
- Executive Director, Terms 21, 22, 23, 24, 26)
- Chief Supervisor, 25 th term (July 2022 – June 2023)
- Director, 20th Term (July 2020 – June 2021)

Soroptimist International of Kaohsiung

- President, 23rd Term (July 2018 – June 2019)





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The Rise of Digital Communities: Amplifying Awareness



Traditional Dilemma

- Information Asymmetry
- Moral Coercion & Stigma
- Protracted Legal Reform

Current Improvements

- Viral Dissemination
- Rising Gender Equality Awareness
- Accountability via Public Pressure
- Online platforms provide victims with emotional solace and tangible legal aid.



Social Media Usage in Taiwan

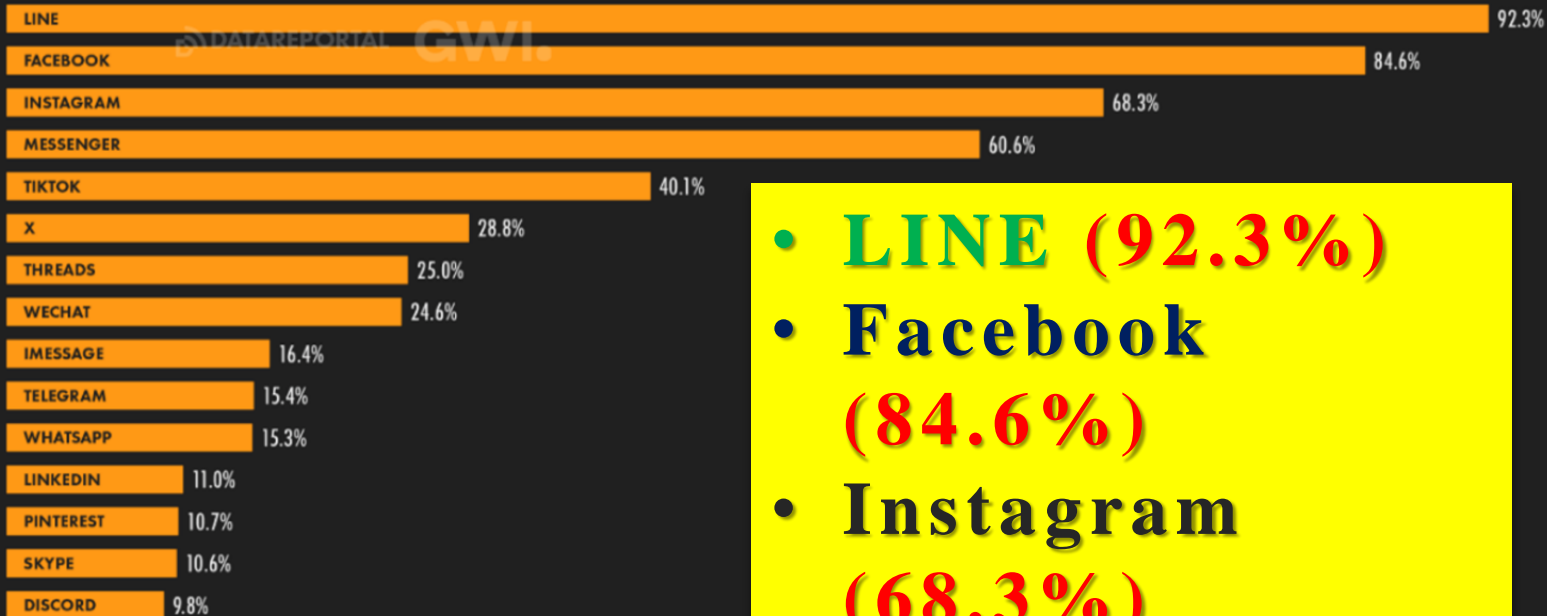


2025年
2月

最廣為使用的社群媒體平台



每月使用每個平台的16歲以上網路使用者佔比
註：YouTube並非GWI調查的選項，因此不會出現在排名中



- **LINE (92.3%)**
- **Facebook (84.6%)**
- **Instagram (68.3%)**

86

SOURCE: GWI (Q3 2024). FIGURES REPRESENT THE FINDINGS OF A BROAD SURVEY OF INTERNET USERS AGED 16+. SEE [GWI.COM](https://www.gwi.com). NOTE: YOUTUBE IS NOT OFFERED AS AN ANSWER OPTION FOR THIS QUESTION IN GWI'S SURVEY.

we are social Meltwater

來源：《Digital 2025 : Taiwan》 FANS FEED 編譯

參考資料：<https://reurl.cc/aMDWIX>

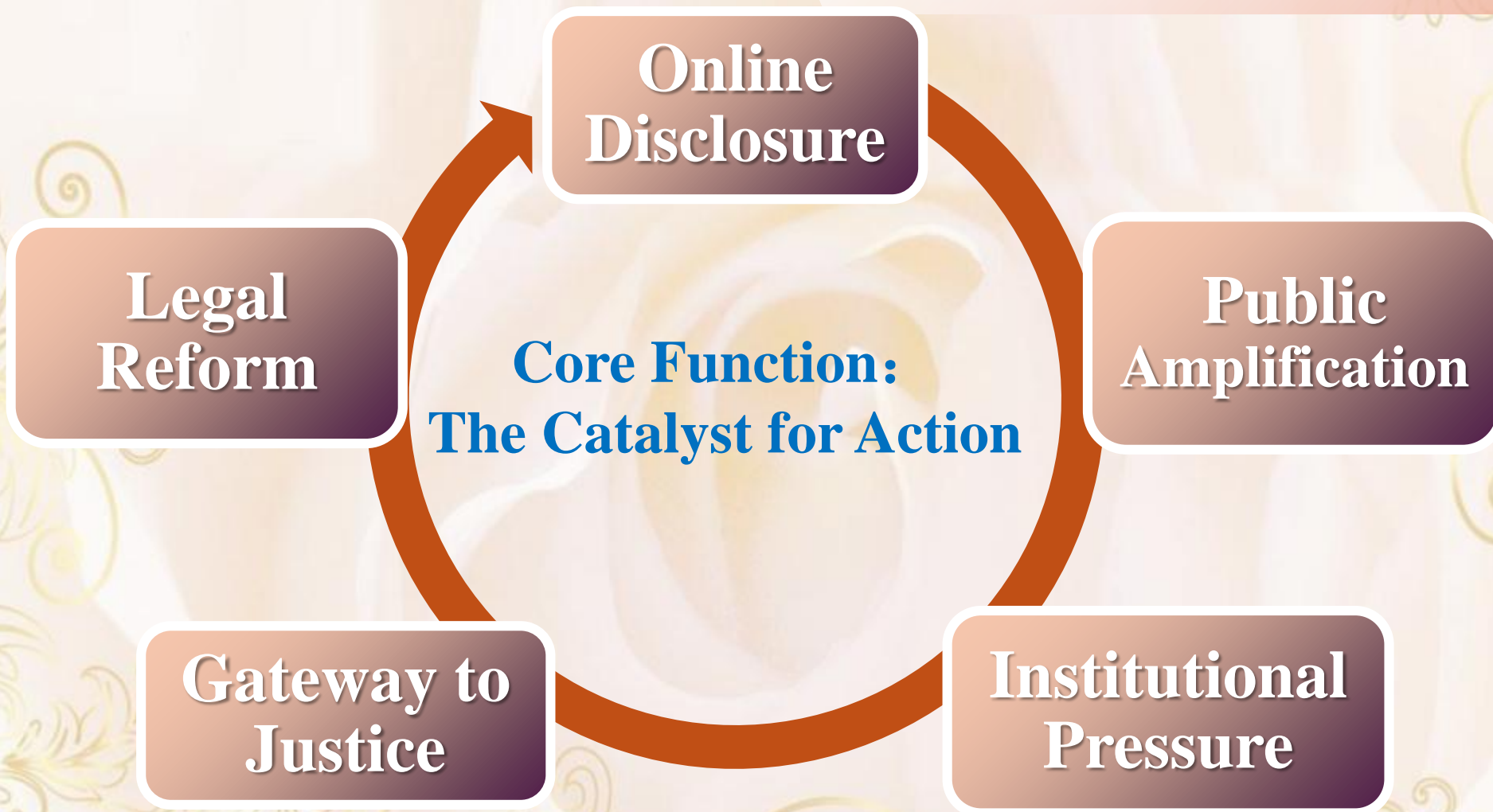


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The Power of Digital Communities



Taiwan #MeToo: The Chen Incident

The Incident

- Subjected to **repeated sexual harassment** by a colleague.
- Reported to supervisors but **faced secondary victimization** instead of support.
- Suffered physical and mental distress, and was effectively **forced to leave the workplace**.
- **Bravely spoke out on Facebook** to reveal the truth.

Response & Legal Reform

- **Disciplinary Actions:** The perpetrator faced Party disciplinary measures and was referred to judicial authorities.
- **Support System:** Established a dedicated helpline/mailbox, encouraging all current and former staff to report misconduct.
- **Legal Reform:** Prompted amendments to the Three Gender Equality Acts, specifically closing the loophole regarding "harassment of employees during non-working hours."

和我一起，走在法國的365天
2023年6月19日 · 6

我本想把這件事帶進棺材裡
#metoo

最近台灣的metoo事件越演越烈，也把我推向回憶深淵
這件事情除了我以外，沒人知道
我本想就這樣藏在心裡
只要我封鎖他所有的一切，就好像什麼都沒發生過

遺憾的是，這兩天我不停的看見他以正面的形象頻頻出現
每看到一次，我都激動得全身發抖，寢食難安
就連這篇文章，我也控制不住我顫抖的雙手

我的遭遇發生在十多年前，當時我才17歲
透過當初在學校的朋友介紹，認識了這位演藝圈的大前輩
他給人的形象很和善、很無害，也很有音樂及藝術涵養
當時的我喜歡創作，完全把他當成前輩一樣尊敬
我感謝他鼓勵我創作，在他主持的電臺播我寫的歌
但我沒想到他晚上跑來我的宿舍樓下，讓我上車
在車內沒問我的意願就湊過來吻我，說喜歡我
當時的我嚇得說不出話，根本也不知道怎麼反應
的確他後來誠懇的道歉了，我也接受了他的道歉

再後來發生的事，讓我直至今日都希望
「如果當天我沒去探那個班」
那天，他來到台中在老虎城前主持一個活動
我說我剛好在附近可以去探班，還買了鳳梨酥當伴手禮
去
我不記得活動是還沒開始還是結束了

陳汶軒
2023年6月2日 · 6

#讓我為自己勇敢一次

我知道此時此刻，民進黨承受不起再有第二個受害者出現，任何的受害事件，都會被上升為政治炒作，進而攻擊這個我深愛、且投入一切熱情服務的黨。

但是，對不起，我真的撐不住了。不論是看了影劇，或是看到其他黨工的求救信，真的覺得好累、好痛。

事件加害者，就是我當時的部門同仁陳右豪，還有我的主管，時任青年部主任蔡沐霖。他不僅沒有接住我，更狠狠地把我踹到無底深淵，直到現在，我仍無法拾起完整的自己。抱著支離破碎的身軀，我已心死離開政治工作。

陳是主任最重視的下屬，也是他競選立委時的辦公室主任。他因為追求我不成，進而惱羞，後來與主任聯手把我逼走。那段過程，是我人生最黑暗、最可怕的噩夢。

#回顧事件經過

起先我和陳處的不錯、共事融洽，回到家會私訊我閒聊，我們一直以好朋友身份互動。認識我的人都知道，我早有穩定交往數年的對象，且我從不隱瞞，陳也清楚。

讓我感到不對勁的，是他開始有些進一步的舉動；例如沒問過就幫我買早餐、或是叫計程車到我家樓下，要求我陪他去喝酒。且傳訊息頻率越來越密集，常深夜打電話給我。

不只訊息、電話，他常在各種飯局喝醉時，會對我攔腰、摸屁股、摸頭髮、偷親臉頰。我每次都明確的拒絕，但他沒有因此收斂，這些事情都讓我難受到好想死，但還是必須故作微笑的說，你不要這樣。

Driven by Digital Communities: Amendments to the Three Gender Equality Acts

**Gender Equity Education Act, Act of Gender Equality in Employment,
Sexual Harassment Prevention Act**



Category	Before Amendment	After Amendment
Power Harassment	Undefined/Lighter	Defines 'Power Harassment' & Punitive damages.
Complaint & Investigation Mechanism	Mostly handled internally by the organization; lacked external oversight.	Allows appeals to the competent authority (government), preventing conflicts of interest (avoiding "players acting as referees").
Employer / Venue Owner Liability	Focused on reactive (post-incident) handling.	Mandates immediate intervention upon awareness; heavy penalties for inaction.
Scope of Application	Limited to working hours/duty execution.	Expands coverage to include continuous harassment occurring after working hours (under the Act of Gender Equality in Employment).
Campus Regulations	Gray area regarding teacher-student relationships; investigations were easily influenced by power dynamics.	Explicitly prohibits romantic relationships between teachers and students; requires investigation committees for such cases to be composed entirely of external members.

Digital Sexual Violence



5418個黃子佼，打造最糟糕的論壇，背後是如何運作的？

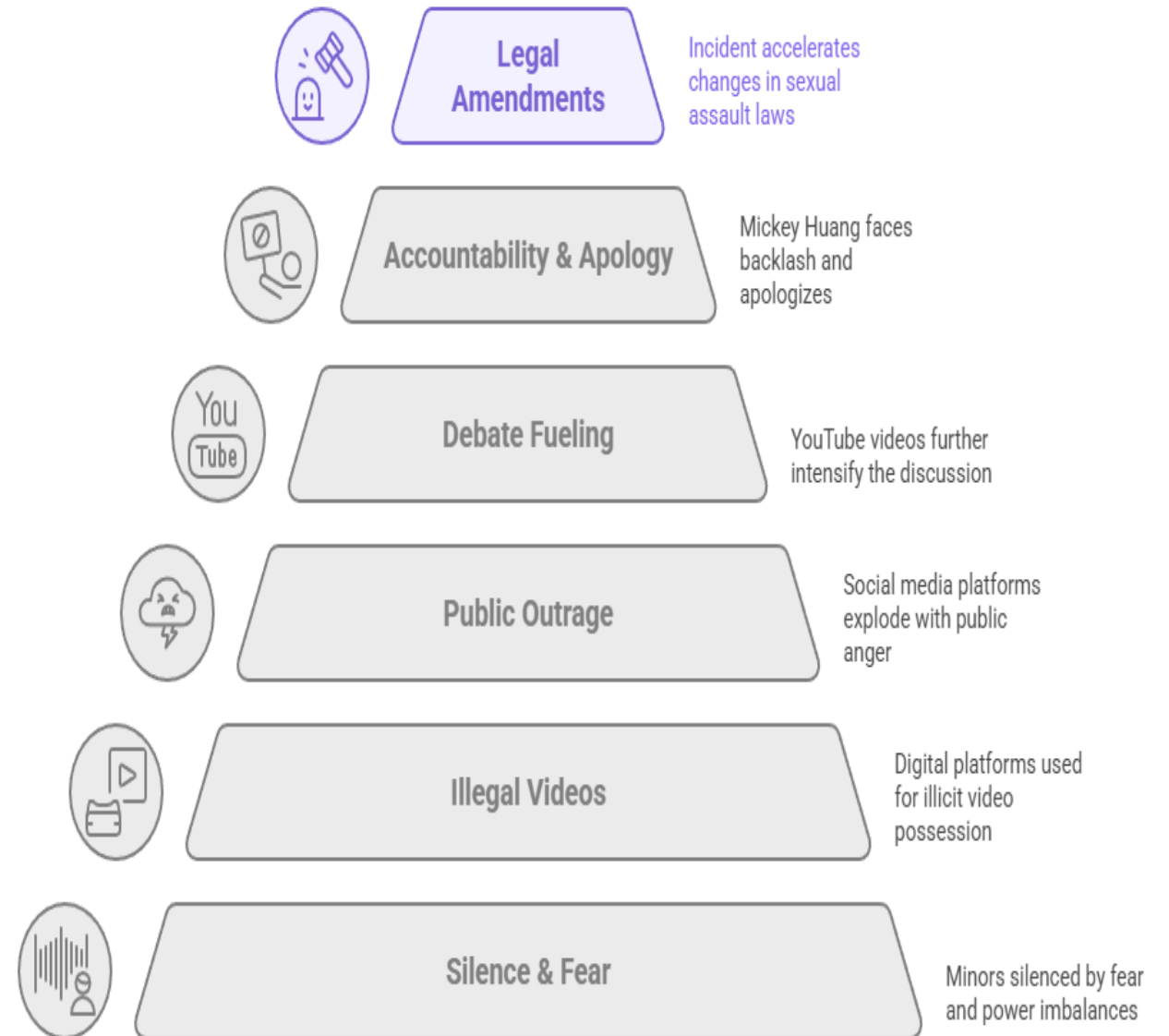
觀看次數：157萬次 · 1年前

異色檔案

頻道會員全面更新

<https://www.youtube.com/channel/UCVwIKAna1gU30r3s9je061A/j...>

The Mickey Huang Case



Amendments to the Sexual Assault Crime Prevention Act



Expanding Protection

- **New Offenses Added** : Criminalizing violations of sexual privacy and the creation of fabricated sexual images

Strengthening Mandatory Reporting

- **Expanded list of mandatory reporters to include:**
 - Early childhood educators and caregivers.
 - Private employment service agencies and their personnel.

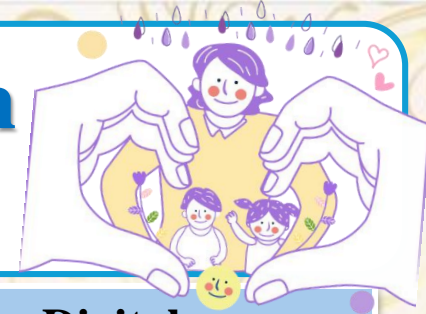
Obligations & Penalties for Internet Platforms

- **Immediate Action:** Platforms must remove or restrict access to content immediately upon awareness of suspected crimes.
- **Data Retention:** Relevant data must be preserved for 180 days for investigation.

Offender Treatment & Community Supervision

- **Enhanced Rehabilitation:** Strengthened mandates for physical/mental treatment, counseling, and compulsory education.
- **Stricter Supervision:** Improved enforcement of community monitoring mechanisms.
- **Goal:** Preventing recidivism (re-offending) to protect potential victims.

Amendments to the Child and Youth Sexual Exploitation Prevention Act



1. New Types of Offenses Added:

Heavy penalties for those who reproduce, possess, or pay to view child sexual images!

2. New Criminal Offenses Added:

Offense 1: Reproduction of child sexual images.

Offense 2: Possession of child sexual images without justification (after paying for them).

Offense 3: Paying to view child sexual images.

3. Increased Penalties for Child Sexual Exploitation

- Paying to view or possessing: 1 to 7 years imprisonment.
- Reproducing (making copies): 1 to 7 years imprisonment.
- Simple Possession: Up to 3 years imprisonment.

4. Victim Digital Forensics Database

Establishment of a digital forensics database for victims' sexual images to reduce the need for repeated questioning/testimony.

5. Offender Community Supervision

Offenders convicted of these crimes are now subject to the same community supervision mechanisms as sexual assault offenders (including mandatory counseling, probation, and regular reporting).

6. New Authority to Block Web Access ("Sealing the Net")

When: Contact information for the web operator is unknown.

Urgency: There is a serious suspicion of crime and immediate action is necessary.

Evasion: The operator changes the domain name or is suspected of other crimes.

(Action: Authorities can block access to these sites immediately.)

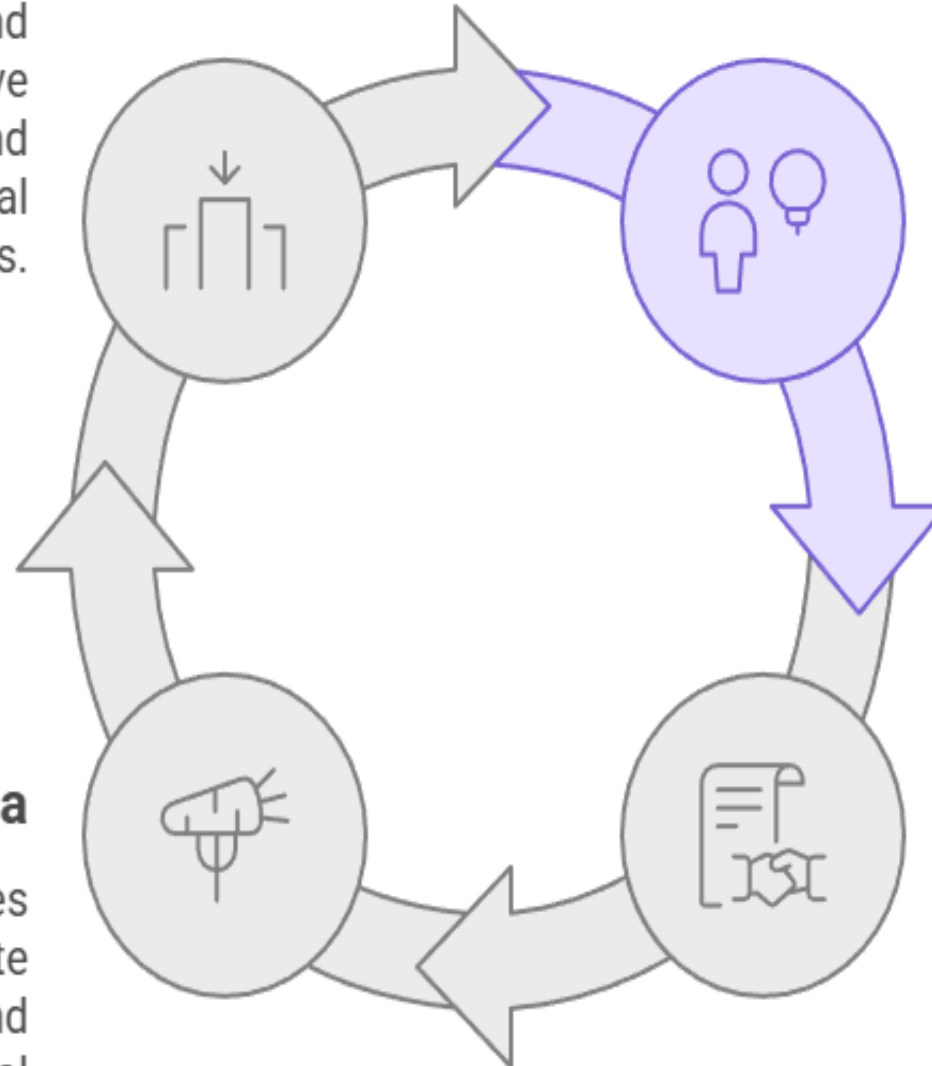
7. Proactive Cyber Patrols

- Authorizes the central competent authority to use technology to proactively patrol websites.
- If child sexual exploitation content is found, authorities will legally remove content, take down sites, or restrict access.

The Pathway of Digital Influence on Legal Reform

Reform
Legislative and administrative bodies respond with institutional changes.

Communities
Exposing the truth and igniting public awareness.



Media
Magnifying issues to facilitate dialogue and generate political pressure.

Professionals
NGOs and legal experts step in to provide support and advocacy.

Conclusion

The Convergence of Digital Power and Institutional Reform

Transformation: From Personal to Public

- Digital communities empower marginalized voices, transforming private grievances (e.g., sexual harassment, workplace bullying) into public discourse.
- The Impact of Taiwan #MeToo: Public opinion successfully connected legal and psychological resources, generating undeniable political pressure.
- Catalyzed amendments to “The Three Gender Equality Acts”, “Sexual Assault Crime Prevention Act”, and “Child and Youth Sexual Exploitation Act”.

The Path Forward, Not a Conclusion

- Trigger, Not Judge: Digital disclosure triggers reform but should not replace due process. We must guard against internet mobbing and second victimization.
- Institutionalizing Change: True change requires translating fleeting attention into sustained oversight (e.g., independent investigations, external committees).

The Ultimate Goal

- Making workplace safety a daily reality while protecting victims from further trauma.



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*Together, invest in
the dreams of girls
and women.
Inspire a brighter
future!*

THANKS ! !



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**Thank you for
your time and
attention!**

慧質蘭馨、28 佳人



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