

20-1~2 不服審査・訴訟事件（令和3年度）

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表番号		1(1)再調査の請求			
		(1) 再調査の請求 Request for re-examination			
区分 Type	前年度未決 線越件数 Number of unsettled requests carried over from the previous fiscal year	本年度要処理件数 Number of requests processed for the current fiscal year		本年度処理済件数 Number of requests processed for the current fiscal year	
		処方に 係るもの Those related to procedural	不作為に 係るもの Those related to nonfeasance	小計 Subtotal	①
		内 Including	内 Including	内 Including	内 Including
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平成28年度	FY2016	641	1,674	-	1,674
29	2017	510	1,814	-	1,814
30	2018	598	2,043	-	2,043
令和元	2019	491	1,359	-	1,359
2	2020	337	1,000	-	1,000
3	2021	338	1,119	-	1,119
申告 所得税	Self-assessment income tax	93	184	-	184
源泉 所得税	Withholding income tax	2	10	-	10
法人税	Corporation tax	59	124	-	124
相続税	Inheritance tax	5	38	-	38
贈与税	Gift tax	-	19	-	19
消費税	Consumption tax	43	214	-	214
酒税	Liquor tax	-	-	-	-
復興特別 所得税	Special Income Tax for Reconstruction	47	187	-	187
復興特別 法人税	Special Corporate Income Tax for Reconstruction	12	5	-	5
地方 消費税	Local consumption tax	43	213	-	213
地方 法人税	Local corporation tax	29	70	-	70
その他	Others	-	1	-	1
小計	Subtotal	333	1,065	-	1,065
徴収関係	Related to collection	5	54	-	54
合計	Total	338	1,119	-	1,119

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(注) 1 内書は国税庁・国税不服審判所分の件数である。

2 平成27年度以前について、「異議申立て」に係るものである。

3 平成28年度以降について、税務署長等の処分が平成28年3月31日以前に行われている場合は、「異議申立て」に係るものである。

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A request for re-examination is deemed to be withdrawn when a request for reconsideration was filed without waiting for a decision on the request for re-examination. A request for reconsideration is also deemed to be withdrawn when an attested copy of decision on the request for re-examination which was issued previous to the date of filing of the request for reconsideration was issued previous to the date of filing of the request for re-examination. 4 "Withdrawal" means withdrawal of a request for re-examination or a request for reconsideration by the person who filed an administrative protest. 5 "Dismissal" means that an administrative protest was judged as unqualified for consideration due to the lack of requirements for an administrative protest. 6 "Rejection" means that original procedures are judged as legal or appropriate, and an administrative protest is not accepted. 7 "Annulment or amendment" means the decision which finds wholly or partially the original procedures illegal or unjust, and annuls the original procedures wholly or partially <p>(単位：件) (Number of cases)</p> <table border="1" style="width: 100%; border-collapse: collapse;"> 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不作為とは、行政庁が法令に基づく申請に対し、相当の期間内になんらかの動きのない他の公権力の行使に当たる行為をすべきにもかからず、これをして取扱うことを適当と認め、かつ、再調査の請求人がそれに同意したとき、あるいは更正決定等について審査請求がされている場合に、その更正決定等に係る課税標準等についてされた他の更正決定等に対する再調査の請求がされたときに審査請求されたものとみなされたものをいう。 2 みなす審査請求とは、国税局長又は税務署長等が再調査の請求を審査請求として取り扱うことを適当と認め、かつ、再調査の請求人がそれに同意したとき、あるいは更正決定等について審査請求がされている場合に、その更正決定等に係る課税標準等についてされた他の更正決定等に対する再調査の請求がされたときに審査請求されたものとみなされたものをいう。 3 みなし取下げとは、再調査の請求をしない審査請求がされた場合に取り下げたものとみなされた再調査の請求及び再調査の日以前に再調査の請求に係る部分の全部を取り消す旨の再調査決定書の副本を発している場合に取り下げられたものとみなされた審査請求をいう。 4 取下げとは、不服申立人が再調査の請求又は審査請求を撤回したものを行う。 5 却下とは、不服申立ての要件を欠いているため審査の対象にならないと判定されたものという。 6 実却とは、原処分が違法又は妥当と認め不服申立てが認められなかつたものという。 7 取消し又は変更とは、原処分の全部又は一部に違法又は不当を認め、原処分の全部又は一部を取り消し、又は変更するものをいう。</p> <p>Subject of survey, etc.: Requests for re-examination, and Requests for reconsideration filed on the basis of General Law of National Taxes and Administrative Appellate Law (except for Law Concerning Access to Information Held by Administrative Organs) between April 1, 2021 and March 31, 2022.</p> <p>Terminology:</p> <ul style="list-style-type: none"> 1 "Nonfeasance" means that an administrative agency do not execute power of public body such as procedures and others within certain period of time with respect to the application based on the law although they should do. 2 "Deemed requests for reconsideration" means requests for re-examination which were deemed to be withdrawn when a request for re-examination is deemed to be a request for reconsideration in the cases such as when Regional Commissioner of the Regional Taxation Bureau or Director of Tax Office considered it appropriate to handle a request for re-examination as a request for reconsideration and the person who filed the request for re-examination agreed with it, or when a request for reconsideration was filed against a correction or determination, etc., and in that situation, the original procedures were rejected and a new correction or determination, etc., which was made about tax base, etc. related to the former correction or determination, etc., was made after tax base, etc. related to the former correction or determination, etc. 3 "Deemed withdrawal" refers to requests for re-examination which were deemed to be withdrawn. A request for re-examination is deemed to be withdrawn when a request for reconsideration was filed without waiting for a decision on the request for re-examination. A request for reconsideration is also deemed to be withdrawn when an attested copy of decision on the request for re-examination which was issued previous to the date of filing of the request for reconsideration was issued previous to the date of filing of the request for re-examination. 4 "Withdrawal" means withdrawal of a request for re-examination or a request for reconsideration by the person who filed an administrative protest. 5 "Dismissal" means that an administrative protest was judged as unqualified for consideration due to the lack of requirements for an administrative protest. 6 "Rejection" means that original procedures are judged as legal or appropriate, and an administrative protest is not accepted. 7 "Annulment or amendment" means the decision which finds wholly or partially the original procedures illegal or unjust, and annuls the original procedures wholly or partially 	本年度処理済件数 Number of requests processed for the current fiscal year		計 Total ②	本年度未決 繰越件数 Carried over unsettled requests for the current fiscal year ①-②		一部 取消件数 Number of partial annulments	変更 その他 Amendment and others	内 Including	内 Including	内 Including	100	-	1,805	510		173	-	1,726	598		237	-	2,150	491		141	-	1,513	337		96	-	999	338		80	-	1,198	259		24	-	246	31		3	-	10	2		8	-	127	56		4	-	34	9		-	-	17	2		5	-	216	41		27	-	200	34		-	-	13	4		5	-	215	41		4	-	73	26		-	-	1	-		80	-	1,152	246		-	-	46	13		80	-	1,198	259		本年度処理済件数 Number of requests processed for the current fiscal year		計 Total ②	本年度未決 繰越件数 Carried over unsettled requests for the current fiscal year ①-②		一部 取消件数 Number of partial annulments	変更 その他 Amendment and others	内 Including	内 Including	内 Including	100	-	1,805	510		173	-	1,726	598		237	-	2,150	491		141	-	1,513	337		96	-	999	338		80	-	1,198	259		24	-	246	31		3	-	10	2		8	-	127	56		4	-	34	9		-	-	17	2		5	-	216	41		27	-	200	34		-	-	13	4		5	-	215	41		4	-	73	26		-	-	1	-		80	-	1,152	246		-	-	46	13		80	-	1,198	259	
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Note:1 Figures preceded by "Including" are those for National Tax Tribunal or National Tax Agency .

2 Figures on or before FY2015 are the figures of requests for re-investigation.

3 Figures on and after FY2016 include the figures of requests for re-investigation for the decision made by the District Director of the Tax Office,etc. on or before March 31,2016.

下線部が修正箇所である。

20-1~2 不服審査・訴訟事件（令和3年度）

表番号 2(1)国側被告事件		(単位：件) (Number of cases)																													
区分 Type	前年度 未係属 件数 Number of pending cases at the end of the previous fiscal year	事件区分の変更等の 調整件数 Number of cases filed for the current fiscal year		本年度 提起件数 Number of cases filed for the current fiscal year		本年度終結件数 Number of cases processed for the current fiscal year							本年度 未係属 件数 Number of pending cases at the end of the current fiscal year																		
		取 下 件 数 Withdrawal	却 下 件 数 Dismissal	国 勝 訴 件 数 Decision in favor of Government	国 側 訴 件 数 Decision partially in favor of Government	国 敗 訴 件 数 Decision against Government	差 戻 件 数 Remand	和 解 件 数 Reconciliation	その 他 件 数 Others	計 Total	本年度 未係属 件数 Number of pending cases at the end of the current fiscal year																				
(1) 国側被告事件 Litigation cases (Government as defendant)																															
課 税 関 係 Cases related to taxation	所得税 *1	64	-	22	3	2	36	2	3	-	-	-	46	40																	
	法人税 *2	30	-	24	-	1	15	-	-	-	-	-	16	38																	
	資産税 *3	12	-	7	1	-	5	-	-	-	-	-	6	13																	
	消費税 *4	15	-	13	-	-	6	-	-	-	-	-	6	22																	
	酒税 *5	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	他の間接税 *6	1	-	-	-	-	-	-	-	-	-	-	-	1																	
	その他 *7	4	-	8	2	1	1	-	-	-	-	-	4	8																	
	小計 *8	126	-	24	6	4	63	2	3	-	-	-	78	122																	
	行政事件 *9	11	1	11	1	2	11	-	-	-	-	-	14	9																	
	執行停止 *10	-	-	-	-	-	-	-	-	-	-	-	-	-																	
徵 収 関 係 Cases related to collection	損害賠償 *11	1	-	-	-	-	1	-	-	-	-	-	1	1																	
	その他民事 *12	2	△	1	6	3	-	1	-	-	-	-	4	3																	
	非訟事件等 *13	-	-	-	-	-	1	-	-	-	-	-	1	-																	
	小計 *8	14	-	19	4	2	14	-	-	-	-	-	20	13																	
	審判所関係 *14	1	-	-	3	1	-	1	-	-	-	-	2	2																	
	合計 *15	141	-	96	11	6	78	2	3	-	-	-	100	137																	
	(控訴審)	Trial of an appeal																													
	課 税 関 係 Cases related to taxation	所得税 *1	14	-	23	-	-	24	1	-	-	-	25	12																	
	法人税 *2	7	-	11	-	-	8	1	2	-	-	-	11	7																	
	資産税 *3	6	-	4	-	-	9	-	-	-	-	-	9	1																	
	消費税 *4	6	-	6	-	-	7	1	1	-	-	-	9	3																	
	酒税 *5	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	他の間接税 *6	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	その他 *7	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	小計 *8	33	-	44	-	-	48	3	3	-	-	-	54	23																	
	行政事件 *9	1	-	9	-	-	3	-	1	-	-	-	4	6																	
	執行停止 *10	-	-	-	-	-	-	-	-	-	-	-	-	-																	
徵 収 関 係 Cases related to collection	損害賠償 *11	-	-	-	-	-	1	-	-	-	-	-	1	-																	
	その他民事 *12	1	-	1	-	-	1	-	-	-	-	-	1	1																	
	非訟事件等 *13	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	小計 *8	2	-	11	-	-	5	-	1	-	-	-	6	7																	
	審判所関係 *14	-	-	-	-	-	-	-	-	-	-	-	-	-																	
	合計 *15	35	-	55	-	-	53	3	4	-	-	-	60	30																	
調査対象等：令和3年4月1日から令和4年3月31までの間における国税の試験又は徴収関係に関する訴訟事件について掲げた。																															
用語の説明：1 取下げとは、原告が訴えを撤回したものという。 2 却下とは、訴訟要件又は上訴の要件が具备されていないため不適法として排斥されたものをいう。 3 差戻しとは、上級審で原判決を取り消した場合に、審査をやり直させるため改めて控訴審又は第一審に移審されたものをいう。 4 和解とは、争っている当事者が互いに譲歩して争いをやめたものをいう。																															
1 Income tax	5 Liquor tax	9 Administrative litigations	13 Non-contentious cases	1 Income tax	5 Liquor tax	9 Administrative litigations	13 Non-contentious cases	2 Corporation tax	6 Other indirect taxes	10 Suspension of execution	14 Cases related to Tribunal	2 Corporation tax	6 Other indirect taxes	10 Suspension of execution	14 Cases related to Tribunal	3 Property tax	7 Others	11 Compensation for damage	15 Total	3 Property tax	7 Others	11 Compensation for damage	15 Total	4 Consumption tax	8 Subtotal	12 Other civil cases	16 Grandtotal	4 Consumption tax	8 Subtotal	12 Other civil cases	16 Grandtotal

下線部が修正箇所である。

