


# Procedure file

Basic information		
IMM - Members' immunity	<a href="#">2014/2191(IMM)</a>	Procedure completed
Request for the waiver of the immunity of António Marinho e Pinto		
Subject 8.40.01.03 Members' immunity		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<span>JURI</span> <a href="#">Legal Affairs</a>		

Key events			
24/03/2015	Vote in committee		
24/03/2015	Committee report tabled for plenary	<a href="#">A8-0062/2015</a>	Summary
25/03/2015	Results of vote in Parliament		
25/03/2015	Decision by Parliament	<a href="#">T8-0083/2015</a>	Summary
25/03/2015	End of procedure in Parliament		

Technical information	
Procedure reference	2014/2191(IMM)
Procedure type	IMM - Members' immunity
Procedure subtype	Waiver of immunity
Legal basis	Rules of Procedure EP 6
Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Procedure completed
Committee dossier	JURI/8/02022

Documentation gateway					
Committee report tabled for plenary, single reading		<a href="#">A8-0062/2015</a>	24/03/2015	EP	Summary
Text adopted by Parliament, single reading		<a href="#">T8-0083/2015</a>	25/03/2015	EP	Summary

The Committee on Legal Affairs adopted the report by Kostas CHRYSOGONOS (GUE/NGL, EL) in which it recommended the European Parliament to waive the immunity of António MARINHO E PINTO (ADLE, PT).

The judge at the Coimbra District Court submitted a request for waiver of the parliamentary immunity of a Member of the European Parliament António Marinho e Pinto in connection with possible legal action concerning an alleged offence.

António Marinho e Pinto is accused of defamation of former officials of the Portuguese Bar Association.

Members considered that the charges are manifestly unrelated to the position of António Marinho e Pinto as a Member of the European Parliament and arise from his former position as President of the Portuguese Bar Association. Moreover, the alleged actions do not relate to opinions expressed or votes cast by the Member of the European Parliament in the performance of his duties within the meaning of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union.

Lastly, there is no suspicion of any attempt to obstruct the parliamentary work of António Marinho e Pinto (*fumus persecutionis*) behind the proceedings, which were in fact initiated before he assumed his seat in the European Parliament.

Bearing this in mind, the committee recommended that the European Parliament should decide to waive the immunity of António Marinho e Pinto.

## Request for the waiver of the immunity of António Marinho e Pinto

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The European Parliament decided to waive the immunity of António MARINHO E PINTO (ADLE, PT).

The judge at the Coimbra District Court submitted a request for waiver of the parliamentary immunity of a Member of the European Parliament António Marinho e Pinto in connection with possible legal action concerning an alleged offence. He is accused of defamation of former officials of the Portuguese Bar Association

Parliament noted that:

- the charges are manifestly unrelated to the position of António Marinho e Pinto as a Member of the European Parliament and arise from his former position as President of the Portuguese Bar Association;
- the alleged actions do not relate to opinions expressed or votes cast by the Member of the European Parliament in the performance of his duties within the meaning of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union;
- there is no suspicion of any attempt to obstruct the parliamentary work of António Marinho e Pinto (*fumus persecutionis*) behind the proceedings, which were in fact initiated before he assumed his seat in the European Parliament.

Bearing this in mind, Parliament decided to waive the immunity of António Marinho e Pinto.