



Procedure file

Basic information	
IMM - Members' immunity	2016/2294(IMM)
Request for the waiver of the immunity of António Marinho e Pinto	
Subject 8.40.01.03 Members' immunity	
Procedure completed	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	JURI Legal Affairs	 LEBRETON Gilles	08/11/2016

Key events			
11/04/2017	Vote in committee		
18/04/2017	Committee report tabled for plenary	A8-0163/2017	Summary
27/04/2017	Results of vote in Parliament		
27/04/2017	Decision by Parliament	T8-0132/2017	Summary
27/04/2017	End of procedure in Parliament		

Technical information	
Procedure reference	2016/2294(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/8/08359

Documentation gateway					
Committee report tabled for plenary, single reading		A8-0163/2017	18/04/2017	EP	Summary
Text adopted by Parliament, single reading		T8-0132/2017	27/04/2017	EP	Summary

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

The Committee on Legal Affairs unanimously adopted the report by Gilles LEBRETON (ENF, FR) in which it recommended the European Parliament to waive the immunity of António Marinho e Pinto (ALDE, PT).

Members recalled that the judge of the Lisbon West (Oeiras) District Court requested the waiver of the parliamentary immunity of António

Marinho e Pinto, Member of the European Parliament, in connection with judicial proceedings concerning an alleged criminal offence of aggravated defamation, punishable by up to two years imprisonment, and an offence of undermining the reputation of an organisation, service or collective body.

The complaint was lodged by a charitable association, Santa Casa de Misericórdia de Lisboa.

Given that the alleged acts have no obvious or direct connection with the performance of António Marinho e Pintos duties as a Member of the European Parliament and that they relate rather to activities of a purely national nature, and do not concern opinions expressed or votes cast in the performance of his duties as a Member of the European Parliament for the purposes of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union, the committee recommended that the European Parliament waive the immunity of António Marinho e Pinto.

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

The European Parliament decided to waive the immunity of António Marinho e Pinto (ALDE, PT).

Parliament recalled that the judge of the Lisbon West (Oeiras) District Court requested the waiver of the parliamentary immunity of António Marinho e Pinto, Member of the European Parliament, in connection with judicial proceedings concerning an alleged criminal offence of aggravated defamation, following a complaint by the charitable association, Santa Casa de Misericórdia de Lisboa.

Given that the alleged acts have no obvious or direct connection with the performance of António Marinho e Pintos duties as a Member of the European Parliament and that they relate rather to activities of a purely national nature, and do not concern opinions expressed or votes cast in the performance of his duties as a Member of the European Parliament for the purposes of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union, Parliament decided to follow the committees recommendation and waive the immunity of António Marinho e Pinto.