


Procedure file

Basic information	
IMM - Members' immunity	2017/2220(IMM)
Request for the waiver of the immunity of Ingeborg Gräßle	Procedure completed
Subject	8.40.01.03 Members' immunity

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	JURI Legal Affairs	 CAVADA Jean-Marie	09/10/2017

Key events			
07/12/2017	Vote in committee		
08/12/2017	Committee report tabled for plenary	A8-0397/2017	Summary
12/12/2017	Results of vote in Parliament		
12/12/2017	Decision by Parliament	T8-0480/2017	Summary
12/12/2017	End of procedure in Parliament		

Technical information	
Procedure reference	2017/2220(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 165
Stage reached in procedure	Procedure completed
Committee dossier	JURI/8/11260

Documentation gateway					
Committee report tabled for plenary, single reading		A8-0397/2017	08/12/2017	EP	Summary
Text adopted by Parliament, single reading		T8-0480/2017	12/12/2017	EP	Summary

Request for the waiver of the immunity of Ingeborg Gräßle

The Legal Affairs Committee adopted the report by Jean-Marie CAVADA (ALDE, FR) on the request for waiver of the immunity of Ingeborg GRÄSSLE (EPP, DE).

As a reminder, the public prosecutors office in Ellwangen forwarded a request for waiver of the immunity of Ingeborg GRÄSSLE, Member of the European Parliament, in connection with an offence within the meaning of Article 229 of the German Criminal Code. In particular, the proceedings relate to allegations of causing of physical injury through negligence.

On 10 June 2017, at a junction in Heidenheim, she drove through a red light and caused an accident in which a person suffered a shoulder injury. A private action has been brought for damages.

The Committee on Legal Affairs considered that the alleged offence did not have a clear or direct bearing on the performance by Ingeborg GRÄSSLE of her duties as a Member of the European Parliament within the meaning of Article 8 of Protocol No 7 on the privileges and immunities of the European Union.

In this case, Parliament found no evidence of *fumus persecutionis*, i.e. a sufficiently serious and precise suspicion that the proceedings have been brought with the intention of causing the Member political damage.

Therefore, Members recommended that the European Parliament to waive the immunity of Ingeborg GRÄSSLE.

Request for the waiver of the immunity of Ingeborg Gräßle

The European Parliament decided to waive the immunity of Ingeborg GRÄSSLE (EPP, DE).

As a reminder, the public prosecutors office in Ellwangen forwarded a request for waiver of the immunity of Ingeborg GRÄSSLE, Member of the European Parliament, in connection with an offence within the meaning of Article 229 of the German Criminal Code. On 10 June 2017, at a junction in Heidenheim, she drove through a red light and caused an accident in which a person suffered a shoulder injury. A private action has been brought for damages. In particular, the proceedings relate to allegations of causing of physical injury through negligence.

The Committee on Legal Affairs considered that the alleged offence did not have a clear or direct bearing on the performance by Ingeborg GRÄSSLE of her duties as a Member of the European Parliament and did not constitute an opinion expressed or vote cast in the performance of those duties within the meaning of Article 8 of Protocol No 7 on the privileges and immunities of the European Union.

In this case, Parliament found no evidence of *fumus persecutionis*, i.e. a sufficiently serious and precise suspicion that the proceedings have been brought with the intention of causing the Member political damage.

Therefore, Parliament decided to waive the immunity of Ingeborg GRÄSSLE.