



Procedure file

Basic information	
IMM - Members' immunity	2020/2239(IMM)
Request for the waiver of the immunity of Nils U?akovs	Procedure completed
Subject	
8.40.01.03 Members' immunity	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Legal Affairs	 HALICKI Andrzej	07/12/2020

Key events			
28/10/2021	Vote in committee		
03/11/2021	Committee report tabled for plenary	A9-0304/2021	
11/11/2021	Decision by Parliament	T9-0445/2021	Summary

Technical information	
Procedure reference	2020/2239(IMM)
Procedure type	IMM - Members' immunity
Procedure subtype	Waiver of immunity
Legal basis	Rules of Procedure EP 6
Stage reached in procedure	Procedure completed
Committee dossier	JURI/9/04659

Documentation gateway					
Committee report tabled for plenary, single reading		A9-0304/2021	03/11/2021	EP	
Text adopted by Parliament, single reading		T9-0445/2021	11/11/2021	EP	Summary

Request for the waiver of the immunity of Nils U?akovs

The European Parliament decided to waive the immunity of Nils UAKOVs (S&D, LV).

As a reminder, the Prosecutor at the Division for Investigation of Especially Serious Cases in the Criminal Justice Department of the General

Prosecutors Office in Riga requested the waiver of the immunity of Nils Uakovs, Member of the European Parliament, in order to initiate criminal proceedings against him in connection with the infringement of the prohibition on the circulation of devices modified for special clandestine operations.

On 30 January 2019, during an authorised search of the office of Nils Uakovs as Chairman of Riga City Council, in connection with other criminal proceedings, a device primarily intended for use as a means of clandestine video and audio recording, especially designed and used for special clandestine operations, was found. By keeping the device in his office at the Riga City Council premises, Mr Uakovs allegedly infringed the prohibition laid down in the Law on the circulation of goods of strategic importance and allegedly committed a crime under the Latvian Criminal Code.

Parliament noted that the alleged offence does not concern opinions expressed or votes cast in the performance of the duties of the Member of the European Parliament. Moreover, in this case, Parliament was unable to establish that there was *fumus persecutionis*, i.e. facts which suggest that the intention underlying the legal proceedings in question is to undermine the Members political activity as a Member of the European Parliament.

Therefore, following the recommendation of its Legal Affairs Committee, Parliament considered that the parliamentary immunity of Nils Uakovs should be waived.