Basic information

2010/2047(IMM) IMM - Members' immunity	Procedure completed
Request for the defence of parliamentary immunity of Valdemar Tomaševski **Subject** 8.40.01.03 Members' immunity	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	JURI Legal Affairs	RAPKAY Bernhard (S&D)	08/03/2010

Key events

Date	Event	Reference	Summary
23/06/2010	Vote in committee		Summary
29/06/2010	Committee report tabled for plenary	A7-0214/2010	
06/07/2010	Decision by Parliament	T7-0252/2010	Summary
06/07/2010	Results of vote in Parliament		
06/07/2010	End of procedure in Parliament		

Technical information

Procedure reference	2010/2047(IMM)
Procedure type	IMM - Members' immunity
Procedure subtype	Defence of immunity
Legal basis	Rules of Procedure EP 7
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	JURI/7/02436

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary

Committee report tabled for plenary, single reading		A7-0214/2010	29/06/2010	
Text adopted by Parliament, single reading		T7-0252/2010	06/07/2010	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Request for the defence of parliamentary immunity of Valdemar Tomaševski

2010/2047(IMM) - 06/07/2010 - Text adopted by Parliament, single reading

The European Parliament adopted a decision on the request for defence of the immunity and privileges of Valdemar Tomaševski. In its decision, Parliament calls on the Commission to intervene with the Lithuanian authorities in order to enforce European Union law.

To recall, on 22 January 2010, the Lithuanian Chief Official Ethics Commission adopted a decision publicly admonishing Valdemar Tomaševski on the basis of the Code of Conduct in relation to political activities conducted as a Member of the European Parliament.

Given that the Chief Official Ethics Commission is not a court of law, and that Mr Tomaševski is therefore not facing legal proceedings within the meaning of Article 8 of the Protocol on the Privileges and Immunities of the European Union, this case does not concern parliamentary immunity.

Valdemar Tomaševski complained about the situation of Poles in Lithuania to José Manuel Barroso, President of the Commission. However, in accordance with Article 2 of the Statute for Members of the European Parliament, ‘Members shall be free and independent’.

The decision in question and the legislation of the Republic of Lithuania on which it is based breach European Union law by not observing the principles of the freedom and independence of Members of the European Parliament established by Article 2 of the Statute for Members of the European Parliament.

Consequently, Parliament calls on the Commission, as guardian of the Treaties, to intervene with the Lithuanian authorities in order to enforce European Union law and, if necessary, to initiate a Union law infringement procedure under Article 258 of the Treaty on the Functioning of the European Union against Lithuania.