## Basic information

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|---|---|
| **2011/2076(IMM)**<br>IMM - Members' immunity | Procedure completed |
| Request for the defence of parliamentary immunity of Luigi de Magistris<br>**Subject**<br>8.40.01.03 Members' immunity | |

## Key players

European Parliament

| Committee responsible | Rapporteur | Appointed |
|---|---|---|
| JURI Legal Affairs | RAPKAY Bernhard (S&D) | 11/04/2011 |

## Key events

| Date | Event | Reference | Summary |
|---|---|---|---|
| 21/11/2011 | Vote in committee | | |
| 25/11/2011 | Committee report tabled for plenary | A7-0412/2011 | |
| 01/12/2011 | Decision by Parliament | T7-0525/2011 | Summary |
| 01/12/2011 | Results of vote in Parliament | | |
| 01/12/2011 | End of procedure in Parliament | | |

## Technical information

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|---|---|
| **Procedure reference** | 2011/2076(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/7/05857 |

## Documentation gateway

**European Parliament**

| Document type | Committee | Reference | Date | Summary |
|---|---|---|---|---|

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|---|---|---|---|---|
| Committee report tabled for plenary, single reading | | A7-0412/2011 | 25/11/2011 | |
| Text adopted by Parliament, single reading | | T7-0525/2011 | 01/12/2011 | Summary |

| Additional information | | |
|---|---|---|
| Source | Document | Date |
| European Commission | EUR-Lex | |

# Request for the defence of parliamentary immunity of Luigi de Magistris

2011/2076(IMM) - 01/12/2011 - Text adopted by Parliament, single reading

The European Parliament adopted a resolution aiming to defend the immunity and privileges of Luigi **de MAGISTRIS** (ALDE, IT) in connection with proceedings pending before the Court of Naples, Italy.

To recall, the request by Luigi De Magistris relates to a writ of summons filed against him before the Court of Naples on behalf of Bagnolifutura SpA, a company domiciled in Naples engaged in design and in soil remediation, in connection with press releases issued by him and published on his website when he was an Member of the European Parliament. In those press releases Luigi de Magistris published information relating to a follow-up written question to the European Commission, in which he asked for additional details concerning public procurement irregularities noted in May 2009 by the Commission. He also asked for more details about an alleged waste of public funds in the area of Naples where Bagnolifutura conducts its business. The facts of the case, as presented in the writ of summons and in Luigi de Magistris's written submissions to the Committee on Legal Affairs, indicate that the statements made do have a direct and obvious connection with Luigi de Magistris's performance of his duties as a Member of the European Parliament. In publishing the press releases in question, he was therefore acting in the performance of his duties as a Member of the European Parliament.

Therefore, Parliament decides to **defend the immunity and privileges** of Luigi de Magistris.