Basic information

2012/2128(IMM) IMM - Members' immunity	Procedure completed
Request for the waiver of parliamentary immunity of Birgit Collin-Langen **Subject** 8.40.01.03 Members' immunity	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
JURI Legal Affairs	SPERONI Francesco Enrico (EFD)	18/06/2012

Key events

Date	Event	Reference	Summary
10/07/2012	Vote in committee		
16/07/2012	Committee report tabled for plenary	A7-0229/2012	Summary
11/09/2012	Decision by Parliament	T7-0308/2012	Summary
11/09/2012	Results of vote in Parliament		
11/09/2012	End of procedure in Parliament		

Technical information

Procedure reference	2012/2128(IMM)
Procedure type	IMM - Members' immunity
Procedure subtype	Waiver of immunity
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	JURI/7/09913

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, single reading		A7-0229/2012	16/07/2012	Summary

Text adopted by Parliament, single reading		T7-0308/2012	11/09/2012	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Request for the waiver of parliamentary immunity of Birgit Collin-Langen

2012/2128(IMM) - 16/07/2012 - Committee report tabled for plenary, single reading

The Committee on Legal Affairs unanimously adopted the report draft by Francesco Enrico SPERONI (ELD, IT) in which it calls on the European Parliament to waive the immunity of Birgit COLLIN-LANGEN (EPP, DE).

The request to waive immunity relates to proceedings concerning an alleged offence under Section 331 of the German Criminal Code (corruption).

The committee recalls that according to Article 9 of the Protocol on the Privileges and Immunities of the European Union, Members shall enjoy, in the territory of their own State, the immunities accorded to members of their Parliament. It also recalls that under Article 46(2) of the German Basic Law (Grundgesetz), a Member may not be called to account for a punishable offence without the permission of Parliament unless apprehended while committing the offence or in the course of the following day.

Consequently, **Parliament must thus waive the parliamentary immunity of Birgit Collin-Langen if the proceedings against her are to go ahead**.

Birgit Collin-Langen has been heard by the Committee on Legal Affairs, where she asked for a quick conclusion of this issue and declared that her immunity should be waived.

However, whether immunity is or is not to be waived in a given case is for Parliament alone to decide. Parliament may reasonably take account of the Member's position in reaching its decision to waive or not to waive his/her immunity.

Given that the facts of the case date back to 2006-2008 and the alleged activities do not have a direct, obvious connection with Birgit Collin-Langen's performance of her duties as a Member of the European Parliament, **the committee recommends that the European Parliament should waive the parliamentary immunity of Birgit COLLIN-LANGEN**.

Request for the waiver of parliamentary immunity of Birgit Collin-Langen

2012/2128(IMM) - 11/09/2012 - Text adopted by Parliament, single reading

The European Parliament decided to waive the immunity of Birgit COLLIN-LANGEN (EPP, DE).

The request to waive immunity relates to proceedings concerning an alleged offence under Section 331 of the German Criminal Code (corruption).

Given that Ms Collin-Langen has herself indicated that she prefers a quick conclusion of this issue and is of the opinion that her immunity should be waived and that the alleged activities do not have a direct, obvious connection with the performance of her duties as a Member of the European Parliament, Parliament decided to waive Birgit COLLIN-LANGEN's immunity.