Basic information

2017/2021(IMM) IMM - Members' immunity	Procedure completed
Request for the waiver of the immunity of Marine Le Pen **Subject** 8.40.01.03 Members' immunity	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	JURI Legal Affairs	KARIM Sajjad (ECR)	31/01/2017

Key events

Date	Event	Reference	Summary
13/06/2017	Vote in committee		
13/06/2017	Committee report tabled for plenary	A8-0223/2017	Summary
15/06/2017	Decision by Parliament	T8-0266/2017	Summary
15/06/2017	Results of vote in Parliament		
15/06/2017	End of procedure in Parliament		

Technical information

Procedure reference	2017/2021(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/8/09216

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary

Committee report tabled for plenary, single reading		A8-0223/2017	13/06/2017	Summary
Text adopted by Parliament, single reading		T8-0266/2017	15/06/2017	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Request for the waiver of the immunity of Marine Le Pen

2017/2021(IMM) - 15/06/2017 - Text adopted by Parliament, single reading

The European Parliament decided to waive the immunity of **Marine LE PEN** (ENF, FR).

As a reminder, the Prosecutor-General at the Court of Appeal requested the waiver of immunity of a Member of the European Parliament, Marine Le Pen, in connection with a legal action concerning an alleged offence of public defamation against a publicly-elected official.

On 28 July 2015, Christian Estrosi filed with the senior examining magistrate in Nice (FR) an application to join a civil action to legal proceedings against Marine Le Pen on the grounds of public defamation. He asserted that on 3 May 2015, during the programme Le Grand Rendez-vous, which was broadcast simultaneously on iTÉLÉ and Europe 1, Marine Le Pen stated that Christian Estrosi financed indirectly the Union of Islamic Organisations in France, by according it a low rent for its mosque in Nice.

Members recalled that under Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union, Members of the European Parliament shall not be subject to any form of inquiry, detention or legal proceedings in respect of opinions expressed or votes cast by them in the performance of their duties.

The alleged action does not have a direct or obvious connection with Marine Le Pen’s performance of her duties as a Member of the European Parliament, nor do the words uttered by her constitute opinions expressed or votes cast in the performance of her duties as a Member of the European Parliament for the purposes of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union.

Therefore, the **European Parliament decided to waive the immunity of Marine Le Pen**.

Request for the waiver of the immunity of Marine Le Pen

2017/2021(IMM) - 13/06/2017 - Committee report tabled for plenary, single reading

The Committee on Legal Affairs adopted the report by Sajjad KARIM (ECR, UK) on the request for waiver of the immunity of **Marine LE PEN** (ENF, FR).

As a reminder, the Prosecutor-General at the Court of Appeal requested the waiver of immunity of a Member of the European Parliament, Marine Le Pen, in connection with a legal action concerning an alleged offence of public defamation against a publicly-elected official.

On 28 July 2015, Christian Estrosi filed with the senior examining magistrate in Nice (FR) an application to join a civil action to legal proceedings against Marine Le Pen on the grounds of public defamation. He asserted that on 3 May 2015, during the programme *Le Grand Rendez-vous*, which was broadcast simultaneously on iTÉLÉ and Europe 1, Marine Le Pen stated that Christian Estrosi financed indirectly the Union of Islamic Organisations in France, by according it a low rent for its mosque in Nice.

Marine Le Pen has twice been called for examination, but has informed the Court, via her lawyer, that she enjoyed immunity in her capacity as a Member of the European Parliament.

Members recalled that under Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union, Members of the European Parliament shall not be subject to any form of inquiry, detention or legal proceedings in respect of opinions expressed or votes cast by them in the performance of their duties.

The alleged action does not have a direct or obvious connection with Marine Le Pen’s performance of her duties as a Member of the European Parliament, nor do the words uttered by her constitute opinions expressed or votes cast in the performance of her duties as a Member of the European Parliament for the purposes of Article 8 of Protocol No 7 on the Privileges and Immunities of the European Union.

Therefore, the committee on legal affairs recommended the **European Parliament to waive the immunity of Marine Le Pen**.