

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

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

Key events			
Date	Event	Reference	Summary
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				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, single reading		A9-0304/2021	03/11/2021	
Text adopted by Parliament, single reading		T9-0445/2021	11/11/2021	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Request for the waiver of the immunity of Nils Ušakovs

2020/2239(IMM) - 11/11/2021 - Text adopted by Parliament, single reading

The European Parliament decided to **waive the immunity** of Nils UŠAKOVS (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 Prosecutor's Office in Riga requested the waiver of the immunity of Nils Ušakovs, 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 Ušakovs 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 Ušakovs 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 Member's 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 Ušakovs should be waived.