Basic information

2022/2055(IMM) IMM - Members' immunity	Procedure completed
Request for the waiver of the immunity of Nadine Morano **Subject** 8.40.01.03 Members' immunity	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	JURI Legal Affairs	DZHAMBAZKI Angel (ECR)	13/07/2022

Key events

Date	Event	Reference	Summary
23/01/2023	Vote in committee		
30/01/2023	Committee report tabled for plenary	A9-0011/2023	Summary
02/02/2023	Decision by Parliament	T9-0020/2023	Summary
02/02/2023	Results of vote in Parliament		

Technical information

Procedure reference	2022/2055(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/9/09282

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, single reading		A9-0011/2023	30/01/2023	Summary

Text adopted by Parliament, single reading		T9-0020/2023	02/02/2023	Summary

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

Request for the waiver of the immunity of Nadine Morano

2022/2055(IMM) - 30/01/2023 - Committee report tabled for plenary, single reading

The Committee on Legal Affairs adopted the report by Angel DZHAMBAZKI (ECR, BG) on the request for waiver of Nadine Morano's immunity.

The French Ministry of Justice transmitted a request from the public prosecutor of the Aix-en-Provence Court of Appeal for the waiver of the immunity of Nadine Morano, Member of the European Parliament, with the sole aim of being able to examine her in relation to a civil action brought against her on the grounds of alleged online public defamation.

As a reminder, on 7 October 2018, during a television programme aired on France 3, Nadine Morano questioned the activity of a vessel chartered by the complainant and operating in the Mediterranean Sea. Nadine Morano's team posted three messages of the same nature on Nadine Morano's Twitter account as 'live tweets'.

In making the comments, Nadine Morano allegedly committed the offence of public defamation, punishable under French law.

Nadine Morano has been a Member of the European Parliament Delegation for relations with the Pan-African Parliament (DPAP), a substitute Member of the European Parliament Delegation to the ACP-EU Joint Parliamentary Assembly and a Member of the Committee on Civil Liberties, Justice and Home Affairs, which is responsible for matters relating, *inter alia*, to measures relating to the entry and movement of persons, asylum and migration, as well as measures relating to the integrated management of external borders.

Members recalled that nowadays the political debate in which Members of the European Parliament participate, in the exercise of their mandate, increasingly takes place also outside Parliament's premises, including on air and on the internet, through the use of social networking services such as Twitter.

The statements relate to a topic that is regularly debated in European Parliament's plenary sessions.

Against this background, the statements made by Nadine Morano were clearly made in her capacity as a Member of the European Parliament and whereas a direct and obvious connection between the statements under consideration and the parliamentary mandate of Nadine Morano can be deemed to exist.

In the light of these considerations, the committee responsible recommended that the European Parliament should **decide not to waive the immunity** of Nadine Morano.

Request for the waiver of the immunity of Nadine Morano

2022/2055(IMM) - 02/02/2023 - Text adopted by Parliament, single reading

The European Parliament decided **not to waive the immunity** of Nadine MORANO (EPP, FR).

As a reminder, the French Ministry of Justice transmitted a request from the public prosecutor of the Aix-en-Provence Court of Appeal for the waiver of the immunity of Nadine Morano, Member of the European Parliament, with the sole aim of being able to examine her in relation to a civil action brought against her on the grounds of alleged online public defamation.

On 7 October 2018, during a television programme aired on France 3, Nadine Morano questioned the activity of a vessel chartered by the complainant and operating in the Mediterranean Sea. Nadine Morano's team posted three messages of the same nature on Nadine Morano's Twitter account as 'live tweets'.

In making the comments, Nadine Morano allegedly committed the offence of public defamation, punishable under French law.

The resolution stated that those statements were made in the wider context of the political debate, the topic of which is recurrent in the European Parliament's plenary.

In this context, Parliament considered that the statements made by Nadine Morano were clearly made in her capacity as a Member of the European Parliament and a direct and obvious connection between the statements under consideration and the parliamentary mandate of Nadine Morano can be deemed to exist.

Therefore, following the recommendation of its Legal Affairs Committee, Parliament decided not to waive the immunity of Nadine Morano.