



REPUBLIC OF SLOVENIA
NATIONAL ASSEMBLY

Šubičeva ulica 4, SI-1000 Ljubljana, Slovenia
T: +386 1 478 94 00, F: +386 1 478 98 45, E: gp@dz-rs.si, www.dz-rs.si



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ECPRD Request 6116

**The offering of a financial advantage in exchange for the resignation of a seat
in parliament**

- 1) **Is there any legislation or other form of regulation, such as a code of conduct, that prohibits:**
- i. a Member of Parliament from accepting a financial advantage on the condition that they resign their seat;**
 - ii. the act of offering such a proposal, including by individuals from the member's own party.**

No.

Constitution of the Republic of Slovenia in Article 82 provides:

- (1) Deputies of the National Assembly are representatives of all the people and shall not be bound by any instructions.**
(2) The law shall establish who may not be elected a deputy, and the incompatibility of the office of deputy with other offices and activities«

The Constitution thus gives MPs autonomy, which means that they are not bound by any instructions, including party instructions. They are obliged to exercise their mandate in accordance with the Constitution, the law and the Rules of Procedure of the National Assembly. A Member of the National Assembly may not hold any office or engage in any activity that is incompatible with the office of a Member of the National Assembly under the law. Otherwise, the right to immunity is guaranteed by the Constitution.

- 2) **If so, what does the regulation entail, and how is it enforced?**
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Prepared by:
Marinka Bogolin
Deputy Correspondent,
Documentation and Library Section