

**Question for written answer E-003070/2024/rev.1
to the Commission**
Rule 144
René Aust (ESN)

Subject: Assessment of the conduct in office of Stephan Kramer, President of the Office for the Protection of the Constitution in Thuringia, with regard to the rule of law and democracy

According to media reports¹²³, Stephan Kramer, President of the Office for the Protection of the Constitution (AfV) in Thuringia, repeatedly acted in an inadmissible manner in the management of his office, a department of the Thuringian Ministry of the Interior. He is reported to have passed on chats with journalists to the Thuringian Ministry of the Interior, as a result of which he is facing disciplinary proceedings. In those proceedings, he is accused of ‘serious misconduct’, breach of the ‘general duty of professional secrecy under civil service law’ and of constituting a ‘serious security risk’. It is also reported that, in dealing with the AfD, he circumvented the unit responsible on several occasions and deliberately failed to consider the question of the immunity of the AfD Members of Parliament concerned in order ‘not to provide arguments to the opponent’. On several occasions, courts in Thuringia have had to declare measures taken by the Office for the Protection of the Constitution in Thuringia unlawful.

1. What is the Commission’s assessment of the above in the light of the principles of the rule of law and democracy?
2. What is the Commission’s view of the failure of the Office for the Protection of the Constitution in Thuringia to take into account the immunity of Thuringian Members of Parliament in the light of EU law?
3. In this context, what is the Commission's assessment regarding the upholding of the right to good administration (Article 41 of the Charter of Fundamental Rights)?

Submitted: 20.12.2024

¹ <https://www.welt.de/politik/deutschland/article254867236/AfD-in-Thueringen-Verfassungsschutz-Chef-Stephan-Kramer-unter-Druck.html>

² <https://apollo-news.net/der-kramer-komplex/>

³ <https://www.nius.de/politik/news/vorwuerfe-thueringen-verfassungsschutz-kramer/af625c57-5f83-4942-adb6-5521a97820ae>