

**Question for written answer E-012697/2015**  
**to the Commission (Vice-President / High Representative)**  
Rule 130  
**Charles Tannock (ECR)**

Subject: VP/HR - UNSC referral of ISIS, or the so-called 'Islamic State', to the ICC

The barbarism of ISIS (also known as ISIL or the so-called 'Islamic State') proceeds unabated across Iraq, Syria and the wider region. From its cultural destruction of targets such as the Mosul Museum and the ruins of Palmyra to its ritual slaughtering of minorities in the region, the group and its adherents are guilty of a plethora of war crimes as defined by the Rome Statute.

Whilst the exact legal status of ISIS remains uncertain, it can be put forward that there is at least scope for seeking prosecutions against known individual leaders of the group via the provisions of Article 25 of the Rome Statute.

1. What discussions have taken place at the Council of Foreign Ministers' meetings with regard to referral by the United Nations Security Council (UNSC) of ISIS, or known individual leaders of the group in positions of 'command responsibility', to the International Criminal Court (ICC)?
2. Does a common position exist within the Council regarding the referral of ISIS by the UNSC to the ICC?