Question for written answer E-003157/2021 to the Vice-President of the Commission / High Representative of the Union for Foreign Affairs and Security Policy Rule 138 Fulvio Martusciello (PPE)

Subject: The concept of proportionality in the conflict between Hamas and the State of Israel

During the recent Israel-Hamas conflict, the Vice-President of the Commission / High Representative of the Union for Foreign Affairs and Security Policy (VP/HR) issued a statement requesting proportionality in the conflict between Hamas and the State of Israel. Taking into consideration that the concept of proportionality is difficult to understand in the context of war, I would like to ask the VP/HR the following questions:

- 1. In what sense was the term 'proportionality' being was used in the statement: the legal sense, the grammatical sense or another sense?
- 2. If it was being used in the legal sense, how can it be applied to the laws of war, if applicable?
- 3. How does the VP/HR envisage proportionality being applied to a conflict in theory?