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The Rt Hon Jeremy Hunt MP  
Secretary of State for Foreign  
and Commonwealth Affairs  
King Charles Street  
London  
SW1A 2AH  
United Kingdom

Strasbourg, 13<sup>th</sup> September 2018

Dear Foreign Secretary,

We are MEPs from different political parties and we are united in asking the UK government to take action at the UN Security Council to refer Myanmar to the International Criminal Court (ICC).

We welcome Lord Ahmad of Wimbledon's comments at the Security Council briefing on 28 August, especially his emphasis that the Council should take concerted action to push for justice. However, the UK must go further than this. That is why we, as MEPs from different political families, are asking you to take a bold stance on justice and accountability, and to unequivocally call for the referral of Myanmar to the ICC, as recommended by the UN Fact Finding Mission and multiple human rights NGOs.

At the upcoming 39<sup>th</sup> session of the Human Rights Council, we urge you to work together with other members of the Human Rights Council to create an independent, impartial mechanism to collect, consolidate, preserve and analyse evidence of violations of international humanitarian law and human rights violations and abuses and to prepare files to facilitate and expedite fair and independent criminal proceedings in national, regional or international courts or tribunals.

The recent [UN Fact-Finding Mission's report](#) detailed systematic abuses and violence against the Rohingya dating back to 2011 accused Myanmar's military leaders of acting with 'genocidal intent' in their actions last year. It recommended that they are referred to an investigation by the International Criminal Court, the strongest such condemnation from the UN to date.

Myanmar have repeatedly failed to genuinely prosecute perpetrators of human rights violations and we have no hope in its capacity or willingness to carry to out legitimate proceedings. The international community must take responsibility, and we ask the UK to take the lead. Failing to do so sends a signal that Myanmar can enjoy impunity and continue to commit these atrocities against the Rohingya and ethnic minorities in northern Myanmar.

As you will be aware, a criminal investigation into the full scope of the violence against the Rohingya and against ethnic minorities in northern Myanmar is not possible unless the UN Security Council refers them to the ICC.

We welcome the [recent ruling](#) that the ICC may exercise jurisdiction over the alleged deportation of the Rohingya people from Myanmar to Bangladesh, but we recognise that a referral from the



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UNSC for the full scope of human rights violations is still needed. As the official-penholder on Myanmar issues at the UN, it is up to the UK government to lead that process.

We cannot wait any longer, we must take a united stand. The UK, as a champion of human rights worldwide, must take this step to bring justice to the perpetrators of ethnic cleansing and genocide.

Yours sincerely,

Wajid Khan, Labour Party MEP  
Jude Kirton-Darling, Labour Party MEP  
Lucy Anderson, Labour Party MEP  
Rory Palmer, Labour Party MEP  
David Martin, Labour Party MEP  
Alex Mayer, Labour Party MEP  
Richard Corbett, Labour Party MEP  
Julie Ward, Labour Party MEP  
Derek Vaughan, Labour Party MEP  
Paul Brannen, Labour Party MEP  
Mary Honeyball, Labour Party MEP  
Theresa Griffin, Labour Party MEP  
Siôn Simon, Labour Party MEP  
Claude Moraes, Labour Party MEP  
Clare Moody, Labour Party MEP  
John Howarth, Labour Party MEP

Jean Lambert, Green Party MEP  
Molly Scott Cato, Green Party MEP  
Keith Taylor, Green Party MEP

Alyn Smith, Scottish National Party MEP  
Ian Hudghton, Scottish National Party MEP

Charles Tannock, Conservative Party MEP  
Nirj Deva, Conservative Party MEP  
Baroness Nosheena Mobarik CBE, Conservative Party MEP

Jill Evans, Plaid Cymru MEP

Catherine Bearder, Liberal Democrats MEP

James Carver MEP, Independent