

Safety of Rwanda (Asylum and Immigration) Bill

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 2

LORD CARLILE OF BERRIEW
LORD ANDERSON OF IPSWICH

Clause 2, page 2, line 33, leave out “conclusively”

Member's explanatory statement

This amendment and others in the name of Lord Carlile of Berriew would ensure the declaration that Rwanda is a safe country is capable of being rebutted in law by credible evidence. The amendments require decision-makers (including courts or tribunals) to consider credible evidence that Rwanda is not a safe country.

LORD CARLILE OF BERRIEW
LORD ANDERSON OF IPSWICH
LORD ETHERTON

Clause 2, page 2, line 34, at end insert “unless presented with credible evidence to the contrary”

Member's explanatory statement

This amendment and others in the name of Lord Carlile of Berriew would ensure the declaration that Rwanda is a safe country is capable of being rebutted in law by credible evidence. The amendments require decision-makers (including courts or tribunals) to consider credible evidence that Rwanda is not a safe country.

LORD CARLILE OF BERRIEW
LORD ANDERSON OF IPSWICH
LORD ETHERTON

Clause 2, page 2, line 41, leave out subsection (3)

Member's explanatory statement

This amendment and others in the name of Lord Carlile of Berriew would ensure the declaration that Rwanda is a safe country is capable of being rebutted in law by credible evidence. The

amendments require decision-makers (including courts or tribunals) to consider credible evidence that Rwanda is not a safe country.

LORD CARLILE OF BERRIEW
LORD ANDERSON OF IPSWICH
LORD ETHERTON

Clause 2, page 3, line 3, leave out “a court or tribunal must not consider” and insert “a decision-maker should consider credible evidence presented in support of”

Member's explanatory statement

This amendment and others in the name of Lord Carlile of Berriew would ensure the declaration that Rwanda is a safe country is capable of being rebutted in law by credible evidence. The amendments require decision-makers (including courts or tribunals) to consider credible evidence that Rwanda is not a safe country.

LORD GERMAN

Clause 2, page 3, line 13, leave out subsection (5)

Member's explanatory statement

This amendment removes the “notwithstanding” provision from Clause 2.

After Clause 5

LORD COAKER

After Clause 5, insert the following new Clause—

“Removals to Rwanda under the Illegal Migration Act 2023

Within 60 days of the day on which this Act is passed, the Secretary of State must lay before Parliament a statement referring to all individuals whose asylum claims have been deemed inadmissible since the granting of Royal Assent to the Illegal Migration Act 2023, confirming—

- (a) the number of such individuals due to be removed to Rwanda under the Rwanda Treaty,
- (b) the timetable for these removals, and
- (c) the arrangements in place for any such individuals not due to be removed to Rwanda during the time period set out in the Rwanda Treaty.”

Member's explanatory statement

This new Clause requires the publication of a timetable for the Government’s plans to remove asylum cases accrued under the provisions of the Illegal Migration Act 2023 to Rwanda.

LORD COAKER

After Clause 5, insert the following new Clause –

“Return of individuals due to serious criminal offences

- (1) A Minister of the Crown must lay a statement before Parliament within 30 days if both of the following conditions are met –
 - (a) the Secretary of State has approved a request from the Republic of Rwanda to return to the UK a person previously relocated under the terms of the Rwanda Treaty, and
 - (b) the person specified in (a) had their permission to remain in the Republic of Rwanda revoked owing to the person’s participation in serious crime.
- (2) If Parliament is notified of the conditions being met as set out in section (1) –
 - (a) a motion must be moved by a Minister of the Crown to be debated on the floor of the House of Commons, and
 - (b) the motion must require the House to –
 - (i) consider the statement laid before Parliament under section (1), and
 - (ii) consider whether or not as a result of the contents of the statement, there should be a suspension of the Rwanda Treaty.”

Member's explanatory statement

This new Clause would ensure that Parliament is notified of any individuals involved in criminal activity who are transferred from Rwanda to the UK, and that the House of Commons is able to both debate the case and discuss its implications for the future of the Rwanda scheme.

LORD COAKER

After Clause 5, insert the following new Clause –

“Financial reporting requirement

The Secretary of State must lay a statement in Parliament within 14 days of any direct payments made to the Republic of Rwanda for the following purposes –

- (a) under the terms of the Rwanda Treaty,
- (b) as part of Migration and Economic Development Partnership funding, or
- (c) as part of any financial memorandum signed between Rwanda and the UK relating to the Rwanda Treaty.”

Member's explanatory statement

This new Clause would ensure future payments to Rwanda are reported to Parliament.

Clause 9

LORD COAKER

Clause 9, page 6, line 39, at end insert “, or the day on which a full economic impact assessment for the Act is published (including any financial memorandum signed between Rwanda and the United Kingdom relating to the Rwanda Treaty), whichever is later.”

Member's explanatory statement

This amendment requires the publication of a full impact assessment on the costs involved in removals to Rwanda under the bill, including per-person removal costs and the confidential financial memorandum signed between the two countries, before the Bill enters into force.

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