

# Safety of Rwanda (Asylum and Immigration) Bill

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AMENDMENTS  
TO BE MOVED  
IN COMMITTEE OF THE WHOLE HOUSE

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**Clause 2**

LORD KIRKHOPE OF HARROGATE  
THE LORD BISHOP OF CHELMSFORD

Clause 2, page 3, line 19, at end insert –

- “(6) A Minister of the Crown must lay before each House of Parliament a statement, if both of the following conditions are met –
- (a) a court makes a declaration of incompatibility, under section 4 of the Human Rights Act 1998, in relation to this Act; and
  - (b) the Minister has not laid a draft remedial order or a remedial order before Parliament, under section 10 of the Human Rights Act 1998.
- (7) The statement under subsection (6) must set out, with reasons, whether the Minister of the Crown –
- (a) considers there are compelling reasons for proceeding; and
  - (b) intends to make a remedial order under section 10 of the Human Rights Act 1998.
- (8) The statement under subsection (6) must be laid before the end of a period of 28 days beginning with the day the declaration of incompatibility was made.
- (9) Within the period of three sitting days beginning with the day on which the statement is laid –
- (a) a motion must be moved by a Minister of the Crown to be debated by each House of Parliament, and
  - (b) the motion must require the House to consider –
    - (i) the statement laid before Parliament under subsection (6);
    - (ii) whether to agree with the statement. ”

***Member's explanatory statement***

*This amendment prevents delay in considering making a remedial order, if a court declares this Act to be incompatible with a Convention right. Within 28 days, a Minister must make a statement to each House of Parliament about their proposed course of action and move a motion to be debated by each House of Parliament within a further three sitting days.*

**Clause 9**

THE LORD BISHOP OF CHELMSFORD  
LORD SCRIVEN

Clause 9, page 7, line 2, at end insert –

- “(3) This Act expires at the end of the period of two years beginning with the day on which it comes into force.
- (4) But the Secretary of State may by regulations made by statutory instrument provide that subsection (3) is to cease to have effect and that this Act is accordingly to continue be in force.
- (5) Regulations under subsection (4) may not be made unless a draft of the statutory instrument containing the regulations has been laid before and approved by resolution of each House of Parliament.
- (6) A draft under subsection (5) may not be laid before Parliament unless the Secretary of State has laid before Parliament a report based on evidence obtained by the United Nations High Commissioner for Refugees that the Government of the Republic of Rwanda is fulfilling its obligations under the Rwanda Treaty.”

***Member's explanatory statement***

*This amendment would insert a sunset provision for the Bill to expire two years after commencement unless Parliament decides that it should remain in force and the Government has produced a report containing evidence that the Rwandan government is fulfilling its Rwanda Treaty obligations.*



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*7 February 2024*

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