



Safety of Rwanda (Asylum and Immigration) Act 2024

2024 CHAPTER 8

3 Disapplication of the Human Rights Act 1998

- (1) The provisions of this Act apply notwithstanding the relevant provisions of the Human Rights Act 1998, which are disappplied as follows.
- (2) The relevant provisions are—
 - (a) section 2 (interpretation of Convention rights),
 - (b) section 3 (interpretation of legislation), and
 - (c) sections 6 to 9 (acts of public authorities).
- (3) Section 2 does not apply where a court or tribunal is determining a question relating to whether the Republic of Rwanda is a safe country for a person to be removed to under any provision of, or made under, the Immigration Acts.
- (4) Section 3 does not apply in relation to this Act.
- (5) Sections 6 to 9 do not apply in relation to—
 - (a) a decision taken on the basis of section 2(1) of this Act (decision-makers to treat Rwanda as safe),
 - (b) a decision as to whether to grant an interim remedy on the basis of section 4(4) of this Act (interim remedies: serious and irreversible harm), or
 - (c) a decision taken on the basis of section 4(1) of this Act (decisions based on particular individual circumstances)—
 - (i) under section 42(2), 44(6)(a) or 45(3) of the Illegal Migration Act 2023 (serious and irreversible harm) in relation to the removal of a person under that Act to the Republic of Rwanda, or
 - (ii) under section 44(6)(a) of the Illegal Migration Act 2023, as applied by section 2AA of the Special Immigration Appeals Commission Act 1997 (appeals to the Special Immigration Appeals Commission: serious and irreversible harm), in relation to the removal of a person under the Illegal Migration Act 2023 to the Republic of Rwanda.