



# Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021

## 2021 asp 15

### PART 4

#### FINANCIAL REDRESS: REDRESS PAYMENTS

### CHAPTER 4

#### DEATH OF APPLICANT

#### **73 Nominated beneficiary's death etc.**

- (1) This section applies where a nominated beneficiary who has taken over an application dies or, as the case may be, ceases to exist.
- (2) Where the nominated beneficiary dies or, in the case of a person other than an individual, ceases to exist while the application in relation to which the person is nominated is ongoing, it brings the application to an end.
- (3) Where an individual is the nominated beneficiary and the individual dies—
  - (a) after accepting an offer of a redress payment in accordance with section 50(1), but
  - (b) before the redress payment is paid,the redress payment is to be paid to the individual's estate.
- (4) For the purpose of this section, the question of whether an application is ongoing is to be determined in accordance with section 66(6) and (7).

#### **Commencement Information**

**II** S. 73 in force at 7.12.2021 by S.S.I. 2021/419, reg. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021, Section 73.