



# 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

#### **67 Access to information and evidence by nominated beneficiary**

- (1) This section applies where a nominated beneficiary—
  - (a) has been invited to take over an application by virtue of section 66 and the period specified in section 71(3) has not expired, or
  - (b) has requested a review under section 68.
- (2) Redress Scotland and the Scottish Ministers must, on request, provide the nominated beneficiary with access to any information or evidence held by it or them which has been obtained by or provided to it or them in connection with the application to which the invitation or, as the case may be, the review relates.
- (3) Nothing in this section authorises the disclosure of any information or evidence—
  - (a) that would be likely to identify any person other than the nominated beneficiary or the person in respect of whom the application to which the invitation or, as the case may be, review relates,
  - (b) that would be in contravention of the data protection legislation.
- (4) In this section, “the data protection legislation” has the meaning given by section 3(9) of the Data Protection Act 2018.

#### **Commencement Information**

**11** S. 67 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 67.