



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

68 Review of determination made under section 66(3)

- (1) A nominated beneficiary who is notified of a determination under section 66(3) that the nominated beneficiary is not going to be invited to take over the application may request a review of the determination.
- (2) A request for a review must—
 - (a) be made to the Scottish Ministers,
 - (b) be made before the end of the period of 8 weeks beginning with the date on which notice of the determination was received by the nominated beneficiary,
 - (c) be made in such form, if any, as Ministers require,
 - (d) specify why a review is being requested, and
 - (e) contain or be accompanied by any information the nominated beneficiary considers relevant.
- (3) The Scottish Ministers must, as soon as reasonably practicable after receiving a request for a review, provide the request, and any information accompanying it, to Redress Scotland.
- (4) A review may be conducted despite the request for it not being made within the period specified in subsection (2)(b) if Redress Scotland is satisfied that the nominated beneficiary has a good reason for not requesting a review sooner.
- (5) The Scottish Ministers must publicise any requirements which are for the time being set under subsection (2)(c).

Changes to legislation: There are currently no known outstanding effects for the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021, Section 68. (See end of Document for details)

- (6) Sections 55, 56 and 59(1) to (5) apply for the purposes of a review under this section as they apply for the purposes of a review under section 54, subject to the modification that the reference in section 59(1) to a determination being made under section 57 is to be read as a reference to a determination being made under section 69.

Commencement Information

II [S. 68](#) in force at 7.12.2021 by [S.S.I. 2021/419](#), [reg. 2](#)

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