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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2021 No.**

**The Redress for Survivors (Historical Child Abuse in Care) (Payments Materially Affected by Error) (Scotland) Regulations 2021**

**Citation, interpretation and commencement**

1.—(1) These Regulations may be cited as the Redress for Survivors (Historical Child Abuse in Care) (Payments Materially Affected by Error) (Scotland) Regulations 2021 and come into force on 1 January 2022.

(2) In these Regulations—

“the Act” means the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021,

“error” means an error which led to a decision to make a relevant payment being made—

(a) incorrectly, or

(b) correctly but on the basis of incorrect or misleading information,

in a way which materially affected the decision; but an error in making a redress payment under Part 4 of the Act in relation to which a relevant payment was made is not an error for the purpose of these Regulations,

“reconsideration panel” means a panel appointed by the chairing member of Redress Scotland under regulation 2(2),

“relevant payment” means a payment as mentioned in section 97(2) of the Act,

“relevant person” means a person—

(a) to whom a relevant payment was made, or

(b) who received payment in respect of the report, support or, as the case may be, the matter in relation to which costs or expenses were reimbursed as part of a relevant payment,

“review panel” means a panel appointed by the chairing member of Redress Scotland under regulation 3(5).