
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2021 No.

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

Determination of result of a review under regulation 3

- 4.—(1) The review panel is to consider—
- (a) whether the reconsideration panel which made the determination under regulation 2(6)(a) and, where appropriate, a re-determination under regulation 2(6)(b), ought to have reached a different outcome, and
 - (b) in a case where further relevant evidence is provided to or obtained by the review panel, whether the outcome ought to be determined differently as a result.
- (2) The review panel may uphold, reverse or vary any part of the outcome of the reconsideration (whether the request for a review relates to that part of it or not).
- (3) Once the review panel has conducted the review, Redress Scotland must inform the Scottish Ministers who must, as soon as reasonably practicable—
- (a) notify the person who requested the review of the review panel's determination, and
 - (b) provide the person with a summary, provided by Redress Scotland, of the review panel's reasons for reaching that determination.
- (4) The determination of the review panel under this regulation is final.
- (5) For the avoidance of doubt, paragraph (4) does not prevent the determination of the review panel being the subject of a referral under regulation 2 provided that the referral relates to a different error from the one which previously led to the review.