



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

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REDRESS FOR SURVIVORS (HISTORICAL CHILD ABUSE IN CARE) (SCOTLAND) ACT 2021

PART 1

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- 2 Meaning of “redress scheme”

PART 2

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- 9 Duty with respect to ensuring individuals can make informed choices
- 10 Provision of administrative support to Redress Scotland
- 11 Duty on the Scottish Ministers and Redress Scotland to co-operate
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- 13 Principle of dignity, respect and compassion

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

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- 18 Eligibility to apply for a redress payment

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- 19 Meaning of “abuse”

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- 20 Meaning of “relevant care setting”
- 21 Meaning of “residential institution”: further provision
- 22 Meaning of “resident”

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- 23 Power to create exceptions to eligibility

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- 24 Eligibility to apply for a next of kin payment
- 25 Eligibility to apply for a next of kin payment: exceptional circumstances
- 26 Review of determination made under section 25
- 27 Outcome of a section 26 review
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- 31 Application period
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- 45 Information about previous payments: further provision

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- 67 Access to information and evidence by nominated beneficiary
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- 89 Provision of support to persons in connection with an application
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Payment of costs and expenses

- 91 Reimbursement of costs incurred in connection with applications

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Payment of fees for legal work

- 92 Duty on the Scottish Ministers to pay fee for legal work in making an application
- 93 Duty on the Scottish Ministers to pay certain fees for legal work in exceptional cases
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- 95 Assessment, notification and review of certain fee payment requests
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- 97 Liability for payments, other than redress payments, made in error
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- 106 Guidance
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SCHEDULE 1 — Redress Scotland

Membership

- 1 (1) Redress Scotland is to consist of—

Terms and conditions of appointment

- 2 (1) A member is appointed for such period (being not...

Equal opportunities

- 3 (1) When appointing members of Redress Scotland, the Scottish Ministers...

Persons who may not be appointed

- 4 A person may not be appointed as a member of...

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Early termination of membership

- 5 (1) A member of Redress Scotland, including the chairing member,...

Members' remuneration and allowances

- 6 Redress Scotland must pay each member such remuneration and allowances...

Chief executive and other staff

- 7 (1) Redress Scotland is to appoint, as a member of...

Staff pensions

- 8 (1) Redress Scotland may pay or make arrangements for the...

Committees

- 9 (1) Redress Scotland may establish committees for any purpose relating...

Authority to perform functions

- 10 (1) Redress Scotland may authorise— (a) any of its members,...

Regulation of procedure

- 11 The rules of procedure of Redress Scotland and that of...

Validity of things done

- 12 The validity of anything done by Redress Scotland or any...

General powers

- 13 (1) Redress Scotland may do anything which it considers to...

Funding and financial assistance

- 14 (1) The Scottish Ministers may provide such financial assistance to...

Corporate plan

- 15 (1) Redress Scotland must submit a corporate plan to the...

Accounts and audit

- 16 (1) Redress Scotland must— (a) keep proper accounts and accounting...

Annual report

- 17 (1) Redress Scotland must, as soon as practicable after the...

Application of public bodies legislation

- 18 In the Ethical Standards in Public Life etc. (Scotland) Act...
 19 In the Scottish Public Services Ombudsman Act 2002, in schedule...
 20 In the Freedom of Information (Scotland) Act 2002, in Part...
 21 In the Public Services Reform (Scotland) Act 2010—

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

- 22 In the Public Records (Scotland) Act 2011, in the schedule,...
- 23 In the Procurement Reform (Scotland) Act 2014, in Part 3...
- 24 In the Gender Representation on Public Boards (Scotland) Act 2018,...

SCHEDULE 2 — The National Confidential Forum

PART 1 — CONTINUING MATTERS

Confidentiality and disclosure of information

- 1 (1) This sub-paragraph applies to— (a) the Mental Welfare Commission...

Public records

- 2 Section 1 of the Public Records (Scotland) Act 2011 (records...
PART 2 — CONSEQUENTIAL MODIFICATIONS

Public Appointments and Public Bodies etc. (Scotland) Act 2003

- 3 (1) The Public Appointments and Public Bodies etc. (Scotland) Act...

Mental Health (Care and Treatment) (Scotland) Act 2003

- 4 (1) The Mental Health (Care and Treatment) (Scotland) Act 2003...

Victims and Witnesses (Scotland) Act 2014

- 5 (1) The Victims and Witnesses (Scotland) Act 2014 is amended...

National Confidential Forum (Prescribed Care and Health Services) (Scotland) Order 2014

- 6 The National Confidential Forum (Prescribed Care and Health Services) (Scotland)...

Gender Representation on Public Boards (Scotland) Act 2018

- 7 (1) The Gender Representation on Public Boards (Scotland) Act 2018...

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