

These notes relate to the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021 (asp 15) which received Royal Assent on 23 April 2021

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

EXPLANATORY NOTES

DETAILED PROVISIONS

Part 4: Financial redress: redress payments

Chapter 1: Determination of applications for redress payments

Payment of redress payment

Section 50: Acceptance of offer and making of payments

140. This section provides that an applicant becomes entitled to a redress payment once the offer of a redress payment is accepted and once the Scottish Ministers are satisfied that any relevant civil proceedings have been or will be abandoned. An offer is accepted by the applicant signing and returning a waiver or, where a waiver has previously been granted and a second waiver is not required because of the operation of section 46(2), by written notice (see paragraph 130 of these Notes). The payment will be made as a single payment, or in agreed instalments.