



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

## 2021 asp 15

### PART 4

#### FINANCIAL REDRESS: REDRESS PAYMENTS

### CHAPTER 2

#### REVIEW OF REDRESS PAYMENT DETERMINATIONS

#### **59 Withdrawal of review request**

- (1) A request for a review may be withdrawn at the request of the applicant at any time prior to a determination being made under section 57.
- (2) A request under subsection (1) must be made in writing to the Scottish Ministers.
- (3) The Scottish Ministers must, as soon as reasonably practicable after receiving a request under subsection (1), inform Redress Scotland of it.
- (4) Where Redress Scotland is informed of a request made under subsection (1), Redress Scotland must bring to an end any further determination of the review to which the request relates.
- (5) Where a request for a review is withdrawn, no further request for a review may be made in respect of the determination to which the request related unless the further request is made for a different reason.
- (6) Subsection (7) applies where the withdrawn request relates to the review of a determination where an offer of a redress payment had been made under section 36.
- (7) The 6 month period for which the offer remains valid under section 49(3), or any longer period which had been determined under that section prior to the request for a review being made, is to be extended by the number of days in the period—
  - (a) beginning with the date on which the request for a review was made, and
  - (b) ending with the date on which the request is withdrawn.

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**Changes to legislation:** *There are currently no known outstanding effects for the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021, Section 59. (See end of Document for details)*

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**Commencement Information**

**II** [S. 59](#) in force at 7.12.2021 by [S.S.I. 2021/419](#), [reg. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021, Section 59.