



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

2021 asp 15

PART 4

FINANCIAL REDRESS: REDRESS PAYMENTS

CHAPTER 3

APPLICATIONS AFFECTED BY CONVICTIONS FOR SERIOUS OFFENCES

63 Outcome of a section 62 review

- (1) On a review under section 62, the review panel appointed under section 55 to conduct it—
 - (a) must consider—
 - (i) whether the panel which determined, under section 60, that the relevant person is precluded from being offered a redress payment, or, as the case may be, would not otherwise have been eligible for a redress payment, ought to have reached a different determination, and
 - (ii) in a case where additional evidence is provided to or obtained by the review panel, whether the application ought to be determined differently as a result,
 - (b) may uphold or reverse the determination.
- (2) 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 relevant person of the review panel's determination,
 - (b) provide the person with a summary, provided by Redress Scotland, of the review panel's reasons for reaching that determination.
- (3) Where the review panel reverses a determination that the relevant person is precluded from being offered a redress payment, the Scottish Ministers must refer the application or, as the case may be, the request for a review under section 54 to the panel which made the determination under section 60(4), to determine it.

Status: This is the original version (as it was originally enacted).

(4) The determination of the review panel under this section is final.