
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2022 No.

The Redress for Survivors (Historical Child Abuse in Care) (Reconsideration and Review of Determinations) (Scotland) Regulations 2022

PART 1

GENERAL

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Redress for Survivors (Historical Child Abuse in Care) (Reconsideration and Review of Determinations) (Scotland) Regulations 2022 and come into force on the day after the day on which they are made.

(2) In these Regulations—

“the Act” means the Redress for Survivors (Historical Child Abuse in Care) (Scotland) Act 2021,

“re-determination” means, except in regulation 20(8)(a), a re-determination made under section 75(5)(b) of the Act,

“relevant person” means—

(a) in connection with a reconsideration—

(i) the person who was notified of the determination which is or was the subject of a referral under section 75(1) of the Act, or

(ii) if that person has died—

(aa) where a payment under the determination was made to the deceased person, the deceased person’s estate,

(bb) where a payment under the determination was, or is to be, made to another person (including the deceased person’s estate), that person,

(b) in connection with a review, a person who was notified of a determination under section 75 of the Act.

(3) Unless the context otherwise requires, in these Regulations—

“reconsideration” means reconsideration of a determination made under Part 4 of the Act in accordance with section 75 of that Act,

“review” means a review of a reconsidered determination under section 76 of the Act.