

CRIMINAL INJURIES COMPENSATION AUTHORITY



CICA
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AR-A87

DPA

Your Ref:

Our Ref:

DPA

Date: 15/01/2002

Dear **AR-A87**

Regarding: Your application for compensation

Incident Date: BETWEEN --/--/1969 AND --/--/1970

NOTIFICATION OF DETERMINATION

Having considered carefully the reasons given in the request for a review of this application under Paragraph 59 of the Criminal Injuries Compensation Scheme 1996, I regret to inform you that no award can be made for the following reason(s) :

Under Paragraphs 6 and 8 of the scheme the Authority may pay compensation only if an applicant sustained an injury directly attributable to a crime of violence. (The meaning of 'directly attributable' and 'crime of violence' is explained in paragraph 7.8 and the paragraphs which follow it in the guide to the Scheme.) The key issue is the evidence. Your allegations were investigated when you were a child and no action was taken at that time. Charges were later made relating to your allegations, but these were stayed by the Judge on a legal technicality. According to the information we have received from the police, the alleged offender was not convicted of any of the charges made against him. Taking all of this into account, I am afraid that there is simply not enough evidence to show, on the balance of probabilities, that you were the victim of sexual assault. In the circumstances I am unable to make an award of compensation from public funds.

I am sorry to send what I know will be disappointing news.

If this decision is accepted, there is no need to reply. However, if you believe you have grounds for contesting the decision you may appeal to the Criminal Injuries Compensation Appeals Panel. Application must be made in writing on the enclosed form, giving reasons for the request and any other relevant information, and must be sent to the Panel at the address given on the application form within 90 days of the date of this letter. Alternatively, you may use the on-line Appeal Form facility on the CICA Website which can be found at www.cicap.gov.uk. Further information on the Appeal procedures is given in the enclosed guide.

Yours sincerely,

DPA