

SCHEDULE 2

PARTICULAR CIRCUMSTANCES IN WHICH THE NATIONAL ASSEMBLY FOR WALES MAY REQUIRE REFERENDUM TO BE HELD

PART II

CIRCUMSTANCES RELATING TO FALL-BACK PROPOSALS

7. The authority has not drawn up outline fall-back proposals under section 27(1)(b) or, as the case may be, regulation 17(3)(b) or regulation 19(1)(d), and is unlikely to do so unless the National Assembly for Wales so directs.

8. The authority has drawn up outline fall-back proposals—

- (a) without having taken reasonable steps to undertake the consultation required by section 27(3) or, as the case may be, regulation 17(4) or regulation 20(3)(a)(?);
- (b) without having undertaken that consultation in a manner which is fair and consistent with guidance as to the manner of such consultation; or
- (c) without having had due regard to the response to that consultation;

9. The interval between any consecutive actions proposed in the timetable with respect to the implementation of the authority's outline fall-back proposals in the event that the referendum rejects the proposals drawn up under section 25 or, as the case may be, regulation 17(3)(a) or regulation 19(1)(c), is unreasonably long.

10. The authority's outline fall-back proposals—

- (a) do not comply with the requirements of subsections (4) and (10) of section 27 or, as the case may be, regulation 17(7)(a)(?) or regulation 20(3)(a)(ii); or
- (b) are unsatisfactory in any other respect.

11. The authority has failed to comply with any directions given by the National Assembly for Wales for the purposes of Part II of the Act.