

Bildung für Haiti e.V.

Statutes

§ 1: Name, Location, Registration and Business Year

- (1) The Name of the Association is "Bildung für Haiti e.V."
- (2) Location of the Association is Munich.
- (3) The Association is to be registered with the official Register of Associations.
- (4) Business year is the calendar year.

§ 2: Objective of the Association

Objective of the Association is the **support of the school education of children in Haiti.**

This objective is achieved in particular by:

- Construction of the building for the primary school „Toussaint Louverture“ in Dos-Lacour, Haiti
- Long term maintenance of the school buildings
- Long term payment of the school staff
- Any other expenses as a consequence of school activity

§ 3: Charitable Status

The Association solely and directly pursues charitable and public welfare objectives within the meaning of section “tax-deductible purposes” of the tax law.

The Association acts on a non-profit basis. It does not primarily pursue self-economic purposes.

Resources of the Association shall only be used for the purposes, covered in the Statutes.

Members do not receive any allocations from the resources of the Association. No person may benefit from expenditures, which are not in accordance with the objectives of the Association, or from unreasonably high compensation.

The Association receives its funds through donations and membership fees.

§ 4: Membership

- (1) Any legal or natural person that supports its objectives can join the association as a member.
- (2) Sponsoring members can be individual or legal persons, which materially support the Association.
- (3) Upon application, the admission of a new member is decided by the Executive Board.
- (4) The membership shall end with the resignation, exclusion or death of the member.
- (5) The resignation of a member can happen at any time. A written notice must be given to the Executive Board, observing the notice period of 30 days.
- (6) If a member seriously violates the purposes and interests of the Association or remains in arrears with his membership fee for three months, he can be expelled by the

Executive Board with immediate effect. Before this decision is taken the member must be given the opportunity to apologize or respond. Actions to counteract expulsion must be presented in written form within 14 days after notification, and will be decided upon at the next General Assembly.

§ 5: Membership Fees

The members pay yearly a fee of 36,00 €.

§6: Organs of the association:

Organs of the association are:

- (1) The Executive Board
- (2) The General Assembly

§ 7: Executive Board

(1) The Executive Board is composed of four members:

a chairman, a vice chairman, a treasurer and a recording clerk.

The executive board represents the association judicially and extra-judicially, they shall be individually representative.

(2) The Executive Board is elected by the general meeting for a period of one year. It has to include at least one member of the previous Executive Board.

The reelection of members of the Executive Board is possible.

The chairman is elected by the General assembly in a separate ballot.

The Executive Board members being in office remain in each case in office as long as at the end of their term their successors are chosen.

(3) The Executive Board is obliged to direct the ongoing business of the association.

The Executive Board can employ a manager for current transactions of the association; the manager shall be entitled to take part in meetings of the Executive Board with an advisory vote.

(4) The Executive Board meets at least twice a year. The invitation to a Executive Board meeting is sent in writing by electronic message or by mail at least 14 days before the scheduled date.

The Executive Board meetings are quorate if the majority is present.

(5) Decisions of the Executive Board take effect with a simple majority.

(6) In emergencies the Executive Board may pass resolutions in writing, by telephone, email or fax as long as all members of the committee agree to this process in writing, by telephone, email or fax. Resolutions by the Executive Board passed in writing, by telephone, email or fax must be set down in writing and signed by.

(7) The Executive Board carries out its tasks on a voluntary basis.

(8) The Executive Board sends out the invitation for the General Assembly together with the agenda. Every member can communicate change requests of the agenda to the Executive Board.

(9) At the yearly assembly the Executive Board has to present a statement of accounts.

§ 8: General Assembly

(1) There is at least one General Assembly in a year.

(2) Additional General Assembly may be convened if these are necessary to pursue the interests of the organization along with reasons for the meeting cited.

(3) General Assemblies are convened by the Executive Board in writing by electronic notification at least two weeks before the meeting along with the agenda for the meeting. The period starts with the day following the forwarding date of the invitation. The invitation is considered effective when it is forwarded to the most recent address the member has provided to the Association in writing.

(4) The General Assembly is the supreme governing body of the association and is responsible for all tasks, as far as they are not allocated to certain representative bodies by this Statutes. It has to be presented in writing with the annual budget and an annual report about the decisions concerning the authorization and relief of the Executive Board.

Furthermore, the General Assembly decides about e.g.:

- a) Exemption from fees
- b) Objectives of the Association
- c) The purchase and sale and encumbrance of property
- d) Participations in companies
- e) Taking out loans bigger than 100€
- f) Authorization of social order in the club
- g) Membership fees
- h) Amendments to the Statutes
- i) Dissolution of the association

(5) The General Assembly elects the Executive Board. Every member can run for a position. A relative majority shall be decisive.

(6) Every duly called General Assembly constitutes a quorum irrespective of the number of members attending. Every member has one vote.

(7) The General Assembly passes its resolutions by simple majority. If the votes are equal the proposal is considered to be rejected.

§ 9: Amendments of the Statutes

(1) Any amendments to this statutes require a majority of the members present.

Amendments to the Statutes may only be voted on by the General Assembly if this agenda item was already mentioned in the invitation to the General Assembly, enclosing both the previous text and the proposed new text of the statute.

(2) Changes in the constitution which are due to formal demands by regulatory, judicial, or revenue authorities may be taken by the executive committee alone.

These amendments to the Statutes have to be immediately distributed in writing to all the members of the association.

§ 10: Recording

The decisions made in executive board assemblies and general assemblies shall be recorded in writing and signed by the Executive Board.

§ 11: Dissolution of the association and disposition of assets

(1) The resolution to dissolve the association requires a three-quarter majority of the members present at the general meeting. The resolution can only be taken if timely notice has been given in the invitation to the relevant General Assembly.

(2) In the case of the dissolution and/or abolition of the association or with omission of tax-privileged purposes the fortune of the association goes to another tax-privileged body that uses the fortune directly and exclusively for charitable, benevolent or religious purposes.

Courtesy Translation

In case of differences or disputes, the German version shall govern.