

## **Statutes**

Freundeskreis Asyl Karlsruhe e.V.

### **§ 1 Name, Registered Office, Fiscal Year**

The name of the association is "fka - Freundeskreis Asyl Karlsruhe e.V.". 1.

1. The association has its seat in Karlsruhe.
2. The financial year of the association is the calendar year.

### **§ 2. Purpose**

The purposes of the association are

- the promotion of and assistance to politically, ethnically or religiously persecuted persons, to refugees, and
- the promotion of international understanding and tolerance in all areas of culture.

The fka wishes to contribute to peaceful coexistence and cultural understanding between peoples.

The purpose of the association is to support asylum seekers, refugees and migrants. This includes measures of accompaniment, counselling, education and information. Target areas include host countries and countries of origin.

The association is independent of political parties and denominations.

### **§ 3 Non-profit status**

1. The Association shall exclusively and directly pursue charitable and non-profit purposes within the meaning of the section "Tax-privileged purposes" of the German Tax Code.
2. The Association shall act selflessly and shall not primarily pursue its own economic purposes.
3. The funds of the Association and any profits shall only be used for the purposes set out in the Statutes. The members of the Association shall not receive, in their capacity as members, any share of the profits or other benefits from the funds of the Association.
4. no person shall be favoured by expenses which are alien to the purposes of the Association or by disproportionate benefits. By resolution of the General Assembly, honorary members of the Executive Board may be granted an appropriate expense allowance.

## **§ 4 Membership**

1. The Association has voting members and sustaining members without voting rights.
2. natural persons and legal entities may become voting members and supporting members. The Executive Committee shall decide on the admission of both types of members.
3. an application for membership must be submitted in writing to the executive committee. Legal persons may not hold office on the Executive Committee. Where the Statutes refer elsewhere to members, this means, unless otherwise stated, voting members and sustaining members.
4. a membership fee may be levied, the amount of which shall be decided by the general meeting. The General Assembly of Members shall also decide on the regulations according to which there shall be a general exemption or reduction of membership fees and may, in individual cases and upon application, exempt members from the obligation to pay membership fees in whole or in part.
5. Membership shall be terminated by exclusion, resignation, death or loss of legal capacity in the case of legal persons. It shall also end if the member has not fulfilled his or her contribution obligations and the arrears in contributions have reached a total of two annual amounts. In this case, membership shall only be terminated if the member does not object to the determination of the arrears by the Executive Board in due time.
6. Resignation shall be made in writing to the Executive Board and shall take effect at the end of the respective calendar year. The Executive Committee may expel a member for gross violation of the interests of the Association. The person concerned shall be heard beforehand. The member may appeal to the General Assembly within one month, which shall make a final decision on the expulsion with a majority of 3/4 of the voting members present. Membership is suspended until this decision is made.

## **§ 5 Organs of the Association**

The organs of the association are

- a) the General Assembly
- b) the Executive Committee
- c) the Advisory Council

Other bodies such as working groups and forums may be established by the General Assembly for a limited period of time with a respective description of tasks.

## § 6 The General Assembly

1. The General Assembly is the supreme decision-making body of the Association. The legal entities shall each nominate their representative in writing for the duration of one term of office of the Board.
2. The General Assembly shall be convened by the Executive Committee at least once a year. The invitation with the agenda must be sent to the members by letter at least 14 days before the date of the meeting. The period begins with the day following the date of dispatch of the invitation letter. The date of the postmark shall apply. The letter of invitation shall be deemed to have been received by the member if it is addressed to the last residential address given in writing by the member of the Association.

Supporting members shall be entitled to attend General Meetings.

3. motions to the general meeting may be made by the executive committee and by the voting members. They must be submitted to the Executive Committee in writing three weeks prior to the General Assembly, together with a statement of reasons. Any member with voting rights may request an addition to the agenda no later than one week before the General Assembly, on which the Executive Committee shall decide. The General Assembly shall decide on motions for the agenda which have not been included by the Executive Committee or which are submitted at the General Assembly.

Motions of urgency can only be admitted at a general meeting if this is decided by a majority of two thirds of the members present and entitled to vote. Motions to dismiss the Executive Committee, to amend or rewrite the Statutes or to dissolve the Association may not be put forward by way of an emergency motion.

4. The Executive Committee must convene a General Assembly if the interests of the Association so require or if at least 20% of the voting members of the Association request it in writing, stating the purpose and the reasons.

The General Assembly shall decide on all matters concerning the Association, unless the Executive Committee is responsible. In particular, it has the following duties:

- a) Election and dismissal of the members of the Executive Committee
- b) Acceptance of the annual report and the discharge of the Executive Committee.
- c) Approval of the annual accounts
- d) Adoption of resolutions concerning the budget of the Association.
- e) Election of the auditor(s)
- f) Election of the members of the Advisory Council
- g) Amendment of the Statutes and/or dissolution of the Association.

Each voting member has one vote. Transfer of votes is not permitted. Unless otherwise provided for in the Statutes, the General Assembly shall pass its resolutions by simple majority. In the event of a tie, the motion shall be deemed rejected.

The resolutions of the general meeting shall be recorded in the minutes, which shall be signed by a member of the executive committee. The minutes shall be sent to all members within 4 weeks of the General Assembly.

5. The General Assembly shall constitute a quorum if it has been duly convened.

## **§ 7 The Executive Committee**

1. The Executive Committee of the Association shall consist of three persons who must be voting members of the Association. One member of the Executive Committee shall be responsible for the treasury.
2. The Executive Committee shall be responsible for the day-to-day business of the Association and shall carry out the decisions of the General Assembly. It shall be obliged to report and render accounts to the General Assembly.
3. two members of the Executive Committee shall jointly represent the Association in accordance with § 26 of the German Civil Code (BGB). Transfers of amounts up to 2,000 € can be made by sole representation. Transfers of amounts up to €10,000 may also be made by the two accounting staff members appointed by the Executive Board or by one Executive Board member and one staff member.
4. The Board shall be elected by the General Assembly for a period of one year. The re-election or early dismissal of a Board member by the General Assembly is permissible. A Board member shall remain in office after the expiry of the regular term of office until the election of his successor. In the event of the premature resignation of an individual Board member, a General Assembly must be held within 4 weeks to elect a successor. Until then, the current Board member shall remain in office. The term of office of the newly elected member shall end with the term of office of the existing Board.
5. Resolutions shall be passed by simple majority.

## **§ 8 The Advisory Council**

1. an Advisory Board may be established by resolution of the General Assembly.
2. The members of the Advisory Board shall be appointed by the General Assembly on the proposal of the Executive Board for the duration of the term of office of the Executive Board.
3. The Advisory Board shall meet at least once a year at the invitation of its Chairperson.

the Advisory Board shall have the task of advising the Association and in particular the Executive Board and of assisting in the implementation of the objectives of the Association.

## **§ 9 Amendments to the Statutes**

The General Assembly decides on amendments to the Statutes and the addition of new provisions with a majority of 2/3 of the voting members present.

## **§ 10 Dissolution and right of accrual**

1. the dissolution of the Association may only take place at a General Meeting convened for this purpose with a majority of  $\frac{3}{4}$  of the members entitled to vote.
2. in the event of the dissolution of the Association or in the event of the discontinuation of tax-privileged purposes, the assets of the Association shall pass to the German Parity Welfare Association or to a member of the same recognised as a tax-privileged body, which shall use them directly and exclusively for charitable and benevolent purposes.
3. decisions on the future use of the assets may only be made after the approval of the tax authorities.

## **§ 11 Cash audit**

1. the budget and cash management of the "Freundeskreis Asyl Karlsruhe e. V." is subject to audit by the cash auditors to be elected by the general meeting on the proposal of the board for the duration of the board's term of office.
2. The auditors shall consist of at least two members. These may neither be members of the Board nor of the management or, if applicable, of an advisory board.

For better readability, the masculine formulation has been chosen. The female formulation is also meant in each case, in particular with regard to the office bearers and functionaries mentioned.

Status: Date of the General Assembly adopting the resolution (06.02.2019)