

## **Constitution of the Association**

### **"Förderverein der Internationalen Schule Dresden**

### **(Fund Raising Association of the Dresden International School)"**

(Version Dated June 2016)

#### **§1**

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

- (1) The Association shall bear the name

"Förderverein der Internationalen Schule Dresden  
(Fund Raising Association of the Dresden International School)"

It shall be entered in the Register of Associations. After entry it shall be followed by the supplement "e.V." (registered association).

- (2) The registered office of the Association is the state capital of Dresden.
- (3) The fiscal year begins on August 1 and ends on July 31 of the following year.

#### **§2**

#### **Purpose of the Association, Funds of the Association**

- (1) The Association sets itself the task of promoting and supporting DIS Dresden International School gGmbH both in material and non-material terms.
- (2) The Association pursues non-profit making purposes exclusively and directly within the meaning of the section entitled "Purposes enjoying tax privileges" of the German Tax Code. The purpose of the Association is the furtherance of education as well as of international beliefs, tolerance in all areas of culture and the idea of international understanding. The purpose of the constitution shall be realized in particular by the material and non-material promotion of Dresden International School. The Association shall act selflessly; its prime objective is not to seek profit.
- (3) The funds of the Association may only be used for purposes in accordance with the constitution. The members shall not receive payments from the Association's funds.  
The Association shall not favor persons through expenditure not related to the purpose of the Association or through disproportionately high remuneration.
- (4) The members of the Association shall act for the Association in an honorary capacity.

- (5) Membership Fees, Sponsoring Fee, donations and other bestowals shall be put directly at the disposal of the supporting organization DIS Dresden International School gGmbH for the support of the school run by the DIS Dresden International School gGmbH. The DIS Dresden International School gGmbH shall decide on the further use thereof within the scope of its constitution.

### **§3 Members**

- (1) The following persons shall be accepted as members
- a) Natural and legal persons of age who as friends and patrons wish to support Dresden International School ("patrons"). Pupils of Dresden International School cannot become patrons.
  - b) Parents or guardians of pupils of Dresden International School ("parent members").
- (2) A written application is required for membership.
- (3) The committee shall pass a resolution on the acceptance of a patron,
- (4) The membership of the parents shall begin after a written application without the requirement of a resolution regarding acceptance (paragraph (2)) once the child has been admitted to the school.
- (5) The Association shall not perform selection according to financial circumstances for 25% of parents. This provision shall not apply if the parents' children attend the substitute school run by the DIS Dresden International School gGmbH.
- (6) Patrons' membership shall expire upon death or withdrawal. Withdrawal is permissible with three months' notice as of the end of the fiscal year and shall be announced in writing to the committee.
- (7) Parents' membership shall expire upon death or automatically at the end of the month in which the child leaves the International School.
- (8) The expulsion of a member is possible for good cause. It requires the resolution of the committee passed by two thirds of the votes cast.

### **§4 Membership Fee / Sponsoring Fee / Capital Assessment Fee**

- (1) Members shall pay a membership fee.
- (2) The membership fees of patrons shall be set by the board and written down in the dues schedule.

- (3) The parents' Membership Fee, the Sponsoring Fee and the Capital Assessment Fee shall be set by the Board with recommendations from the managing directors of the DIS Dresden International School gGmbH.

## **§5**

### **Bodies of the Association**

The bodies of the Association are the committee and the general assembly of members.

## **§ 6**

### **General Assembly of Members**

- (1) The general assembly of members will be called by the board.
- (2) They shall elect the board members for the duration of three years, the latter shall remain in office beyond their term until new elections take place. Re-election is permissible.
- (3) The general assembly of members shall elect a cash auditor for the duration of three years, he or she shall also remain in office beyond his or her term until new elections take place. Re-election is permissible.
- (4) The assembly shall accept the statement of account of the chairperson and shall exonerate the committee.
- (5) She decides on amendments to the constitution and dissolution of the Association. For this purpose two thirds of the votes of the members present shall be required at each assembly.
- (6) In the general assembly of members natural and legal persons have one vote each. Parents have one joint vote for each child.
- (7) The general assembly of members shall take place at least once a year, otherwise when required or upon the motion of at least one third of members. It shall be convened by the chairperson in writing indicating the agenda with a notice period of three weeks as agreed with the committee. The meeting shall be chaired by the chairperson as agreed or the by the chairperson of the sectional assembly concerned. Minutes shall be drawn up of the resolutions of the general assembly of members and shall be signed by the chairperson concerned.
- (8) The general assembly of member's is competent to adopt resolutions when the meeting has been convened with the correct notice period and in the correct form. It shall adopt resolutions by the simple majority of the votes cast, if not otherwise provided. Abstentions do not qualify as votes cast.
- (9) By resolution of the general assembly the set agenda may be changed or supplemented.

**§7**  
**Committee**

- (1) The committee shall consist of up to nine members consisting of at least four Committee Members and three Parent members. The members include the chairperson of the patrons' assembly, the chairperson of the parents' assembly and each of their deputies. Moreover, up to two committee members shall be appointed by the committee of the Supporting Association. They do not have to be members of the Fund Raising Association. The committee shall elect chairperson, a deputy chairperson and a Treasurer from its members for the duration of two years, they shall remain in office beyond their term until new elections take place. Re-election is permissible. The deputy committee chairperson is also the cashier.
- (2) The chairperson of the committee and the deputy chairperson of the committee are entitled to represent the Association (managing committee). They are the "committee" within the meaning of § 26 (2) of the German Civil Code. They represent the Association individually. Internally, the deputy chairperson is directed only to make use of his or her power of individual representation if the committee chairperson is prevented from doing so or when following special instructions.
- (3) The committee shall conduct the current business of the Association in the context of its resolutions. Its responsibilities include in particular the management of the Association's funds.
- (4) The committee shall meet when required. The invitation may take place in writing, even by email. The notice period should be at least one week, but compliance therewith is not imperative. The presentation of an agenda is not necessary. Resolutions shall be passed by the simple majority of votes cast. Abstentions do not qualify as votes cast.

The committee is competent to pass resolutions when at least two thirds of its officiating members are present or represented. A committee member may only be represented at meetings and voting by another committee member or a member of the committee of the Supporting Association with a written power of attorney. The chairperson of the committee or his or her deputy shall chair the meeting. Minutes of the results of the committee meeting shall be drawn up.

- (5) The committee may adopt resolutions in writing if no member of the committee objects to this form of decision-making. Resolutions shall also be adopted with the simple majority of the votes cast. Abstentions do not qualify as votes cast.
- (6) The committee may adopt its own rules of procedure. Therein it may set out in particular procedural provisions for committee meetings.

## **General Manager**

- (1) The committee may appoint a general manager. This person does not have to be a member of the Association.
- (2) The general manager shall prepare and implement the decisions of the committee.
- (3) The general manager shall receive appropriate remuneration and reimbursement of expenses.

## **§9**

### **Appropriation of Funds in the Absence of Purpose or in the Event of Dissolution**

- (1) In the event of the dissolution of the Association or the cessation of "Purposes enjoying tax privileges" the assets of the Association shall pass to the DIS Dresden International School gGmbH. The recipient shall use the assets directly and exclusively for these non profit making purposes.
- (2) The decision as to which organization of the kind named in paragraph (1) shall receive the assets of the Association rests with the committee and shall be taken by simple majority.
- (3) The decision may not be carried out until the tax office has given its approval.

## **§ 10**

### **Transitional Provisions**

- (1) The managing committee is authorized to supplement or amend this constitution if parts of the constitution are objected to by the Registration Court. Moreover, it is authorized to amend or supplement this constitution if the tax office should raise doubts as to the recognition of the Association as a non profit making entity.
- (3) This authorization only comprises the amendments and supplements required in order to re dress the objection.