



# Statutes of the Association

## "Hand in Hand for the Gambia e.V."

### § 1 Name, Registered Office, Financial Year

(1) The foundation established on 25 April 2015 carries the name "Hand in Hand for the Gambia" and has its registered office in 55122 Mainz, Watfordstraße 12b. It is recorded in the register of associations and is receiving the addition "e.V." (registered association) after the entry.

The financial year is the calendar year.

### § 2 Purpose of the Association

(1) Purpose of the association is the moral, financial, and personnel support to public education in the Gambia. As an ancillary purpose, emergency medical assistance is carried out through personnel support. The association pursues exclusively and directly non-profit and charitable purposes within the meaning of section "tax-privileged purposes" of the Tax Code (§ 58 Nr. 1 AO), by

- collecting membership fees,
- raising funds and donations (at events and through direct contact to companies and persons),
- carrying out public-relations work and all kinds of advertising for the association.

The support can be extended through the transfer of funds to needy Gambians, but also be accomplished by the club itself directly and locally upon covering the costs for school education from donations or offering financial support to schools and other activities to promote the public education of the Gambia. The assistance particularly benefits girls.

(2) The association is independent; it does not pursue its own economic interests.

(3) The bodies of the association (§ 6) perform their duties on a voluntary basis.

(4) Resources accruing to the association may only be used for statutory purposes.

(5) The members receive no profit shares in their capacity as members, nor any other allowances from association funds. No person shall benefit from expenditures that are alien to the purposes of the association, or by a disproportionately high remuneration.

(6) The association maintains political neutrality. It grants the members of all nations and races the same rights and represents the principle of religious and ideological tolerance.

### **§ 3 Becoming a Member**

- (1) All natural and legal persons can become members of the association.
- (2) The board shall decide on the written application. The application for admission  
Minors require the signature of their legal guardian.

### **§ 4 Termination of Membership**

- (1) Membership is terminated by resignation, expulsion or cancellation of membership.
- (2) The cancellation must be stated to the Board. The cancellation is permitted  
under observance of a notice of one month to the end of each financial year.
- (3) A member can be expelled from the association if his conduct grossly violated the statutes  
or the interests of the association. Upon request by the board, the general assembly shall  
decide on the exclusion by a three-quarters majority of the valid votes cast. Before the  
decision on the exclusion, the pertinent party is to be given the opportunity to submit their  
comments. The board must notify the decision on the exclusion to the pertinent party.
- (4) A cancellation of membership is permitted, if the member is in arrears with the payment  
of membership fees, despite two written reminders by the board. The cancellation may be  
decided by the board only if one month has elapsed since posting the second reminder,  
which must contain the reference to the cancellation.

### **§ 5 Membership Fees**

- (1) Membership fees are collected from members. The amount of the fees as well as their  
due dates are determined by the general assembly.

### **§ 6 Bodies of the Association**

- (1) Bodies of the association are the board and the general assembly.

### **§ 7 Board**

- (1) The board consists of the 1st chairperson, the 2nd chairperson, the treasurer as well as  
the secretary (board within the meaning of section 26 BGB [German Civil Code]). An  
assessor may be elected into the board.
- (2) Each board member represents the association on their own.
- (3) The board is elected by the general assembly for a period of two years. However, it  
remains in office up to the statutory election of the board. Eligible are only members of the  
association that have reached the age of 18. Various board positions cannot be combined into  
one person. This does not apply when board offices cannot be filled from within the  
membership due to a lack of readiness.

(4) In addition to the representation of the association, the board is to safeguard the interests of the association in accordance with the statutes and the resolutions of the general assembly.

### **§ 8 General Assembly**

(1) The general assembly is held annually. It shall also be convened if the interests of the association so require or one-fifth of the members request so to the board in writing, stating the reasons and the purpose.

(2) General meetings are convened by the board at least two weeks prior to the meeting. The convocation of the meeting should also contain the agenda.

(3) Unless the statutes provide otherwise, each duly convened general assembly constitutes a quorum.

(4) Unless the statutes provide otherwise, a simple majority of valid cast votes shall decide on resolutions and elections. Resolutions which contain an amendment to the statutes require a majority of three quarters of valid cast votes. The change in the association's purpose requires the consent of nine-tenths of the voting members present.

(5) The form of voting is determined by the chair of the meeting. However, a written vote must be carried out, if one third of the members so requests.

(6) A record must be prepared on the resolutions of the general meeting, which must be signed by the chair and the chairman.

### **§ 9 Dissolution of the Association**

(1) The association can be dissolved by resolution of the general assembly, if this meeting has been convened especially for this purpose.

(2) A majority of nine-tenths of the valid cast votes is required for dissolution of the association.

(3) The liquidation is carried out by the chairperson in office at time of the dissolution.

(4) Upon dissolution of the association or discontinuation of its tax-privileged purpose pursuant to § 2 of its statutes, the assets shall, as far as they exceed any existing liabilities, be transferred to the association "Gesundheit und Bildung Gambia e.V." Seebadallee 13 a 15834 Rangsdorf, which must use the funds directly and exclusively for the purposes hereof.

(5) If the club is not recognized as a non-profit association at that time, the assets shall be transferred to SOS Kinderdorf Pfalz, which must use it directly and exclusively for the purposes of its bylaws.

**§ 10 Entry into force**

(1) The statutes have been adopted in their current form on 25 April 2015 by the members of the founding meeting of the association "Hand in Hand for the Gambia" in Mainz and shall enter into force upon registration in the register of associations.

Signatures of seven (7) founding members:

Sandra Berger

Tanja Girke

Reinhard Girke

Roland Horne

Koray Karabiyik

Karin van der Lubbe

Katharina von Schmeling

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I, Robert Avery Grey, sworn German-English translator appointed by the Frankfurt Regional Court, hereby certify that the above translation from the original document is accurate and complete.

Frankfurt am Main, Germany, 2<sup>nd</sup> November 2016

