

Association of Cultural Child and Youth Education Saxony-Anhalt

Statutes (version dated 25 March 2009)

Section 1 Name and seat

The Association is a combination of largely charitable corporations (organisations, associations and institutions) and individuals working in cultural child and youth education the activities of which cover the *Land* Saxony-Anhalt and its individual regions. It pursues exclusively and directly charitable purposes within the meaning of the Chapter of the German Tax Code (*Abgabenordnung*) entitled "Tax-privileged purposes".

The Association shall have its seat in Magdeburg.

The court venue shall be Magdeburg.

It shall bear the name "Association of Cultural Child and Youth Education Saxony-Anhalt" (*Landesvereinigung kulturelle Kinder- und Jugendbildung Sachsen-Anhalt e.V.*, abbreviated to: LKJ), and be a legally-independent regional association of the Federal Association of Cultural Child and Youth Education (BKJ).

Section 2 Character and purpose

The purpose of the Association is to promote the cultural education of children and juveniles, inter alia in accordance with the Child and Juvenile Welfare Act (*KJHG*). It shall act altruistically, and shall not primarily pursue commercial purposes of its own. The LKJ is the body representing the interests of its members vis-à-vis the public, the competent authorities and political bodies.

The purpose is to contribute to personality development via cultural and artistic means, and to create conditions and spaces for the development of children and juveniles.

The conceptual further development of cultural child and juvenile education, project coordination among members, specialist advice for practitioners and further training of multipliers shall be promoted and guaranteed by exchanging information and experience, as well as via further suitable means.

The LKJ aims to facilitate cooperation with suitable partners in Saxony-Anhalt and its regions, with the Regional Associations of Cultural Child and Youth Education of other Federal *Länder*, with the Federal Association of Cultural Child and Youth Education, as well as with national and international associations working with comparable goals.

Section 3 Funding

The Association's funds may only be used for the purposes stated in the Statutes. The members shall not receive any benefits from the Association's funds. No person or institution may be favoured by means of expenditure alien to the purpose of the Association or by disproportionately high remuneration.

The financial year shall be the calendar year.

The Association shall only be liable with its own assets.

Section 4 Membership

Members of the Association of Cultural Child and Youth Education Saxony-Anhalt shall be largely charitable corporations, most of which are active at *Land* level.

Further members may be largely independently-organised associations, organisations and institutions, as well as individuals with whom it is hoped to cooperate closely.

The membership application shall be addressed to the Board in writing. The Board shall decide on acceptance. In the event of a rejection, a derogating decision may be taken at the Members' Assembly at the request of the applicant with a simple majority of the members attending. There shall be no legal right to acceptance.

The members undertake to work together on a continuous basis, in particular by seconding a standing representative.

Membership shall end on leaving, exclusion, death or dissolution of the Association. Leaving may only be declared in writing to the Board with a period of three months to the end of the financial year. Exclusion may be declared by the Board in case of grievous breaches of the Statutes and decided on by the Members' Assembly. An objection may be made against exclusion with a period of one month. Membership shall be suspended until such time as the Members' Assembly has decided.

Section 4a Honorary membership

On the decision of the Members' Assembly, individual personalities may be nominated as honorary members. Honorary membership shall entitle the honorary member to act in all bodies of the LKJ in an advisory capacity.

Section 5 Bodies of the Association

The bodies of the Association shall be the Members' Assembly, the Advisory Council and the Board.

The Members' Assembly shall be convened by the Board at least once per year; the written invitation shall be issued at least four weeks prior to the date of the Assembly. It shall also be convened if at least 1/3 of the members of the Association so demand, stating the desired points of discussion in writing.

Each properly convened Members' Assembly shall be quorate with a simple majority of the votes of the members attending. Amendments to the Statutes, acceptance to and exclusion from membership shall require a 2/3 majority. Each member shall have a seat and a vote at the Members' Assembly.

Minutes and resolutions of the Assembly shall be signed by the minute-taker and by a member of the Board.

The tasks of the Members' Assembly shall be in particular:

- to decide on the acceptance and exclusion of a member,
- to elect the Board,
- to pass rulings on the programme of works,
- to approve the activity report and annual report and to approve the actions of the Board,
- to deliberate on and pass resolutions on the budget plan,
- to select the auditors,
- to pass resolutions on the subscriptions, which are to be set on an annual basis,
- to pass resolutions on amendments to the Statutes, and
- to pass resolutions on the dissolution of the Association.

The Members' Assembly shall elect the Board for the period of three years. The Board members may be directly re-elected. The Board members shall remain in office until the new election.

The Board shall consist of the Chairperson, two deputy chairpersons and two associate members. The Chairperson and the deputy chairpersons shall represent the Association, and shall be entitled to represent alone (within the meaning of section 26 of the Civil Code [BGB]). The Board shall head the Association. It shall appoint the managing director and the Advisory Council. The Board shall establish rules of procedure to manage the business of the Association.

Section 5a Advisory Council

The members of the Advisory Council shall be natural entities who support the purposes of the LKJ as stated in section 2 of the Statutes and provide technical support for the work of the Association. The Advisory Council shall meet at least once per year, and shall have an advisory role.

Section 6 Dissolution of the Association

On dissolution of the Association, or should tax-privileged purposes cease to apply, the assets of the Association shall revert to a charitable corporation in order to be used for cultural child and youth education. Resolutions on the future use of the assets may not be implemented until they have been approved by the competent tax office.

The present Statutes were established by the Members' Assembly held in Quedlinburg on 28 April 1998 – most recently amended by the resolutions of the Members' Assemblies held on 12 May 2006 and 25 March 2009.