

This is a non-official translation for information purpose by DeepL! We would like to point out that membership is only possible for German citizens.

Statutes

of the association

Förderverein Segelflug e.V.

§ 1 Name and Location

The name of the association is "Förderverein Segelflug".

The seat of the association is Guxhagen, Germany.

It shall be entered in the Register of Associations and then bear the suffix "e.V.".

The fiscal year of the Association shall be the calendar year.

§ 2 Purpose of the Association

The purpose of the association is the promotion of the sport. The purpose of the statutes is realized in particular by the promotion of German gliding in all its forms, such as cross-country gliding and glider aerobatics in the areas of competitive and popular sports, through material and financial support.

The association can become a member of regional and supra-regional clubs and associations that pursue similar goals.

§ 3 Non-profit Status & Altruism

- (1) The Association shall exclusively and directly pursue charitable purposes within the meaning of the section "Tax-privileged purposes" of the German Tax Code.
- (2) The Association shall act selflessly; it shall not primarily pursue its own economic purposes. The Association's funds may only be used for purposes in accordance with the Articles of Association. Members shall not receive any benefits from the Association's funds.
- (3) No person may be favored by expenses that are alien to the purpose of the Association or by disproportionately high remuneration.
- (4) In the event of a member leaving the Association or in the event of its dissolution, any assets contributed shall not be reimbursed.

§ 4 Membership

- (1) Any natural or legal person who is willing to promote the purposes of the Association may become a member of the Association. Members of the Association are:
 - a. Adults,
 - b. Young people (from 14 to 17 years),
 - c. legal entities (e.g. clubs, associations, foundations, etc.)
- (2) Membership is to be applied for in writing by means of a membership application form prepared by the Association, sent by post to the Association's business address, stating the applicant's surname and first name, date of birth, postal address, e-mail address and other

information necessary for the administration of the Association. An alternative transmission by e-mail is also possible. Admission to the association is also conditional upon the member irrevocably committing to participate in the SEPA direct debit system for membership fees and charges for the duration of his or her membership, see supplements in §10. In the case of minors under 18 years of age, the application for admission must be submitted by the legal representative(s) who, together with the minor member, shall be jointly and severally liable to the association for the payment of any costs. The Board shall confirm receipt of the application to the applicant without delay. The Board shall decide within one month whether to accept the applicant into the Association. It shall confirm the admission to the member. If the board of directors rejects an admission, it shall give reasons for this decision in writing and notify the applicant by registered mail. Within a period of one month from the receipt of the negative decision, the applicant may request the decision of the general meeting on his/her application for membership by registered letter. The General Meeting shall decide on the application at the next ordinary General Meeting; its decision shall be final. This decision shall also be brought to the attention of the member in the manner described above. If the applicant has not received a negative decision from the Board of Directors one month after submitting the application (receipt), he/she is a new member.

- (3) During the entire term of their membership in the Association, each member must continuously ensure that the personal details, in particular with regard to name, postal address and e-mail address, are always up to date and are reported independently by post to the business address or by e-mail in the event of changes.
- (4) The membership expires
 - a) by death of the member
 - b) by termination of the liquidation of the association,
 - c) by termination,
 - d) by exclusion,
 - e) by default of payment, even after two reminders, each with two weeks' notice.

The termination is possible with a notice period of 3 months to the end of a business year. It must be in writing. It should be sent by registered mail. Transmission by e-mail is also permissible. The Executive Board shall confirm receipt of the notice of termination to the applicant without delay.

The exclusion from the association takes place by the executive committee, if the member concerned damages the reputation or the interests of the association despite warning repeatedly or in the rough measure or offends against the statute or against association regulations issued on their basis or against the resolutions of the organs of the association. An exclusion is also possible in the case of massive unsportsmanlike conduct or dishonorable behavior within or outside the life of the association, if the interests and reputation of the association in public or within the association is seriously affected by this. The member must be notified of the reasoned decision to expel him/her from the Association by registered letter. In this respect, the member also has the option of lodging an objection by registered letter within one month, on which the general meeting will make a final decision at the next ordinary general meeting. The member must also be informed of this decision in the manner described above.

- (5) Upon proposal of the Executive Board, the General Meeting may appoint members or other persons who have rendered outstanding services to the Association as honorary members for life. Honorary members are exempt from membership fees, but retain their voting rights.

§ 5 Organs of the Association

Organs of the association are:

- (1) the general meeting,
- (2) the board of directors.

The General Meeting, as the highest decision-making body of the Association, is basically responsible for all tasks, unless certain tasks have been assigned to another body of the Association in accordance with these Articles of Association or adopted by-laws. The Executive Board must implement the resolutions of the General Meeting without delay and otherwise manage the Association conscientiously on the basis of these Articles of Association and their possible by-laws and pursue the Association's purposes purposefully and fairly.

§ 6 Board of Directors

- (1) The board of the association consists of the 1st chairman, the 2nd chairman and the treasurer. Members of the board can only be members of the association.
- (2) The Association shall be represented judicially and extrajudicially by the 1st Chairperson and the 2nd Chairperson, each of whom shall have sole power of representation. Only in the internal relationship shall the following apply: The 2nd chairperson shall only act if the 1st chairperson is prevented from doing so.
- (3) The executive committee is elected by the general meeting for the duration of 2 years. However, it remains in office until a new election has taken place, without prejudice to its right to resign from office at any time. The board can be re-elected for an unlimited period of time.
- (4) If a member resigns from the Board during the term of office, the Board shall elect a temporary replacement member for the remainder of the term of office of the resigning Board member.
- (5) If there is suspicion that the Executive Board or a member of the Executive Board is working against the purpose of the Association, is embezzling Association assets or there is a comparable reason, the General Meeting may vote the Executive Board or a member of the Executive Board out of office at any time by a vote of no confidence.
- (6) The Executive Board is comprehensively responsible for the management of the Association and is responsible for representing the Association in accordance with § 26 BGB. It passes resolutions for the implementation of these Statutes, as well as the resolutions of the General Meeting passed on the basis of these Statutes, and manages the Association's assets. The responsibilities within the board can be regulated by the rules of procedure. Furthermore, tasks can be transferred by resolution of the board, in particular to the treasurer, but also to special representatives within the framework of § 30 BGB. In general, the treasurer is responsible for proper cash management.
- (7) The Executive Board shall adopt its resolutions by simple majority in meetings to which the 1st Chairperson and, if he or she is prevented from doing so, the 2nd Chairperson shall issue invitations in text form as required. Abstentions shall be deemed to be votes not cast. In the event of a tie, the resolution shall be deemed to have been rejected. Meetings may also be held by electronic communication (e.g. by video conference) or in a mixed meeting

of those present and video conference/other media. In individual cases, the Chair may order that resolutions on individual items be passed by circulation via e-mail. The Chairperson shall determine the deadline for approval of a draft resolution in individual cases. The deadline must be at least three days from receipt of the e-mail submission. The e-mail submission shall be deemed to have been received by the Executive Board member if the sender of the e-mail has received confirmation of transmission.

- (8) Minutes shall be taken of each meeting of the Executive Board in the form of a record of the results. They shall be signed by the chairperson of the Executive Board meeting and by a minute-taker to be appointed by the chairperson before the start of the meeting. The minutes of the meeting shall be made available to the members.

§ 7 Rights of the Members

- (1) All members have the right to be present, to speak and to make motions in the general meetings as well as the right to participate in the services of the association.
- (2) Each natural (adult or youth) or legal member has exactly one vote in the general meeting. Voting rights may not be transferred.
- (3) All members have the active right to vote. Only natural members (adult or youth) are entitled to the passive right to vote.

§ 8 General Meeting

- (1) The General Meeting of Members shall be held at least once per fiscal year. It shall be convened by a member of the Board of the Association. The meeting must be convened in writing or by e-mail at least four weeks before the date of the meeting, stating the agenda. To prove that the meeting has been convened in full, it shall be sufficient for the convener to confirm in the minutes of the meeting that he has posted the proper letter of invitation at the post office to the last known address of the member or sent it to the last known e-mail address. Each member of the Association may request an addition to the agenda in writing or by e-mail to the Board no later than two weeks before the general meeting. The board decides on the request. The general meeting decides on motions to the agenda which have not been included by the board or which are made for the first time in the general meeting.
- (2) An extraordinary general meeting must also be convened if the board of directors or 1/3 of the members request the convening in writing or by e-mail, stating the reasons.
- (3) The general meeting is not public. It decides on the admission of guests.
- (4) The general meeting elects a keeper of the minutes at the meeting.
- (5) Minutes shall be taken of the resolutions of the General Meeting of Members and shall be signed by the chairman of the meeting, who must be a member of the Executive Board, and the keeper of the minutes. The minutes of the General Meeting together with the annexes shall be sent to the members by post or e-mail within a period of four weeks after the meeting. The minutes must contain at least:
 - a) Place and time of the meeting,
 - b) Name of the chairman of the meeting and the keeper of the minutes,
 - c) ascertainment that the meeting has been duly convened and that a quorum is present,
 - d) the agenda,

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- e) number of members present documented by a list of participants,
 - f) the motions and resolutions put forward in full and the respective voting results.
- (6) In addition to the duties specified elsewhere in these Articles of Association, the General Meeting shall in particular have the following duties:
- a) Receipt of the annual business reports of the executive committee,
 - b) Discharge of the Executive Board,
 - c) Election of the Executive Board,
 - d) Adoption of resolutions concerning the budget of the Association,
 - e) Adoption of resolutions on motions including those for amendments to the Articles of Association,
 - f) Adoption of resolutions on by-laws,
 - g) Resolution on the dissolution of the Association,
 - h) Appointment of honorary members,
 - i) Election of an auditor and his deputy.
- (7) The General Meeting always has a quorum. It shall adopt its resolutions by a simple majority of the members present. In the event of a tie, a resolution shall be deemed rejected. Abstentions shall in principle be regarded as votes not cast. The same rules apply to elections.
- (8) Resolutions amending the Articles of Association shall require a majority of 3/4 of the members present in accordance with § 33 BGB.
- (9) Resolutions on admission to or exclusion from the Association require a majority of 3/4 of the members present.
- (10) Resolutions to dissolve the Association require a majority of 3/4 of the members present.
- (11) Resolutions by which the purpose of the statutes is to be changed require the consent of all members in accordance with § 33 BGB. The consent of the members not present must be given in writing.
- (12) Resolutions on a vote of no confidence in the Executive Board or in a member of the Executive Board shall require a majority of 3/4 of the members present.
- (13) Amendments to the Articles of Association required by supervisory, judicial or financial authorities for formal reasons may be made by the Executive Board on its own initiative. These amendments to the statutes must be communicated in writing to all members of the association as soon as possible.
- (14) All votes shall be taken by show of hands. Secret ballots shall only be held upon request and shall be decided by the General Meeting.
- (15) The General Meeting may also be held by way of electronic communication (e.g. by video conference) or in a mixed meeting of those present and video conference/other media. The Executive Board shall decide whether the General Meeting is to be held in a presence meeting or by way of electronic communication or in a mixed meeting of those present and video conference/other media.

§ 9 Advisory Board and By-Laws

- (1) If necessary, the Association shall adopt rules of procedure in which all other necessary points concerning daily business, procedures or other matters that are not part of the Statutes shall be defined. The rules of procedure are decided by the general meeting.
- (2) The association can establish advisory boards, whose composition and tasks are decided by the general meeting and regulated in the rules of procedure or by-laws.
- (3) The Association may also regulate individual other areas of its activities by means of subsidiary regulations (Association regulations), which shall be adopted by the General Meeting. The subsidiary rules shall serve to concretize and realize the purpose of the Association.

§ 10 Membership Dues & Fees

- (1) The members pay membership fees and charges which are documented in a schedule of fees. The General Meeting shall decide on the amount and due date of the membership fees and charges.
- (2) Fees may be charged for the financing of special offers of the association, which go beyond the general membership services of the association.
- (3) Membership fees and charges shall be collected exclusively by SEPA direct debit. The member shall declare this in a legally binding manner in connection with the membership application. The member is obligated to fulfill the requirements for the SEPA direct debit procedure required vis-à-vis the bank or the association. The Association must be notified immediately of any lapse of the bank account or other changes in the bank details. Otherwise, the member shall reimburse the Association for any costs incurred as a result. In justified individual cases, the Executive Board may allow exceptions to participation in the SEPA Direct Debit Scheme. The member must be notified of the collection by direct debit. The member must ensure that there are sufficient funds in the account used. If the account does not have sufficient funds at the time of the direct debit, the member shall be liable to the association for all costs associated with the collection of contributions or returned direct debits.

§ 11 Auditor

The auditor, or his deputy if he is prevented from doing so, shall audit the accounting and cash management of the Association in the fiscal year and report the results of the audit to the General Meeting in a written report. The right of audit extends only to the accounting correctness, not to the expediency of the transactions.

The auditor and his deputy are elected by a simple majority of the voting members of the association present at the general meeting for a period of one year. The auditor and his deputy may be re-elected for an indefinite period.

§ 12 Remuneration and Reimbursement of Expenses

- (1) The General Meeting may resolve, in derogation of Section 27 (3) sentence 2 of the German Civil Code (BGB), that the members of the Executive Board shall be paid appropriate remuneration for their activities (e.g. in the amount of the honorary office allowance pursuant to Section 3 no. 26a of the German Income Tax Act (EStG)).

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- (2) The members of the Association, including the members of the Executive Board, shall be entitled to reimbursement of expenses (e.g. for travel expenses), provided that the requirements pursuant to Section 670 of the German Civil Code (BGB) are met. The claim for reimbursement of expenses must be approved by the Executive Board before the expenses are incurred and can then only be asserted within a period of 3 months after they are incurred. However, all accounts for a financial year must be submitted by January 15 of the following year.

§ 13 Dissolution of the Association

In the event of dissolution or annulment of the Association or in the event that tax-privileged purposes cease to exist, the assets shall be transferred to the non-profit registered federal umbrella organization representing most glider pilots in Germany, which shall use them directly and exclusively for non-profit purposes, exclusively for the promotion of the sport of gliding.

§ 14 Data Protection

The Association processes personal data of its members in automated and non-automated form. This data is processed exclusively for the fulfillment of the purposes and tasks of the Association as stated in these Statutes, e.g. in the context of membership administration. Further details are regulated in the data protection regulations (DSO) of the association.

The DSO is not part of the Articles of Association. The Executive Board is responsible for issuing, amending and revoking the DSO. The respective current DSO shall become binding for all members upon publication on the Association's homepage.

§ 15 Entry into Force

The statutes were adopted at the founding meeting on December 16, 2022 in Edermünde. After request by the local court Fritzlar §4 paragraph 4 b) was changed according to the board resolution of 21.01.2023. The statutes come into force with the entry of the association in the register of associations.