



## **Articles of association of MTV Stuttgart 1843 e.V.**

(as of 05.07.2019)

### **§ 1**

#### **Name and registered office of the association:**

1. Founded in 1843, the association bears the name of  
**Männerturnverein (abbreviated: MTV) Stuttgart 1843 e.V.**
2. It has its seat in Stuttgart, Germany
3. It is registered in the Register of Associations at the Stuttgart District Court.

### **§ 2**

#### **Purpose of the Association:**

1. The association exclusively and directly pursues charitable purposes within the meaning of the section on tax-privileged purposes of the tax code. Its activities are aimed at selflessly promoting the general public by practising and promoting gymnastics, games and sports in their diversity, i.e. competitive sports as well as recreational sports, independent youth welfare and youth work in the sense of § 11 SGB VIII and the Youth Education Act. The association is selflessly active; it does not primarily pursue its own economic purposes.
2. Aspirations of a party-political, denominational and racist nature are excluded in the association.
3. In pursuit of the aforementioned purposes, the association may also agree to cooperate with other associations or organisations, in particular for the promotion of youth and junior staff work.

### **§ 3**

#### **Membership in other organisations:**

1. The Association may acquire membership in other organisations which correspond to its aims and purposes. The Executive Committee shall decide on the acquisition of membership.
2. The association is a member of the Württembergischer Landessportbund e.V. (WLSB).

The association and its members recognise the statutes and regulations of the WLSB and the member associations of the WLSB, whose sports are practised in the association, as binding for themselves.

#### **§ 4**

##### **Association year:**

The association year shall be the calendar year.

#### **§ 5**

##### **Use of funds:**

The Association's funds may only be used for the purposes set out in the Statutes. Members shall not receive any benefits from the Association's funds. No person may be favoured by expenses that are alien to the purposes of the association or by disproportionately high remuneration.

As a matter of principle, offices of the association are held on an honorary basis. The General Assembly authorises the Executive Board, if necessary, to grant a lump-sum honorary allowance in the sense of an expense allowance according to § 3 No. 26a EStG (Income Tax Act) for honorary office holders within the framework of the budgetary possibilities.

#### **§ 6**

##### **Data protection:**

1. In compliance with the legal requirements and provisions of the EU Data Protection Regulation (DSGVO) and the Federal Data Protection Act (BDSG), personal data on the personal and factual circumstances of the members of the association are collected and stored, used and processed in the association's own IT system in order to fulfil the purposes and tasks of the association.
2. When a member joins, the association records all data relevant to membership in the association (name, address, date of birth, bank details). This information is stored in the association's own computer system. Each member is assigned a membership number. The personal data is protected from third party access by appropriate technical and organisational measures.

3. Other information on members and information on non-members shall in principle only be processed or used if it is useful for promoting the purpose of the Association (such as telephone/fax number, e-mail address) and there are no indications that the person concerned has an interest worthy of protection which opposes the processing or use. Paragraph 2 sentence 4 shall apply accordingly.
4. As a member of the Württembergischer Landessportbund e.V. (WLSB), the association is obliged to report its members to the WLSB. The following are transmitted  
First name and surname, date of birth, gender, sports played and club membership number. In the case of members with special functions, the full address, telephone number, e-mail address, start and end of function in the club shall also be transmitted. In the context of league matches, tournaments, competitions or similar events, the club reports results and special events to the sports associations whose sports are practised in the club.
5. Every member shall have the right to
  - 5.1. information about the data stored on his person.
  - 5.2. Correction of personal data stored about him/her if it is incorrect.
  - 5.3. Blocking of the data stored on his or her person if, in the case of alleged errors, neither their correctness nor their incorrectness can be determined.
  - 5.4. Deletion of the data stored about him or her if the storage was inadmissible or the purposes for which it was collected and stored are no longer necessary.
6. The organs of the association, all employees or other persons working for the association are prohibited from processing, disclosing, making accessible to third parties or otherwise using personal data without authorisation for purposes other than those pertaining to the respective fulfilment of tasks. This obligation shall survive the departure of the above-mentioned persons from the association.
7. The association shall issue data protection regulations which shall include further details of data collection and data use as well as technical and organisational measures for data protection. The data protection regulations shall be adopted by the General Assembly on the proposal of the Executive Board.

## § 7

### **Members / Beginning and End of Membership / Sustaining Membership:**

1. Members of the association can be:

1.1. all natural persons,

1.2. legal entities, including associations without legal capacity.

1.3. Natural persons who have rendered outstanding services to the Association or the promotion of physical exercise may be appointed honorary members by the Main Committee on the proposal of the Executive Committee.

2. Membership is acquired by admission.

A written application is required for admission. It requires the declaration of consent of the legal representative(s) if the person wishing to be admitted does not have full legal capacity.

The Executive Board shall decide on admission. If the applicant does not receive a negative decision within one month of submitting his application for admission, he shall be deemed to have been admitted. The rejection of the application for admission does not require a statement of reasons.

Admission shall be retroactive to the first of the month in which the application for admission was made.

By becoming a member of the association, the member accepts the statutes. He/she undertakes to comply with the statutes, regulations and guidelines of the association as well as the resolutions of the association's bodies. The member undertakes to promote the interests of the association and to refrain from doing anything that is contrary to the reputation and purpose of the association. The member is obliged to inform the association in writing about any changes in his/her personal circumstances.

This includes, in particular, the notification of changes of address, bank details when participating in the direct debit procedure, changes of personal circumstances relevant for the payment of membership fees (e.g. termination of school education, etc.). Any disadvantages incurred by the member as a result of not informing the association of the required aforementioned changes shall not be borne by the association and cannot be held against it. If the association suffers a loss as a result of the member's failure to notify the association, the member shall be obliged to compensate the association.

A newly admitted member shall pay an admission fee. The amount shall be decided by the General Assembly. The resolution of the General Assembly that was in force at the time of the application for admission shall be decisive.

3. Membership ends by death, resignation or exclusion.

3.1. Resignation from the association is possible at any time. The declaration of resignation must be made in writing to the Executive Committee. If the person wishing to resign does not have full legal capacity, the declaration shall only be effective if it is submitted by the legal representative(s).

3.2. A member may be expelled by the Honorary Council if there is an important reason. See § 18 of the Statutes.

3.3. Resignation or exclusion shall not release a member from the obligation to pay the annual subscription in full by the end of the current Association year. If a notice of resignation has not been received by the Association by 30 September of a year at the latest, the member shall be obliged to pay the annual subscription (also) for the following Association year.

4. Those who do not or no longer wish to take advantage of the sporting activities offered by the club can become supporting members.

Sustaining membership is acquired through admission. § 7 number 2 of the statutes shall apply accordingly. No admission fee shall be payable.

Supporting members can be natural persons or legal entities.

Sustaining membership ends through death, resignation or exclusion. § 7 number 3 of the statutes shall apply accordingly.

Sustaining members do not have the right to vote and to be elected at the meetings of the Association. They are also not eligible for election to the offices of the Association. Sustaining members have the right to attend meetings of the Association without the right to vote.

Supporting members receive a separate membership card. The following benefits are granted at association conditions:

1. Admission to the MTV outdoor pool
2. Admission to home competitions of the club teams.
3. Sending of the club magazine

Participation in all sports, fitness and health offers of the association as well as the active use of the association's own halls and facilities is excluded for sustaining members.

## § 8

### **Contribution:**

The members of the association - with the exception of honorary members - are obliged to pay annual contributions in money to the association. Initial fees of new members shall be paid no later than the third working day of the month after next after joining/start of membership. Subsequent contributions shall be paid by 31 January of the respective year at the latest for the current calendar year.

1. The annual general meeting shall decide on the amount of the annual fees to be paid for an association year. Resolutions passed by the General Assembly shall be effective until they are amended or rescinded. They shall have effect back to the beginning of the Association year in which they are passed, unless their effectiveness is expressly decided.
2. When setting the annual fees, differentiation may be made between different groups of members, provided that the different treatment is appropriate and reasonable.

In particular, different contributions may be set for natural persons and for legal entities (including associations without legal capacity).

It is also permissible to levy family contributions, senior citizens' contributions, youth contributions, etc.

The Board of Directors is entitled to levy so-called course fees for special courses and special fees for special groups or departments if the extraordinary cost intensity of such a group or department makes it necessary.

In individual cases, the Board of Directors may waive contributions in whole or in part in order to avoid hardship.

3. A newly admitted member shall pay only as many twelfths of the annual subscription for the year of admission as there are months, including the month of admission, remaining until the end of the Association's year.
4. If a member has to be reminded of an overdue subscription, the Association shall be entitled to charge an appropriate reminder fee for each reminder. The amount of the fee shall be decided by the Executive Committee for the respective Association year.

A resolution passed shall remain effective until it is amended or repealed.

5. The departments of the Association shall be entitled to levy additional departmental fees.

This requires an effective resolution of the Division Assembly and approval by the Association's Executive Committee.

In all other respects, the above provisions (§ 7, paragraphs 1-4 of these Articles of Association) shall apply accordingly.

6. The further details of the payment of dues, including the determination of the annual dues according to clause 2, shall be regulated by the Dues Regulations.

## **§ 9**

### **Membership rights:**

1. Every member has the right to participate in the events of the association and to use the facilities of the association according to the respective regulations for use of the association or its departments. The Executive Committee or the Departmental Committees shall be responsible for issuing regulations on the use of facilities. Regulations for use of the departmental committees require the approval of the Executive Committee.
2. All members of full age have equal voting and electoral rights. They are also eligible for election to the offices of the Association.  
All underage members have (equal) voting and election rights only in youth events of the association.  
The association shall adopt youth rules. The youth rules shall be in accordance with the recommendation of the model youth rules of the Württembergische Sportjugend.
3. The exercise of membership rights may not be transferred.

## **§ 10**

### **Organs and their decision-making:**

1. The organs of the association are the general meeting, the main committee and the executive committee.
2. The organs shall decide by voting and elections. Each person entitled to vote has only one vote.
  - 2.1. Voting shall be open, unless a motion for a secret ballot has been adopted by a majority. Resolutions shall be passed by a simple majority of the votes cast, unless the Statutes provide otherwise. Abstentions and invalid votes shall not be counted.

The General Meeting shall constitute a quorum irrespective of the number of members present.

- 2.2. Elections shall be by secret ballot. Elections may be by open ballot if no member present at the meeting objects. The person who has received more than half of the votes of the eligible voters present shall be elected. If such a majority is not achieved in the election, a run-off election shall take place between the two candidates with the most votes, in which a simple majority of votes shall decide. In the event of a tie, the decision shall be made by drawing lots.
3. Paragraph 2 shall apply mutatis mutandis to committees and other bodies of the Association which are not organs.
4. Minutes shall be taken of meetings of the organs of the Association and shall be signed by the chairman of the meeting and the minute taker and shall include:  
Place and date of the meeting;  
Designation of the Chairman and the Secretary; the  
persons present;  
Determination of whether the meeting was duly convened; determination of the agenda with information as to whether, when and how it was duly announced or whether this did not have to be done in accordance with the articles of association;  
Determination of the quorum, insofar as regulations exist for this; motions made; the resolutions passed and elections held, in each case with an indication of the type of vote and its (numerically) exact result.

## **§ 11**

### **Annual General Meeting:**

1. The annual general meeting shall normally take place in the first half of the calendar year. It shall be convened by the Executive Board.
2. The invitation of the members to an ordinary general meeting must be made at least 8 weeks in advance by publication in the Association's newsletter or by a special Association notice.
3. Motions for inclusion in the agenda must be submitted at least 6 weeks prior to the



The motions must be received by the Association's office before the date of the Annual General Meeting. Motions received later than this can only be dealt with as motions of urgency. The General Meeting shall decide on the admission of motions of urgency. Motions of urgency may only be justified by events which have occurred or become known after the deadline for motions. Motions to amend the Statutes or to dissolve the Association may not be submitted as motions of urgency.

4. All members, as far as they are entitled to vote, the Main Committee, the Executive Committee and all Committees are entitled to apply.
5. The announcement of the agenda of the ordinary general meeting must be made at least 3 weeks before the date of the meeting, in accordance with the provisions on the invitation.
6. An extraordinary general meeting may be convened by the executive committee or the main committee. The Executive Committee is obliged to do so if at least 5 % of the voting members of the association demand it, stating the purpose and the reasons. The basis of calculation is the current membership report to the Württembergischer Landessportbund.

In this case, the meeting must be held within two months of receipt of the request.

The invitation of the members to an extraordinary general meeting must be made at least two weeks in advance, stating the agenda, by publication in the Association's newsletter or by a special notice of the Association.

7. The general meeting shall be responsible unless otherwise provided for in the articles of association. It is responsible in particular for:
  - 7.1. Acceptance of the annual reports and accounts of the Executive Board, as well as the reports of the auditors;
  - 7.2. Discharge of the Main Committee and the Executive Board;
  - 7.3. Determination of the budget, the amount of the admission fee and the membership fees;
  - 7.4. The new election of the members of the Board of Directors and the other persons in the sense of the  
§11 number 1.1 of the Statutes, the Honorary Council and the Auditors;
  - 7.5. Amendments to the Statutes;
  - 7.6. Decisions on matters of principle submitted by the Main Committee or the Executive Committee to the General Assembly for decision;

## 7.7. Adoption of resolutions on motions to the Annual General Meeting.

### § 12

#### **Main Committee:**

1. The Main Committee shall consist of members to be elected by the General Meeting and of further members elected by the members of the departments existing in the Association.

1.1. Eight members are elected to the Executive Board by the General Assembly:

- President (Chair),
- Boardmember responsible for Legal
- Boardmember responsible for Finances
- Boardmember responsible for Real Estate
- Boardmember responsible for Interior Affairs
- Boardmember responsible for of Digitalisation and Communication
- Boardmember responsible for competitive sports and Youth Affairs
- Boardmember responsible for Marketing

The Board shall elect by simple majority a Vice-President who is also the holder of a Board office previously elected by the General Assembly. In the event of a tie, the President shall have the casting vote.

The Executive Committee shall appoint a keeper of the minutes.

#### **Election mode**

The members of the Executive Committee shall be elected at staggered intervals. In each case, 4 board members shall be elected in one year. For this purpose, two groups of 4 board members shall be formed, who shall be elected alternately every two years.

Electoral group 1:

- President
- Boardmember responsible for Legal
- Boardmember responsible for of Digitalisation and Communication
- Boardmember responsible for competitive sports and Youth Affairs

Electoral Group 2:

- Boardmember responsible for Marketing
- Boardmember responsible for Finances
- Boardmember responsible for Real Estate
- Boardmember responsible for Interior Affairs

In the year of conversion, electoral group 1 shall be elected for a two-year term and electoral group 2 for a one-year term. The latter shall stand for re-election for a two-year term in the following year.

1.2. Other members of the Main Committee: The

Main Committee also includes:

The heads of the individual sections (§ 15). They shall be elected by the members of the divisions concerned. They may be represented by deputies appointed by themselves. The General Committee may, however, reject a deputy by resolution.

1.3. The Main Committee may appoint representatives of special groups and courses which do not form a division to the Main Committee in an advisory capacity.

2. The term of office of the members of the General Committee elected by the General Meeting shall expire at each Annual General Meeting next following the Annual General Meeting at which they were elected.

The term of office of the other members of the Main Committee shall end at the next Annual General Meeting.

3. The Main Committee has the right to dismiss the other members of the Main Committee (§ 12, item 1.2.) from their office. The dismissal of a Head of Department

is, however, only possible if at least two thirds of the members of the main committee present agree in writing.

The General Committee shall also have the right to fill any vacancy or vacancy in the office of the Association by appointment until the next General Meeting.

4. Convocation:

The General Committee shall be convened by the President (Chairperson) or the Vice-President or, in their absence, by one of the other members of the Executive Committee. Meetings shall be convened as required, but at least once every quarter. The Main Committee must be convened if requested in writing by at least five members of the Main Committee, stating the purpose and the reasons.

The President (Chairperson) or the Vice-President, if both are prevented: the oldest of the other members of the Executive Committee of the Association present, shall chair the meeting of the Main Committee.

5. The Main Committee shall be responsible for supervising the management and administration of the Association's assets in accordance with the Articles of Association and the

Resolutions of the general meeting. See also § 12 para. 3 of the Articles of Association.

6. The members of the Executive Committee (§ 12 No. 1) and the representatives of the individual departments are entitled to vote in the Main Committee. Section 9 (2) shall apply.

### **§ 13**

#### **Board of Directors:**

1. The Executive Board consists of the President as Chairman, the Vice-President, who simultaneously assumes one of the following Executive Board offices, and the Executive Board members: Real Estate, Legal, Finance, Youth and Competitive Sports, Marketing, Communication and Digital and Home Affairs.
2. The President and the Vice-President shall each be entitled to represent the Association alone. In all other respects, any other member together with another member of the Executive Committee shall be entitled to represent the Association. This right of representation shall only be exercised if the President and the Vice-President are prevented.
3. The power of representation granted shall not be limited by the Statutes. However, the Executive Committee shall obtain the consent of the General Committee for the following extraordinary transactions:
  1. Acquisition, disposal and encumbrance of land and land rights;
  2. Taking out loans, insofar as they exceed the amount of € 25,000 in an individual case;
  3. The granting of financial loans without regard to their amount in individual cases
  4. Entering into liabilities under bills of exchange;
  5. Acquisition and disposal of securities;
  6. Entering into liabilities from guarantee, debt assumption and debt assumption;
  7. Carrying out construction work (new buildings, conversions) and making repairs to movables and real estate, if the costs in the individual case are exceed € 25,000;
  8. Acquisition and disposal of movable property with an individual value of more than € 25,000;
  9. Conclusion of rental and lease agreements that bind the association for more than one year or oblige it to pay a rent or lease of more than € 500 per month;

10. the granting of pension and retirement benefits.
11. Conclusion of cooperation agreements binding the association for more than one year or obliging it to pay an amount of more than € 25,000 per year in an individual case.

## **§ 14**

### **Executive Board**

1. The Board of Directors may invite third parties to attend its meetings as representatives without voting rights.
2. The President, the Vice-President and the other members of the Executive Board shall be entitled to attend the meetings of all committees and departments and to inspect their activities and request information at any time.
3. The Executive Committee shall be responsible for the day-to-day business of the Association. For this purpose, it shall make use of the full-time managing directors or persons employed on a part-time basis. In addition, an Executive Board shall be formed, consisting of the President, the Vice-President and the full-time Managing Directors. This shall ensure the involvement of the Executive Board in the operational business; furthermore, the Executive Board shall prepare the Executive Board meetings and draft resolutions for Executive Board meetings. Further details shall be regulated by the Rules of Procedure of the Executive Board.
4. The Executive Board shall have the right to supervise the conduct of the business of the departments and, if necessary, to intervene by issuing instructions and orders.
5. Resolutions shall be passed by a simple majority of the votes cast; in the event of a tie, the President, or in his absence the Vice-President, shall have the casting vote.

## **§ 15**

### **Committees:**

1. The Executive Board and the Main Committee may form committees to fulfil special administrative or technical tasks.

The committees shall work in accordance with the instructions and guidelines of the appointing body and shall be obliged to keep the latter informed of the committee's work on an ongoing basis.

The formation, composition and mode of operation of the committees shall be determined -

the body that has appointed the committee, unless otherwise specified in the statutes.

2. Committees and their leaders are not representatives of the association appointed in accordance with the statutes. They have no power of representation to represent (bind) the association.
3. Unless the Statutes provide otherwise, the purpose of the committees and their resolutions shall be to advise and recommend to the body which has established the committee concerned.

#### 3.1. The Technical Committee:

It consists of:

- the Vice-President (at the same time Head of the Committee),
- Board of Directors Youth and Competitive Sports,
- Director of Communications and Digital,
- at least one full-time managing director
- the gymnastics and technical directors of all departments in the association,
- the head of any existing event committee. The technical

committee shall be responsible:

- for the regulation of all exercise operations;
- for the preparation and implementation of competitions and events;
- for carrying out surveys of all the physical exercises practised in the Association.

The technical committee decides independently on the technical issues assigned to it.

#### 3.2. The Youth Committee:

It consists of:

- Board Youth and Competitive Sports
- one other member of the Board of Directors,
- the youth leaders of the departments
- at least one full-time managing director
- a member of the event committee, if any.

The youth committee has the task of promoting and supervising the youth work of the association. It decides independently on the technical issues assigned to it.

### 3.3. The Finance

Committee: It consists

of:

- Chief Financial Officer (at the same time Head of the Committee),
- one other member of the Board of Directors,
- at least one full-time managing director.

The Finance Committee shall be responsible for providing guidelines for accounting, preparing the budget in accordance with the financial situation of the Association, preparing it for adoption and monitoring its compliance. It shall also support and advise the Executive Committee in all financial and asset matters.

### 3.4. The Real Estate Committee It

consists of:

- the Board of Directors Real Estate (at the same time head of the committee)
- at least one full-time managing director
- of at least two further members who are appointed by the Executive Board on the proposal of the head of the committee.

The task of the Committee shall be to deal with technical and economic matters connected with the management of the Association's properties and to prepare any resolutions of the Executive Committee.

4. The committees shall be convened as required by the head of the committee or, if he is unable to do so, by his deputy, who shall be elected from among the members of the committees.

The respective head of a committee is entitled to consult third parties (without voting rights) at committee meetings. This applies in particular to the Finance Committee, which is entitled to seek advice from experts, especially in tax matters.

5. Members belonging to the committees who are assigned to the committees by virtue of their departmental office may be represented. § 11, section I, subsection 1.2. shall apply accordingly.

## § 16

### **Departments:**

1. Special departments with departmental committees may exist for the individual specialist areas within the scope of the Association's purpose. They shall be directly subordinate to the Executive Committee. The formation of a Department requires a constituent resolution of recognition by the Main Committee. Several related disciplines may be combined in one department.
2. The departments formed in the association are dependent sub-organisations of the association which cannot be assessed as separate associations without legal capacity. The department committees formed to manage the individual departments and their department heads are not representatives of the association appointed in accordance with the statutes. They are not entitled to any rights of representation for the association, neither in addition to nor in place of the executive committee.
3. The members of the formed departments elect their department committee in special meetings (department meetings), which is usually composed of the department head, the treasurer, the technical officer, the youth officer, the secretary and the press officer. Further offices may be established by the individual divisions in their own rules of procedure, as required. Such departmental rules of procedure shall require the approval of the Executive Committee in order to be effective.
4. The departmental committees shall conduct the business of the departments. They shall be subject to the supervision of the Executive Committee. On behalf of the Executive Board, they shall administer the funds allocated to the respective department from its own departmental contributions or from allocations of the Association for the business management area of the departments.

## § 17

### **Cash audit:**

Auditors shall be elected by the Annual General Meeting until the next Annual General Meeting for the purpose of auditing all the Association's accounts, including those of the departments, and for the purpose of auditing the current accounts and the vouchers.

The number of auditors to be elected shall be determined by the respective Annual General Meeting.

Auditors may not be members of the Main Committee.



The auditors may request the appointment of an external auditor to assist them. The general meeting must approve this request by a simple majority.

The auditors shall present the results of their audits to the Annual General Meeting.

## § 18

### **Honorary Council:**

1. A Council of Honour shall be formed within the Association. It shall consist of five members. They and two substitute members shall be elected annually at the Annual General Meeting. The members and substitute members of the Honorary Council may not be members of the Main Committee or any other committee of the Association. The Honorary Council shall elect its chairman from among its members.
2. The task of the Honorary Council is to,
  - 2.1. To clarify and settle disputes among and with members, sections and committees,
  - 2.2. to impose disciplinary measures on members of the Association who have culpably breached their obligations towards the Association or have acted contrary to the interests of the Association.
3. The Honorary Council shall act in a conciliatory capacity at the request of the Executive Board. The parties involved shall be informed of the initiation of the conciliation procedure and invited to a conciliation hearing. They shall be given the opportunity to explain themselves in writing beforehand. Within the framework of the conciliation procedure, the Honorary Council may also hear witnesses. The parties involved shall be given the opportunity to participate in the hearing of witnesses. The Honorary Council is obliged to work towards an amicable settlement of the disputes submitted to it at every stage of the proceedings. If this does not succeed, it shall submit a conciliation proposal for acceptance. If it is not accepted by all parties, it shall declare to the Executive Board that the attempt at conciliation made by it has failed.
4.
  - 4.1. The Executive Committee of the Association may apply to the Honorary Council to conduct internal disciplinary proceedings against a member of the Association.
  - 4.2. The Honorary Council shall open the proceedings if there are sufficient grounds to believe that the imposition of a disciplinary measure is required

will be made. The member concerned shall be informed in writing of the opening of the proceedings and of the accusations made. The parties involved (executive committee and member) shall be informed whether a decision is to be made in written proceedings or after an oral hearing, whether and when witnesses are to be heard. If a decision is to be made in writing, the parties involved shall be given the opportunity to make an appropriate written statement. If a decision is to be taken after an oral hearing, the parties involved shall be summoned to the hearing so that they can explain themselves orally. The same applies if witnesses are to be heard.

4.3. In all other respects, the Honorary Council shall determine the details of the conduct of the proceedings. The decision of the Honorary Council shall be made in writing and shall state the reasons for the decision. It shall be sent to the parties involved (Executive Board and member). Decisions of the Honorary Council are final.

4.4. The Honorary Council may impose the following disciplinary measures on a member:

4.4.1. with a written letter of disapproval,

4.4.2. with a fine of up to € 100 per individual offence,

4.4.3. with the deprivation of the right to stand for election for a maximum of three years for all or individual association offices,

4.4.4. with the loss of all or certain association offices,

4.4.5. with exclusion from the association.

Measures 4.4.3. and 4.4.4. may be imposed alongside a measure of written disapproval or the imposition of a fine.

4.5. Expulsion from the association is only possible for good cause. An important reason is in particular dishonourable behaviour damaging to the association, also any significant violation of the interests of the association and of obligations binding on the member, provided that the violation is so serious that the maintenance of membership is unreasonable. Exclusion is also possible if the member is in arrears with a payment obligation amounting to an amount exceeding one year's membership fee despite a reminder.

4.6. The decisions of the Honorary Council shall be published in the Association's newsletter if the Honorary Council orders publication. The Honorary Council

may also regulate in its decision who is to bear all or part of the procedural costs incurred.

- 4.7. Each member is obliged to appear before the Honorary Council when summoned, to give information, to provide information and to allow inspection of such documents which concern the subject matter of the proceedings.

## **§ 19**

### **Amendments to the Statutes:**

Amendments to the Articles of Association may only be adopted at an ordinary General Meeting. They require a majority of two thirds of the votes cast.

Abstentions and invalid votes shall not be counted.

## **§ 20**

### **Dissolution of the Association:**

1. The dissolution of the association can only be decided in an extraordinary general meeting with the only item on the agenda being "Dissolution of the Association".
2. The convening of such a general meeting may only take place if this is
  - the Board of Directors has decided with a majority of 3/4 of its members, or
  - has been requested in writing by 1/3 of the voting members of the Association.
3. The dissolution can only be decided with a majority of 3 /4 of the voting members present.
4. In the event of the dissolution or abolition of the corporation or in the event of the discontinuation of tax-privileged purposes, the assets of the corporation shall pass to the City of Stuttgart, which shall use them directly and exclusively for non-profit or charitable purposes.

## **§ 21**

### **Jurisdiction:**

The place of jurisdiction for all disputes arising from these Statutes and claims derived from them shall be Stuttgart.