

## Rules of the International Association for Sports and Leisure Facilities

### Article 1: Name, registered office and object

- I. The association is named International Association for Sports and Leisure Facilities. It also uses the abbreviation "IAKS".
- II. The registered office of the association is Cologne, Federal Republic of Germany. The IAKS is entered in the register of associations at Cologne Local Court.

### Article 2: Objects

- I. The main purpose of the IAKS is to promote sport on the broadest level by gathering, evaluating, passing on and if necessary coordinating the experience, principles and research results obtained in the planning, construction, equipping and operation of sports and leisure facilities of all kinds. In doing so, it takes account of socially relevant matters in the broadest sense, e.g. architecture, technology, sports sciences, economics and ecology. It also supports developments in these fields with research.
- II. The IAKS fulfils its tasks primarily by the following means:
  1. Establishment of a documentation and information service,
  2. Publications,
  3. Organization of congresses, seminars and courses,
  4. Public relations,
  5. Research projects.
- III. To perform its tasks, the IAKS may form committees and sections for the members of a country or several countries.

### Article 3: Nonprofit status

- I. The IAKS' activities are of a nonprofit-making nature in accordance with the German Tax Code, article "Tax-reducing aims". The association pursues unselfish ends and its activities are not primarily aimed at furthering its own economic advantage.
- II. Any funds of the association may be used only for purposes stipulated in the Rules. Members may receive neither a share of the profits nor any other form of remuneration from the association's funds.
- III. No one may be favoured by expenditure not in keeping with the objectives of the association or by disproportionately high remuneration.

### Article 4: Membership

- I. The following are eligible to become ordinary members of the IAKS (voting members):
  1. Organizations and federations under public or private law and/or their associated national, regional and local bodies as well as individuals that are concerned with all or individual aspects of sports and leisure facilities.
  2. Individuals who actively participated in the founding of the IAKS up until 1<sup>st</sup> January 1965 (founder members).
  3. Sections (pursuant to Article 14, Par. III.) in so far as they have legal status in accordance with national legislation.
  4. Honorary members proposed by the Executive Board.
  5. Persons who have been of special service to the IAKS and whose membership is unanimously approved by the Executive Board.
- II. IAKS membership categories are:
  1. Individual,
  2. Organization, federation or institution under public or private law from the public sector, science and sport,
  3. Organization under private law from the commercial sector,
  4. Supporting member.
- III. The members in Article 4, Par. I. 1., 2., 3., 4., 5. and 6., each have one vote.
- IV. The Executive Board shall decide on the admission of members. Applications for membership can be rejected without reasons being given. Legal redress is excluded.

### Article 5: Termination of membership

- I. Membership is terminated on resignation, death, dissolution, expulsion due to conduct damaging to the association or non-payment of membership subscription despite being given notice thereof.
- II. Termination of membership is possible at the end of each year. Notice of cancellation must be sent in writing to reach the Executive Board not less than one month before the end of the year.
- III. Expulsion on grounds of conduct damaging to the association is effected by resolution of the Executive Board and requires a two-thirds majority.
- IV. Expulsions on grounds of non-payment of membership subscription takes effect automatically at the end of the calendar year if the subscription has not been fully paid by that date.

### Article 6: Membership fees

- I. The IAKS' financial resources for pursuing the association's objects are obtained from membership fees, donations, receipts from publications, events, research contracts etc. and from subsidies.
- II. The amount of the membership fees is defined in the fee structure.

### Article 7: Institutions

The institutions of the IAKS are:

1. The General Assembly and
2. The Executive Board.

### Article 8: General Assembly

- I. The ordinary General Assembly shall convene every two years. An extraordinary General Assembly can be held at the request of one third of the members (by number of votes) or by resolution of the Executive Board. The Executive Board shall determine the place, date and agenda.
- II. Any member can submit motions to the General Assembly. They must be submitted in writing to the Executive Board not later than two months before an ordinary General Assembly and at least one month before an extraordinary General Assembly. The Executive Board shall send a list of the motions to all members not later than one month before an ordinary General Assembly or two weeks before an extraordinary General Assembly. Urgent motions can be dealt with only if they are submitted in writing and two thirds of the voting members agree to discuss them. Amendments to the Rules are excluded from urgent motions
- III. Invitations shall be dispatched in text form at least three months before an ordinary General Assembly or at least two months before an extraordinary General Assembly.
- IV. Provisions concerning voting entitlements are contained in Article 4.

### Article 9: Tasks of the General Assembly

The General Assembly has the following tasks:

1. Acceptance of the Executive Board's and auditor's reports,
2. Approval of annual accounts,
3. Formal approval of the action of the Executive Board,
4. Election of the Executive Board with the exception of members by virtue of their office,

5. Election of two auditors from the ranks of the members,
6. Resolution of pending motions,
7. Determination of membership fees by fixing the basis of calculation thereof,
8. Election of the Honorary President as submitted by Executive Board
9. Dissolution of the association.

### Article 10: Executive Board

- I. The Executive Board is composed of:
  1. The President,
  2. Two to three Vice-Presidents,
  3. The Treasurer,
  4. Up to five members,
  5. The representatives of the sections by virtue of their office.

The salaried Secretary General takes part in Executive Board meetings with advisory function.

- II. The Executive Board members mentioned under points 1 to 3 are authorized to represent the IAKS with legal effect pursuant to Section 26 of the Civil Code of the Federal Republic of Germany and form the Managing Board.

They are empowered to use their power of attorney judicially and extra judicially in conjunction with a second member of the Managing Board.

The Executive Board can grant the salaried Secretary General and other salaried employees under the terms of Article 30 of the German Civil Code power of attorney for certain business fields – above all for the management of current business.

The President and Vice-Presidents shall not be of the same nationality.

The Executive Board is entitled to appoint further board members without voting rights, e.g. representatives of international organizations.

- III. During its term of office, the Executive Board shall replace any members itself.
- IV. The work of the Executive Board is unpaid. In consultation with the treasurer, the Members of the Executive Board may be compensated for their activities by a lump sum, by remuneration in kind and/or by an adequate remuneration, in particular with regard to §3 Nr. 26a EStG.

- V. The Executive Board and its members are not liable to the association following § 31a BGB and in the event of mere neglect of duty. If and in so far as third-party action is taken against the Executive Board or its members on the grounds of neglect of duty, the association indemnifies them from liability towards the claimants if this is legally permissible.

**Article 11: Term of office of the Executive Board**

The Executive Board shall remain in office until a new committee is elected or the existing members are re-elected. It is elected by the General Assembly for a period of four years.

**Article 12: Nominations for the Executive Board**

In deciding on nominations for the Executive Board, the following principles shall be observed:

1. The work of the Executive Board must not be impeded.
2. The international character of the Executive Board must be preserved and enhanced.
3. Re-election is permitted.

**Article 13: Tasks of the Executive Board**

The Executive Board shall undertake the following tasks:

1. Conducting the day-to-day business of the IAKS with the help of the Office (Article 17).
2. Compiling the report and issuing the cash report.
3. Drafting and approving the budget plan.
4. Hiring and dismissing the Office's employees.
5. Convening the General Assembly.
6. Admitting members.
7. Designation of honorary members.
8. Admitting persons pursuant to Article 4, I., 5.
9. Appointment of non-voting Executive Board members.
10. Establishment of a three-man court of arbitration for the settlement of disputes arising between members of the association.
11. Forming sections or committees according to Article 14.
12. Making proposals for the election of two auditors.
13. Proposing members for a new Executive Board.
14. Making proposals for the election of the Honorary President.

The Executive Board shall draw up its own rules of procedure which above all shall determine the time, place and form of invitations to Executive Board meetings and voting formalities.

**Article 14: Sections and committees**

- I. On the basis of motions proposed by one or more ordinary members, the Executive Board is entitled to form and dissolve sections for the members of one or several countries or committees to fulfil the activities of the IAKS.
- II. The Executive Board is empowered to sanction the formation of a section. A precondition of this sanctioning is namely that the section expressly recognizes the statutory objectives of the IAKS.

- III. Relations between the IAKS and its sections may be fixed in separate regulations. Within these regulations, rights and duties for the sections and possible double memberships will be defined.
- IV. The formation of a committee is endorsed after its constituent meeting in accordance with the rules of procedure approved by the Executive Board.

**Article 15: Honorary President**

Following a proposal from the Executive Board, the General Assembly may appoint a President who has been of special service to the IAKS, to become Honorary President.

The Honorary President is a member of the Executive Board and exercises an advisory function.

**Article 16: Auditors**

The auditors shall examine the finances of the association in terms of mathematical and factual accuracy.

**Article 17: Office**

In order to fulfil its tasks, the Executive Board shall use the services of an Office. This is managed by the Secretary General His tasks and responsibilities are laid down in rules of procedure.

**Article 18: Quorum and voting**

- I. Every duly convened ordinary or extraordinary General Assembly or Executive Board meeting) shall constitute a quorum provided that at least 5 percent of the respective members are present. All other meetings (e.g. Executive Board) shall constitute a quorum provided that at least 50 percent of the respective members are present.
- II. Motions are passed with a simple majority, unless otherwise stipulated. Abstentions and invalid votes shall not be counted.
- III. A section's postal vote can be declared valid by the Executive Board.
- IV. Decisions to amend the Rules require a two-thirds majority of the voting members at the General Assembly.
- V. The transfer of voting rights is not permitted.
- VI. The recording of all resolutions is the responsibility of the Executive Board (pursuant to Section 26 of the Civil Code of the Federal Republic of Germany).

#### **Article 19 Privacy protection within the association**

- I. To fulfil the purposes of the IAKS and in compliance with the legal requirements of the Federal Data Protection Act, personal data about the individual, business or material matters of the members are stored, transmitted and modified.

#### **Article 20: Dissolution**

A legally binding dissolution of the IAKS can be effected by a three-quarters majority of all voting members at the General Assembly. A written motion to dissolve the IAKS must be received by the Executive Board at least four months before the General Assembly, with reasons being given.

#### **Article 21: Disposal of assets**

In the event of the dissolution or discontinuation of its objectives the IAKS' assets shall be transferred to a body incorporated under public law, or to a highly reputable institution enjoying tax privileges, preferably of an international character, so that they can be used for the public good (promotion of the Olympic ideal), especially for objects like those mentioned under Article 2. Resolutions taken on the utilization of assets may only be executed with the approval of the Tax and Revenue Office. The IAKS has been recognized by the Tax and Revenue Office, Cologne-West, under file number 223/5909/0108, to be of a nonprofitmaking character.

#### **Article 22 Validity of the statutes**

These statutes have been decided upon by the Ordinary General Assembly on 2017-11-08 in Cologne.

Theses statutes come into effect by registration in the register of associations. All previous statutes become invalid as from this date.