# Constitution of the Cultural Association AKADEMÍA as a Federal Association, 2nd Version January 24th, 2024

#### **Preamble**

Founding

The association AKADEMÍA was founded on August 2<sup>nd</sup>, 2023. In order to fulfill the upcoming tasks, state associations or regional subdivisions will be established (presumably in the near future). AKADEMÍA is legally an umbrella organization, which means that all members of AKADEMÍA are also members of a state/regional association—once it exists—as well as a possible additional subdivision.

# §1 Name, registered office, fiscal year

- I. The association is named "Association for the Preservation of Academic Art of Riding and Equestrian Culture in Germany AKADEMÍA e.V.".
- II. The regional or state associations bear the names: "Association for the Preservation of Academic Art of Riding and Equestrian Culture AKADEMÍA Section (with the addition of the region, for example 'North') e.V." or "Association for the Preservation of Academic Art of Riding and Equestrian Culture AKADEMÍA State Association (with the addition of the federal state) e.V.". Subordinate associations bear the name: "Association for the Preservation of Academic Art of Riding and Equestrian Culture AKADEMÍA District/ County/City/Local Association (with name) in the State Association (with the addition of the federal state)" (when registered in the association register with "e.V.").
- III. In this constitution, "AKADEMÍA" refers to the federal association AKADEMÍA Germany.
- IV. The registered office of the association is Osterholz-Scharmbek.
- V. The association is divided into the federal association and the state/regional associations. Subordinate associations (e.g. district, county, city, local associations) can be formed if this is expedient and the locally resident members pass corresponding resolutions with the approval of the respective state board.
- VI. The association is registered in the association register.
- VII. The fiscal year is the calendar year.

# § 2 Purpose and tasks of the association

# I. Purpose of the association

Promotion of art and culture;

# II. The purposes of the association are particularly realized through the following activities:

- 1. Creating opportunities to practice Academic Art of Riding.
- 2. Preservation and maintenance of the cultural heritage of Academic Art of Riding.
- 3. Organization and execution of events.
- 4. Representation of interests and promotion of Academic Art of Riding through lectures or riding art events.
- 5. Promotion of further education, training, and science.
- 6. Gathering and supporting individuals who work or conduct scientific research based on the principles of Academic Art of Riding.
- 7. AKADEMÍA exclusively and directly pursues charitable purposes.

- 8. AKADEMÍA mediates within the equestrian community.
- 9. AKADEMÍA understands Academic Art of Riding and riding culture as a medium for encounters between individuals with themselves, their horses, other people, and cultures.
- 10. AKADEMÍA promotes access to Academic Art of Riding for youth, adults, and seniors.

# § 2A Definition, Neutrality, Raising and Use of Funds

By "Academic Art of Riding", we denote that art of riding which considers und practices education of horses at all stages, from youngsters on to the highly schooled one, and thereby is firmly bound to the art and principles of the riding masters and their riding academies in the Renaissance and baroque period, based upon scientific research and, first of all, bound in honour to the welfare of the horse. By doing so, not the slightest idea of competition, contest or tournament shall accompany the journey of the Academic Art of Riding's practitioner, neither in exertion nor in mind.

The funds for this work shall be raised through contributions from members of AKADEMÍA as well as through grants and donations.

The association may not pursue political or economic goals in principle. However, political goals may be pursued if the preservation of the cultural heritage "Academic Art of Riding" is in serious danger - for the purpose of averting such danger.

The association operates selflessly; it does not primarily pursue its own economic purposes. Funds of the association may only be used for statutory purposes. Members do not receive any benefits from the association; at most an honorary allowance according to § 3 No. 26a EStG is permissible (see § 7C IV of this constitution). No person may be favored by expenses that are foreign to the purposes of the association or by disproportionately high benefits.

AKADEMÍA maintains political neutrality. It grants equal rights to members of all nations and races and represents the principle of religious and ideological tolerance.

#### § 3 Obligation towards the horse and fellow human beings

- I. The members feel committed to the horse, in the sense of:
  - A. Animal Welfare Act
  - B. Ethical principles:
    - 1. Respecting and protecting the nature of the horse is the measure of our actions.
    - 2. The relationship with horses and people is characterized by respect and goodwill.
    - 3. We strive to be a role model to the best of our knowledge and belief.
    - 4. We take responsibility for our actions.
    - 5. We strive to continuously expand and share our knowledge.
    - 6. We feel co-responsible for our environment and strive to act sustainably.
- II. Violations of the principles mentioned under I. and in particular actions against the well-being of the horse can be punished by exclusion from AKADEMÍA.

## § 4A Membership in the association

- I. Members can be natural persons, legal entities and associations of persons who are willing to promote the goals and purposes of the association.
- II. Membership is associated with membership in the Federal Association as well as membership in a State/Regional Association of the member's choice.
- III. Multiple memberships in another State/Regional Association are possible.
- IV. Multiple members can only be delegates in one State/Regional Association.
- V. The application for admission must be addressed in writing or electronically to the board of the respective State/Regional Association. This can also be done via the Federal Association or a subordinate association. Persons with limited legal capacity and minors require the written consent of their legal representative.
- VI. The board of the State/Regional Association makes the final decision on the application as follows: The membership is initially preliminary for at least 6 months and remains so until the next full membership assembly of the State/Regional Association, which follows these 6 months. The preliminary membership is converted into a regular membership at the full assembly, provided there is no objection. If a full assembly takes place before the expiry of the 6 months, the membership remains preliminary and cannot be converted into a regular membership. Only regular members can be elected to the State/Regional Board or the Council of Elders and have voting rights in the membership assembly or can be elected as Federal Delegates.
- VII. The Council of Elders or a committee appointed by it can be consulted to decide on the conversion of a preliminary membership into a regular membership. The conversion of a preliminary membership into a regular membership can be rejected, in which case the membership ends. A rejection does not require a justification.
- VIII.All regular members aged 16 and over have active voting rights in the membership assembly of the State/Regional Association.

#### § 4B Honorary members

- I. The Federal Delegates Assembly (see § 7C I.D) can, on the proposal of the Council of Elders or the Presidium, appoint persons as honorary members who have made outstanding contributions to the goals and purposes of AKADEMÍA or who are extremely useful to the association in fulfilling its purpose due to their social position.
- II. Honorary members have all the rights of association members and are obligated towards the horse according to §3 of the statutes.

# § 4C Membership fee

- I. The membership fee of the Federal Association AKADEMÍA is determined annually by the Federal Delegates Assembly for the second following fiscal year.
- II. It can be set at different levels for individual groups and members.
- III. The State/Regional Associations decide on their own membership fee themselves.
- IV. The State/Regional Associations also collect the membership fee for the Federal Association.
- V. The State/Regional Associations must pay the membership fee of the Federal Association within three months after collecting the membership fee and by December 31st of the current year at the latest. State/Regional Associations that do not settle in time are obliged to pay an advance, the amount of which is calculated from the previous year's membership fee.

VI. The details are regulated by a membership fee order, which is decided by the Federal Delegates Assembly and is not part of these statutes.

# § 5 Termination of membership

- I. Membership ends by
  - A. resignation,
  - B. expulsion, or
  - C. rejection of the conversion of a preliminary membership into a regular membership,
  - D. dissolution of a legal entity or association of persons as a member, or by the loss of legal capacity or
  - E. by the death of the member.
- II. Resignation is made by written declaration to the board of the State/Regional Association with a notice period of three months to the end of a fiscal year.
- III. A member can be expelled or rejected from the association if
  - A. it violates the statutes or statutory resolutions,
  - B. damages or seriously endangers the goals and purposes of AKADEMÍA,
  - C. particularly violates the obligation towards the horse §3,
  - D. does not meet its membership fee obligation despite reminders for more than six months.
- IV. With the resignation or expulsion or rejection, all membership rights and claims from the membership relationship end. A refund of donations, membership fees or other support services is excluded. The obligation to pay arrears of membership fees as well as the membership fee for the fiscal year running at the time of resignation or expulsion or rejection remains unaffected.
- V. The expulsion is decided jointly by the Presidium and the Council of Elders of the Federal Association, the decision must be unanimous. If the Council of Elders has no members, the Presidium alone decides. An expulsion procedure can take place at both the federal and state/regional levels. The details are regulated by the respective statutes of the State/Regional Association. The expelled member can challenge the expulsion within one month after the announcement of the expulsion by a written reasoned complaint, which the Council of Elders finally decides on. If the Council of Elders has no members, the Presidium alone also decides here. Until the final decision, the membership is suspended.

#### § 6 Council of Elders

- I. The Council of Elders consists of 0 to 3 members, who are elected by the Federal Delegates Assembly by a simple majority for 2 years.
- II. The elections to the Council of Elders should, if possible, not take place in the same year as those of the Presidium, but in an anti-cyclical manner.
- III. The members of the Council of Elders are distinguished by their special experience/merits in the Academic Art of Riding. Only those who have a number of supporters determined by the Delegates Assembly by resolution in advance ("supporters list") can be nominated for election.
- IV. It is not possible to be a member of both the Presidium and the Council of Elders at the same time.
- V. The tasks of the Council of Elders are of an advisory and conciliatory nature, for example: examination and decision on the admission of regular members at the end of their preliminary period. In particular, the Presidium is encouraged to involve the Council of Elders in decisions that require special expertise and insight in the Academic Art of Riding as well as foresight and experience, and to give special weight to its judgment.
- VI. The Council of Elders has a veto right as a body in the Delegates Assembly; that is, a resolution cannot be passed at that time on the objection of the Council of Elders, but is postponed once to the next regular Delegates Assembly, where a further discussion takes place after a further comprehensive examination of the subject of the resolution.

VII. Upon request, a member of the Council of Elders can be voted out by the Delegates Assembly, this requires a two-thirds majority.

# § 7A Rights and duties of the state/regional associations

# I. <u>Binding of thestate/regional associations to the federal statutes</u>

- A. The rights and duties of the state/regional associations towards the federal association are determined by these statutes and also result from the regulations of AKADEMÍA decided by the Federal Delegates Assembly (BUDEL).
- II. The <u>statutes</u> of the state/regional associations must be aligned with the regulations of the federal association. The statutes of the state/regional associations may not contradict the statutes of the federal association. Amendments to the statutes or resolutions of sub-associations that contradict the federal statutes are therefore null and void.

#### III. Data protection

- A. The state/regional associations must comply with the legal data protection requirements. The details are regulated by the data protection regulations, which are decided by the BUDEL.
- B. The state/regional associations and the federal association are each responsible for the processing of data carried out by them or on their behalf. The federal association does not have data protection supervision over the state/regional associations, but it can give recommendations or offer support.

# IV. Reporting obligations of the state/regional associations

A. State/regional associations must send the protocol of their own general assembly, including all attachments and any changes to the statutes, to the presidium of the federal association no later than six weeks after the assembly.

#### V. Proof of non-profit status

All state/regional associations and their independent subdivisions must provide proof of their non-profit status.

#### VI. Membership list

- A. The state/regional associations maintain a membership directory. From this, the state/regional associations transmit a membership list to the federal association. The personal data recorded and forwarded in the membership list is specified in more detail by the data protection regulations. The respective state/regional association is responsible for the proper compilation and transmission of the membership list.
- B. All state/regional associations must submit the membership list as of September 30<sup>th</sup> to the AKADEMÍA office by December 31<sup>st</sup> of the current fiscal year, which serves as the basis for calculating voting rights.
- C. If a state/regional association loses its non-profit status or its ability to be registered, the management of the membership is handed over to the federal association.

# VII. Information obligations of the state associations

- A. The task of the state/regional associations is to monitor state political and municipal legislation with regard to the statutory goals and to pass on relevant information to the presidium in a timely manner.
- B. Influencing political and legislative matters with regard to the statutory goals is the task of the federal association.

#### VIII. Information obligation towards members

A. The state/regional associations are obliged to distribute information provided by the federal association to their members.

#### § 7B Mediation, petition and objection treatment

#### I. Mediation

A. The Presidium mediates disputes related to the life of the association among the members of the association and can also form a mediation commission for this purpose in individual cases.

# II. Petition office

A. A petition office can be set up by resolution of the Federal Delegates Assembly, to which any member can address complaints concerning the life of the association.

#### III. Objection office

- A. Objections against decisions of subordinate associations can be raised with the Presidium within 1 month.
- B. The objection period (3 months) begins with the receipt of the contested decision.

#### § 7C Bodies and remunerations

- I. The bodies of the association are
  - A. the Presidium (= board in the sense of § 26 BGB (German Civil Code)),
  - B. Extended Presidium,
  - C. Council of Elders and
  - D. Federal Delegates Assembly (= general assembly in the sense of § 32 BGB (German Civil Code))
- II. The Council of Elders can appoint a special representative (according to § 30 BGB (German Civil Code)).
- III. Membership in the Presidium ends at the latest after reaching the age of 75 with the end of the respective term of office.

# IV. Remuneration for association activities

The association and organizational offices are generally performed on a voluntary basis. If necessary, association offices can be remunerated within the budgetary possibilities on the basis of a service contract or against payment of an expense allowance according to § 3 No. 26a EStG (volunteer lump sum). The decision on a remunerated association activity according to sentence 2 is made by the Federal Delegates Assembly. The same applies to the basic contract contents and the termination of the contract. The Presidium is authorized to commission activities for the association against payment of a lump sum expense allowance according to § 3 No. 26a EStG within the framework of budget planning. In addition, the members and employees of AKADEMÍA have a claim for reimbursement of expenses according to § 670 BGB (German Civil Code) and in accordance with the financial regulations for such expenses that they have incurred for their activities for AKADEMÍA. This includes in particular travel costs, travel expenses, postage, telephone etc. In the financial regulations, maximum limits and lump sums can be set within the framework of tax possibilities for the amount of the expense reimbursement according to § 670 BGB (German Civil Code). The details are regulated by the financial regulations of AKADEMÍA, which can be issued and amended by the Federal Delegates Assembly.

# § 8 A Federal board (Presidium)

# I. <u>Composition</u>

The Presidium consists of 3 members (who are at least 26 years old) of the association: the President, the Vice President and the Treasurer.

# II. Representation, limitation of power of representation

AKADEMÍA is generally represented externally in court and out of court by two jointly acting members of the Presidium, however, the President and Vice President can represent alone in justified individual cases; but this can only happen in mutual coordination. For legal transactions that do not correspond to the purpose of the statutes according to § 2 of these statutes, the Presidium has no power of representation. A release from the prohibition of self-dealing according to § 181 BGB (German Civil

Code) is not permissible. The taking up of loans always requires a written resolution of the Presidium. In the internal relationship, it is determined that the Vice President is only authorized to represent in case of prevention of the President.

# III. Election of the members of the Presidium

The members of the Presidium are elected, each of them individually for their office, by the Federal Delegates Assembly for a period of two years with the proviso that their office continues until the new election is carried out. Deviating from § 8C para. 6 of these statutes, each present delegate has one vote. On the application of at least 10% of the present delegates, a written and secret vote must be taken. In case of a tie of candidates, a runoff election takes place. In case of another tie, the lot drawn by the respective chairman of the assembly decides. If none of the candidates has received more than half of the votes cast, a runoff election with a simple majority decides between the two candidates with the most votes. In case of a tie, the lot decides. Votes, the invalidity of which is determined by the respective chairman of the assembly, are considered not cast.

# IV. Resignation of members of the Presidium

The office of a member of the Presidium ends by death, resignation from the association, deselection, resignation or dismissal. The resignation of a member of the Presidium from his office requires a written declaration in the Delegates Assembly or to another member of the Presidium. The Federal Delegates Assembly can dismiss members of the Presidium by simple majority in case of loss of legal capacity, court appointment of a guardian, in case of reasons according to § 5 l b) - exclusion - or for another important reason.

If a member of the executive committee resigns prematurely, an extraordinary federal delegate assembly must be convened to hold a replacement election. The term of a newly elected executive committee member ends with the term of the remaining executive committee.

# V. Tasks, powers, and mode of operation of the executive committee *Tasks*:

The executive committee must fulfill all tasks as representatives of the AKADEMÍA, to the extent permitted by law or determined in this statute. The executive committee may maintain an office for the execution of ongoing business. The federal delegate assembly decides on the costs of the office within the framework of the budget resolution. The executive committee decides on the personnel composition. With the approval of the federal delegate assembly, the executive committee may also appoint a managing director. The executive committee is authorized to make amendments to this statute that are required by the registry court or the tax office. The executive committee represents the association at the federal and international levels and ensures the exchange of information between the regional associations. In addition, it must inform the boards of the regional associations of all matters that contribute to the fulfillment of the association's purpose. The executive committee may establish awards and titles and decide on their bestowal.

# Mode of operation:

The executive committee establishes its own rules of procedure (GeschO-P). These and any changes must be approved by the federal delegate assembly if they comply with the statute. Changes to the rules of procedure must be promptly announced in an appropriate manner. Concerns must be promptly communicated to the executive committee after the announcement. The president or, in the event of his or her absence, the vice president convenes and chairs the executive committee assemblies as often as he or she deems necessary or as requested by two executive committee members. The executive committee assembly may also take place as a telephone conference or in another suitable form. The executive committee is quorate if all members participate in the decision-making process. Each executive committee member has one vote. An executive committee assembly is not necessary if all executive committee members agree to a decision in writing. An executive committee member may not participate in decisions if he or she or a family member is personally involved. In the event of a tie, the chairperson's vote decides. Abstentions and invalid votes are not counted. The executive committee assembly is not public; the public or individual persons may be admitted by resolution or the rules of procedure (GeschO-P).

## VI. Commissioners and working groups

The executive committee may appoint special commissioners or working groups for specific areas of responsibility (e.g. legal matters, public relations, trade fairs, professional publications, etc.). These individuals or groups carry out their tasks on a voluntary basis and in agreement with the executive committee.

# VII. President, managing director

The president and his or her deputy lead the association in accordance with this statute, chair the assemblies, and coordinate the work of the executive committee. If a managing director is appointed by the executive committee, he or she carries out the ongoing business in accordance with the instructions and authorization of the executive committee. The managing director and the members of the executive committee have the right to attend all general assemblies, including at the regional level, but do not have voting rights.

#### VIII.Treasurer

The treasurer manages the assets of AKADEMÍA and keeps a record of income and expenses. The assets of AKADEMÍA must be invested at favorable interest rates and in accordance with the provisions of the tax code, provided that the investment does not jeopardize the assets of AKADEMÍA. The treasurer is authorized to collect membership fees and other claims. He or she is authorized to receive payments on behalf of AKADEMÍA. He or she may only make payments on behalf of AKADEMÍA with the written authorization of the president, unless otherwise specified in the rules of procedure. He or she is responsible for determining the vote counts in accordance with § 8C paragraph 5 of this statute. He or she submits a detailed financial report with supporting documents to the federal delegate assembly, which is first audited by the auditors. These documents are then handed over to the office for archiving.

#### IX. <u>Secretary</u>

The vice president also serves as the secretary and keeps a record of every assembly or session of the executive committee, including the decisions made. The protocol are to be signed by him or her and the chairperson of the assembly/session. The secretary also coordinates press work.

#### X. Remuneration of the executive committee

The executive committee may receive a lump sum reimbursement for its activities within the limits of the tax-exempt allowance according to § 3 No. 26a of the Income Tax Act (EStG). The amount of the lump sum is determined for each executive committee member by resolution of the federal delegate assembly for the current fiscal year.

# § 8B Extended Presidium

#### I. Composition, votes of members

The Extended Presidium (EP) consists of the members of the Presidium and the first chairpersons of the regional associations. Representation of the first chairperson by other board members of the same regional association is permitted. Each member of the Presidium and each chairperson of a regional association (or their deputy) has one vote. Each regional association may send another member of its board at its own expense, who only has the right to attend but not to vote. A board member may not participate in decisions if they or a family member are personally involved.

# II. Tasks, powers

In addition to the tasks assigned in this statute or by resolution of the Federal Delegate Assembly, the Extended Presidium deals with matters of fundamental importance. It may seek the assistance of knowledgeable third parties and establishes its own rules of procedure (GeschO EP), which are approved by the Federal Delegate Assembly.

### III. Mode of operation

The details of the invitation and ways of working of the EP can be regulated by the EP with rules of procedure.

#### § 8C Federal Delegate Assembly

#### I. Composition

The Federal Delegate Assembly consists of the registered delegates of the regional associations. Board members are only eligible to vote if they are also delegates. Each regional association may send three delegates, who must be members of the respective regional association; the number of delegates increases to five if the regional association has more than 300 members.

# II. Election and legal status of delegates

Delegates are elected at the respective general assembly of the regional association. The election is carried out according to the regulations applicable to board elections, unless the regional association's bylaws contain different provisions. Board members can be delegates. Delegates are not bound by instructions. The position as a delegate ends due to death, departure from the association or the regional association they represent as a delegate, revocation by the general assembly of the regional association, expiration of the term of office, election to the executive committee, or by declaring resignation to the general assembly, the executive committee, or the regional association board.

# III. Convening of the Delegate Assembly

The regular Federal Delegate Assembly (BUDEL) should take place annually, either digitally or in person, at regular intervals to be determined, preferably by May. The executive committee may decide, in the presence of an important reason, that the BUDEL will not take place in person, but rather through electronic communication (video conference, telephone conference, etc.) or that decisions will be made in writing via email. Even in an in-person BUDEL, the executive committee may allow participation via video conference for important reasons. The invitation to the delegates, who have been timely reported by the regional associations, shall be sent by the executive committee at least 4 weeks before the assembly date by email, including the agenda, to the delegates reported by the regions and to the chairpersons of the regional associations. The chairpersons of the regional associations are responsible for forwarding the invitation to the newly elected or succeeding delegates in the event of a delegate change. The date of dispatch is decisive for compliance with the deadline. The invitation must be forwarded promptly by the regional board to the delegates. Any properly convened assembly (in-person BUDEL, video conference, telephone conference, etc.) is quorate regardless of the number of delegates present or participating.

# IV. Conduct of the assembly

The president is responsible for chairing the assembly, and in their absence, the vice president. If both presidents are absent or unable to chair the assembly for other reasons, the BUDEL shall appoint the chairperson of the assembly under the chairmanship of the oldest delegate present. The provisions for the election of executive committee members shall apply analogously to their election. If the secretary of the executive committee is not present, the chairperson of the assembly shall appoint a secretary. In matters in which the respective chairperson of the assembly or one of their relatives is involved, they shall be disqualified from chairing the assembly; the assembly shall appoint a separate chairperson for this matter. Once the matter is concluded, their office automatically ends.

# V. <u>Agenda</u>

Regular items for discussion at the ordinary Federal Delegate Assembly include:

- A. the written annual report of the executive committee
- B. the accountability report of the treasurer
- C. the accountability report of the auditors
- D. the discharge of the executive committee
- E. the determination of the annual membership fee
- F. the determination of the reimbursement of expenses for executive committee members according to § 8A 10
- G. the approval of the budget
- H. the setting of the date for the next assembly.

# VI. Voting in the assembly

Only delegates from a regional association that has already paid all membership fees at the time of the delegate assembly are eligible to vote. Exceptions can be granted by mutual agreement of the delegate assembly. The eligible delegates have one vote each.

# VII. Decision-Making in the delegate assembly

In the Federal Delegate Assembly, decisions are made by a simple majority of the votes cast. Abstentions and invalid votes are not counted. Amendments to the bylaws require a three-fourths majority.

# VIII. Recording of decisions

A protocol must be prepared and signed by the respective chairperson and secretary, documenting the course of the assembly and the decisions made at the Federal Delegate Assembly. An attendance list or participant list must be attached to the protocol.

#### IX. Public Nature of the delegate assembly

The delegate assembly is not open to the public. This also applies to AKADEMÍA members who are not delegates. The presence of individual persons may be allowed by decision of the Federal Delegate Assembly. Members of the office, the managing director, the auditors, the data protection officer, and the appointed representatives (§ 8A VI) have the right to attend and speak, but not to vote.

# § 8D Extraordinary Federal Delegate Assembly

The extraordinary Federal Delegate Assembly shall be convened immediately by the president of the federal association, with a notice period of four weeks, stating the agenda, if requested by the executive committee, the extended executive committee, or at least three regional associations. In all other respects, the provisions for the ordinary Federal Delegate Assembly shall apply mutatis mutandis.

#### § 8E Auditors

#### I. Composition

The Federal Delegate Assembly elects at least two auditors for a term of two years to audit the assets of AKADEMÍA, with the provision that their office continues until a new election. The provisions for the election of members of the executive committee shall apply mutatis mutandis to their election. Members of the executive committee cannot be elected as auditors; they have no right to propose auditors in the election. The office of the auditor ends upon death, resignation from the association, removal, resignation, or revocation. For the resignation of an auditor from their office, a verbal declaration in the delegate assembly, as well as a written and personally signed declaration to a member of the executive committee, is sufficient. The Federal Delegate Assembly may revoke auditors by a simple majority in the event of a court-appointed guardian, reasons under § 5 III, or other important reasons. If all auditors of the federal association are no longer in office, the oldest auditor of all regional associations assumes this office until the next Federal Delegate Assembly. They may appoint suitable third parties to carry out the audit. The costs and expenses incurred in the audit shall be borne by the federal association in accordance with its financial regulations.

# II. <u>Tasks</u>

The audit shall be carried out by two auditors. The auditors shall generally examine the financial activities of the executive committee and specifically review the financial management. The executive committee shall support this activity. The auditors shall verify the proper bookkeeping for accuracy and correctness, as well as the expenditures in relation to the statutory objectives and the non-profit status. The auditors shall submit an audit report to the Federal Delegate Assembly, which shall be made known to the executive committee at least two weeks in advance, and shall request the discharge of the treasurer and the rest of the executive committee if the financial affairs have been properly conducted.

#### § 9 Dissolution of the association

The dissolution of AKADEMÍA can only be decided in a special delegate assembly convened for this purpose. The resolution for dissolution requires a majority of three-fourths of the votes according to §8 C VII, provided that three-fourths of the possible votes are represented. If the motion for dissolution receives a lower majority or the quorum is not met, a new BUDEL must be convened within a period of four weeks, but no later than two months after the assembly date. The decision in the new assembly is then made by a simple majority according to §8 C VII. In the event of the dissolution of the association or the cessation of tax-privileged purposes, the assets shall be transferred to the non-profit regional associations in proportion to their membership numbers. These associations shall use the assets directly and exclusively for their non-profit purposes.

# § 10 Data protection

# I. Processing and responsibility for data

AKADEMÍA, the regional associations, and, if applicable, the respective subdivisions collect personal data. The sole responsibility is conclusively regulated in § 7A III of this statute. In case of doubt, the part of the association that ordered the data processing is responsible. AKADEMÍA maintains and updates the overall membership list, as stated in § 7A VI of this statute. If incorrect data is known to the federal association, it corrects it independently and informs the respective regional association. In appropriate cases, the affected regional association and individual are heard before the correction. The detailed procedure is regulated by the data protection regulations. The regional associations promptly report incorrect data to the federal association. The federal association archives the members' data.

#### II. External representation

Each part of the association is responsible for its external representation. AKADEMÍA may establish general rules for external representation within the framework of the data protection regulations. The federal association assumes the following external representation under its own responsibility:

- I. the association's website with the exception of publications and entries by individual regional associations in their assigned area,
- J. the AKADEMÍA homepage on social media platforms such as Facebook
- K. for the association members whose data can no longer be processed there due to the discontinuation of their respective regional association,
- L. the events it offers at the federal level (e.g., anniversary celebrations, etc.),
- M. the printing and distribution of the association's newsletter, if it exists.

#### III. Right of access to personal data

Each member has the right, within the framework of legal regulations, to obtain information about their stored data, to correct their stored data in case of inaccuracies, to block their data, and to delete their data.

# § 11 Liability

The association is not liable to its members or third parties for accidents or thefts that occur during events on and in the premises and spaces used by the association for events/assemblies.

# § 12 Entry into force

The statute, in its present form, was adopted on the day of establishment by the founding assembly of the association "Association for the Preservation of Academic Art of Riding and Equestrian Culture AKADEMÍA e.V." and comes into effect on the same day.