



Articles of Association

Closer To Fools Garden Fanclub e.V.

§ 1 – Name, seat, financial year

- (1) The association bears the name „Closer To Fools Garden Fanclub e.V.“ and is registered in the association register of the district court of Göppingen under the business number VR 1461.
- (2) The association has its seat in 73066 Uhingen / Germany.
- (3) The financial year corresponds to the calendar year.

§ 2 – The purpose of the association

(1) The purposes of the association are:

- Support of the band *Fools Garden*, with the aim of increasing the prestige and reputation of the band and their works continuously.
- We lead music enthusiasts to the band *Fools Garden*.
- Our members receive contemporarily current information about the band *Fools Garden*.
- Due to our engagement we would like to promote the interest in rock and pop music.

The purpose of the statues is especially achieved through:

- common concert visits
- regular member meetings
- global communication among members and with music fans, via social networks
- special events for members

(2) The association is selflessly active; it does not pursue primarily own economic purposes. Members receive no compensation from the funds of the association. Funds from contributions and grants may only be used for statutory purposes. No person may be favoured by unreasonably high reimbursements or by issues, which are foreign to the purpose of the association.

§ 3 – Acquisition and ending of the membership

- (1) Member of the association can become every natural person and every legal entity. Minors need a declaration of agreement of their legal representative.
- (2) Membership consists of at least 6 months and 1 day.
- (3) The membership application shall be made to the Board by application for admission, online (ie via the club's website) or in writing to the Board. The Board decides on it in a liberal estimation; a statement of reasons for refusal to the applicant is not required. A challenge opposite the general meeting is not possible.
- (4) The membership becomes effective by decision of the Board (admission). The applicant shall be notified of the decision.
- (5) At the proposal of the Board, the General Assembly can take up honorary members on lifetime.
- (6) The membership in the association ends by death, leaving or exclusion.
- (7) The withdrawal is declared in writing to the Board. Withdrawal can only be explained by a period of three months to the end of the financial year. A member can be excluded from the organization by decision of the Board if it:
 - (a) has culpably damaged the respect or the interests of the association in serious manner or
 - (b) is more than three months with the payment of his dues in arrears and has not paid the arrears of contributions, despite a reminder, under settlement of a payment term of at least four weeks, and as threat of exclusion.
- (8) Opportunity is to be given to the member to take stand in the meeting of the members on the reasons of the exclusion. These are to be given to him, along with instruction, after the adoption of the resolution.

§ 4 – Membership fees

- (1) Each member has to pay a membership fee, which is payable in advance each year. The amount is determined by the General Assembly. Besides, the openness of the association is to be considered for the general public appropriately. If necessary, the Board can adopt, by majority vote, individual Funding Requirements in whole or in part; Honorary members are always exempt from all contributions.
- (2) New members have to pay the valid annual membership fee by full height, within two weeks after admission. By entry after July, 1st the contribution decreases half of it.

§ 5 – Rights and duties of the members

- (1) Every member has the right to help actively in the implementation of the association purposes and to take part in common events.
- (2) Every member has the duty to promote the reputation and the interests of the association, in particular to pay his membership fees regularly and, as far as it is in his forces, to support the events of the association by his cooperation.
- (3) Each member has, as part of the association's purpose, equal rights to use of club property and assistance by word and deed, mediated by the Board.

§ 6 – Organs of the Association

Organs are the Board and the General Assembly.

- (1) The board of the association is responsible for the representation of the association, according to § 26 BGB and the conduct of its business. The board consists of the President and the Vice-President / Treasurer. The President and the Vice-President / Treasurer represent the organization judicially and extrajudicial. They have power of sole representation.
- (2) The Board is responsible for all matters of the Association, in particular for:
 - the calling and preparation of the meetings of members, including the setting up of the agenda
 - the implementation of decisions of the General Assembly
 - the management of the Association's assets and the preparation of the annual report
 - the admission of new members.
- (3) The Board membership requires club membership. The General Assembly elects the board (starting with the determination of the election) for the duration of one year. To report promptly on the previous financial year, the term of office of Board members is uniquely extended to 30 April 2015. Re-election or the premature removal of a member of the general assembly are permitted. After the regular term a member remains in office until the election of his successor. If a member retires prematurely from the Board the remaining members are authorized to elect a member of the association to the Board until the election of a successor by the General Meeting.
- (4) The Board meets as required. The meetings are convened by the Chairman, in his absence by his deputy, a term of at least one week should be kept. The Board has a quorum if at least two members are present. By the adoption of resolutions the majority of the given valid votes decides. In the event of a tie vote, the voice of the Chairman, by prevention those of his deputy, decides. The decisions of the Board are to be taken down contemporarily. The protocol is to be signed by the respective secretary.

§ 7 – General Meeting

(1) The General Assembly is responsible for decisions on the following matters:

- Amendments to the Statutes
- Dissolution of the Association
- appointment of honorary members and the exclusion of members from the Association
- election and dismissal of members of the Board
- the acceptance of the annual report and the discharge of the Board
- the determination of the admission fee and membership dues
- Appointment of committees, delegates and auditors.

(2) At least once a year, the Board has to convene an ordinary general meeting. The conscription occurs under observance of a term of four weeks and under information of the agenda. The period begins on the day following the mailing. The letters of invitation are to be directed by e-mail to the last to the association known e-mail address of the single member. Alternatively occurs, at explicit and reasonable wish of the member, the dispatch of the invitation by mail.

(3) The board of directors settles the agenda. Each club member may request an amendment to the agenda to the Board. For the application the association provides a request form on the website belonging to the association. The completed form can be sent electronically or by mail to the Board of Directors (note postal delivery times). The board of directors decides on the application. About late received, rejected or only in the meeting made applications to the agenda the meeting of the members decides by the majority of the voices of the present members; this is not valid for applications which have a change of the statute, the resolution of the association or changes of the membership fees to the object.

(4) All club members who have completed the 16th year of life during the day of the meeting are elective and eligible to vote.

(5) The Board has to call up an extraordinary general meeting if required by the interests of the association or if a quarter of the members applies for this in writing under giving information of the purpose and the reasons. As far as circumstances permit, a lead term of two weeks is to be kept and the agenda has to be announced with the invitation.

(6) The General Meeting is led by the chairman, in his absence by his deputy and in his absence by one of the General Assembly to be elected chairman. During elections, the leadership of the Assembly can be transmitted for the duration of the election to an election committee.

(7) The General Assembly has a quorum regardless of the number of members present.

(8) The method of voting is determined by the chairman. The vote must be carried out in writing if a member applies for this. For the adoption of resolutions necessarily is the simple majority of the valid, given votes. Abstentions remain except consideration.

For the amendment of the statute is a three-quarters majority, for the dissolution of the Association a nine-tenths majority, required. Changes of the association's purpose require the consent of all members, not appeared can explain these opposite the Board only within a month. The period begins with the day following the general meeting.

(9) If in elections no candidate can unite the majority of votes of the members present on himself, is elected, who has received the relative majority of the given valid votes. Abstentions are considered as invalid votes.

About the course of the General Meeting and the resolutions adopted, a protocol has to be made. This has to be signed by the secretary and the chairman of the meeting.

§ 8 – Dissolution and / or termination other reasons

(1) Upon dissolution of the association or at cessation of the previous purpose, after a lock-up period of two years, the fortune goes to a charitable purpose, which has to be determined by the dissolving General Assembly. Liquidators are the chairman, his deputy and the treasurer, with sole power of representation, unless the General Assembly decides otherwise.

(2) The existing provisions apply accordingly in case the association is dissolved for any other reason or loses its legal capacity.

Above statutes were drawn up on 11 April 2014.

- Note: This text is merely a translation of the German original! -