

Habitat for Humanity in Deutschland e.V.,
Statutes in the version of the
Resolutions of the General Assembly
November 5, 2009

§ 1 Name, legal structure, location, business year

- (1) The association bears the name „Habitat for Humanity Deutschland e.V.“
- (2) It is a registered association.
- (3) It is based in Berlin.
- (4) The business year lasts from July 1 of one year until June 30 of the following year.

§ 2 Purpose

- (1) In the spirit of Christian love, the Association shall exclusively and directly pursue nonprofit and charitable purposes within the meaning of the section on “purposes entitled to tax exemption” of the tax code. The purpose of the Association is to promote:

1. education and training,
2. disaster control,
3. international understanding,
4. development cooperation,

as well as to support:

5. economically needy persons according to §53 Abgabenordnung – AO
6. engagement for civil society in favour of the aforementioned non-profit and charitable purposes.

The Association raises and transfers funds to other corporations for the realization of the tax-privileged purposes stated in sentence 2 and to public bodies for the realization of the tax-privileged purposes stated in sentence 2 above, in order to provide and donate funds to a private law body with unlimited tax liability this body must be tax-privileged itself (§ 58 No 1 AO).

- (2) The Association aims to realize its purposes especially via the following measures:
 1. by selflessly building simple, appropriate housing for and together with people and volunteers of all beliefs and from all over the world;
 2. by preparatory trainings and sending of international volunteers to construction sites all over the world;

3. by raising and transferring funds to both national and international organisations in accordance with paragraph 1 sentence 3 above.
 4. by publishing magazines and other media raising public awareness for the help for poor population groups that live under completely inadequate housing conditions all over the world.
 5. by doing advocacy for the tax-exempt purposes pursued by the association in the public, especially in interested expert groups and in the circus of political decision makers.
- (3) The Association is a non-profit organisation and is not primarily interested in its own profitability. The funds of the Association shall only be used for purposes stipulated in the statutes. Members shall not receive any funds or means from the Association's funds. No person shall be given an advantage by expenses other than for the purposes of the Association, or by disproportionately high remuneration.
- (4) In case of the dissolution of the Association or at the discontinuation of its non-profit status its assets will devolve upon a legal entity of public law or to any other tax-privileged body for use for purposes stated in paragraph 1 above.

§ 3 Use of funds

- (1) In the first half of the fiscal year, the board must prepare an annual financial statement with a proof on the use of funds and an activity report of the Association for the previous year.
- (2) Within the framework of the tax regulations the following reserves may be built up:
 1. project-related reserves aiming at funding major, non-profit or charitable projects as well as reserves for operating expenses (§58 No 6 AO)
 2. free reserves (§58 No 7 letter a AO).

§ 4 Membership

- (1) Each natural person, starting with the age of 16, can file an application for membership in the Association
- (2) The board will decide on the admission to the Association within three months.
- (3) Applications can be rejected on substantial reasons.
- (4) Members are required to make financial contributions. The annual subscription must be paid until June 30 of the first year. The first General Assembly of that year decides on the amount of the contribution.
- (5) Members are required to represent the goals of the Association in public by:
 - a) taking part in one-day seminars of the Association
 - b) raising donations for the Association,
 - c) participating in donation campaigns of the Association,

- d) taking part in volunteer trips of the Association,
 - e) supporting public events of the Association,
 - f) publicly presenting the purpose of the Association and - if it is possible and not contradicting their religious belief, put them in perspective to the Christian believe.
- (6) The Board reserves the right to exclude members from the Association if they contravene the purposes of the Association or fail to exercise their duties stated in the law and this statute.

§ 5 Bodies of the Association

- (1) The General Assembly and the Board constitute the bodies of the Association.
- (2) The General Assembly is the highest body of the Association. It will assume tasks not directly delegated to the Board by law or this statute.

§ 6 General Assembly

- (1) The General Assembly takes place at least once a year. It is convened by the Board by inviting all members in written specifying the agenda with two week's notice. Extraordinary General Assemblies must be convened under the same conditions, if this is asked for in written by at least one fourth of all members.
- (2) The General Assembly decides upon all applications on changes in the agenda. Applications for changing the statutes or the dissolution of the Association require another new invitation and convocation by the General Assembly.
- (3) A quorum exists at the General Assembly if at least one fourth of all members and at least 5 members are present or represented.
- (4) Each member shall have one quote. Decisions are based on a simple majority vote, unless other provisions are made by the law or the statutes. Votes can be cast in writing, by telephone, telegraphically or via fax. Members of the Association may be represented at the election by a written proxy.
- (5) A majority of three quarters of all present votes are required for decisions to dissolve the Association or change the statutes. Changing the purpose of the Association must be decided on by a majority of at least three quarters of all votes.
- (6) Decisions are to be recorded in writing in a protocol and are to be signed by a Board member and the Secretary.
- (7) The General Assembly decides on the report of the Board on application of funds, on the economic plan for the current fiscal year as well as on the activity report of the Association.

§ 7 Tasks of the Executive Board

- (1) The Board may appoint one or several managing directors for the execution of current business and the pursuit of the Association's purposes. They may be authorized by the Board with all necessary power or representation to fulfill the purposes of the Association.

- (2) Members of the Board serve as volunteers. They are entitled to a reimbursement of their necessary expenses.
- (3) With their activities the members of the Board may only be held responsible for intention and gross negligence.
- (4) The board manages the Association according to established law and its statute.
- (5) The board represents the Association. It acts as a legal representative. Each member is authorized to represent only together with another member of the Board. Special powers may be issued for single legal transactions.
- (6) Up to March 31 of the current year, the Board prepares the activity report and the annual financial statement for the previous year as well as the economic plan for the current year.

§ 8 Composition of the Board

- (1) The Board consists of at least two and not more than seven persons.
- (2) The Board is elected every two years by the first General Assembly of the Association in the current fiscal year by a simple majority.
- (3) The Board elects a chairman and a deputy from among its members.

§ 9 Passing of a resolution within the Board

- (1) The Board gets together as often as it is required to fulfill its tasks or if at least two members require a meeting stating reasons and the purpose.
- (2) The Board is quorate if more than half of its members are present. Decisions shall be made in writing. They are to be protcolled and signed by at least two members of the Board. Votes can be cast in writing, by telephone, telegraphically or via fax, if no member is opposed to this procedure.