

CONSTITUTION

- e) The President represents the Association and presides over the Executive Committee meetings. He is permitted to take the decisions on behalf of the club solely, if authorized by the Executive Committee.
- f) The Secretary takes the responsibility for the administrative work of the Association, as specified by the Executive Committee. He calls the Executive Committee meetings giving an agenda and records the minutes of these meetings.
- g) The Treasurer manages the finances of the Association. He submits the annual Financial Reports of the Association to the Executive Committee for the annual General Body Meeting.
- h) The signatures of two members of the Executive Committee, one of them being that of the President or that of the Secretary, are legally binding for the Association.

9. Control of Accounts

The accounts are controlled by two Auditors who are not members of the Executive Committee. They are elected by the General Body for a period of one year. They check the accounts of the Association and give a report in writing to the Executive Committee for further transmission to the General Body.

10. Liability

The liability of the individual members is restricted to its membership fees and the liability of the Association to its maximum assets.

For any obligation entered into by an individual member with a third party, the Association cannot be made liable for his actions. Externally the Association is liable to its maximum assets.

11. Dissolution

The Indian Association Baden can function unlimitedly. In order to dissolve the Association, the votes of 2/3 of the voting members of the Association is necessary.

In case of dissolution of the Association, the property of the Indian Association Baden goes to a charitable organization e. g. the Indian Red Cross or any other Indian Association in Switzerland.

Validity: The articles of the above mentioned Constitution were accepted at the Extra General Body Meeting held at Restaurant Krone in Turgi on Saturday the 20th Sept. 1980 and comes into immediate effect as from this date.

P. Sandhu

sd/-

(Treasurer)

D. Sukheswala

sd/-

(President)

T. Ghosh

sd/-

(Secretary)

Certified as a correct copy

Baden, first October 1980

Notary public sd/- Dr. V. Schmid

1. Name, Seat

The "Indian Association Baden" (abbreviated form IAB) is an Association, according to Article 60ff of the Swiss Civil Code. The Seat of the Association is in Baden.

2. Languages

The official languages are English and German. In case of discrepancies, the English version will prevail.

3. Objectives

To get together for non political, non commercial, cultural and recreational purposes, and further to promote cultural relationship and understanding between Indians, Swiss and other nationals.

4. Working Method

The Association's objectives are accomplished in the following manner:

- a) At least four get-togethers are to be arranged per year, in the form of cultural activities, film shows, excursions, picnics, lectures, etc.
- b) The Association is to keep members informed of matters of common interest such as Chartered Flights, Indian food, Indian Magazines, books and records, as well as the activities of other friendly Associations.
- c) Other activities to achieve the objectives of the Association can be further initiated.

5. Membership

- a) Anyone is eligible for membership to the Indian Association Baden and may request a membership form. The written application should be approved by the Executive Committee.
- b) Members who fail to meet their financial obligations towards the Associations despite a written reminder shall cease to be members. However, they shall still be obliged to equate their outstanding dues.
- c) The General Body, with a 2/3 majority of the members of the Association, can expel a member on a serious charge if it so desires.
- d) Yearly membership fee is at present

Fr. 36.- for single person

Fr. 48.- for a married couple

Pro rata membership fee is acceptable from the new members. Any changes in the membership fees have to be accepted by the majority of the General Body.

6. Finances

- a) The Association's income consists of:
 - i) yearly subscriptions collected from members
 - ii) net income from various functions
 - iii) income from the sale of publications
 - iv) income from property
 - v) donations
 - vi) other incidental income
- b) Members pay their membership fee yearly until the end of July.
- c) The business year is the calendar year.
- d) During one calendar year, the Executive Committee is only entitled, in addition to that year's income, to use a maximum of 20% of the Association's capital at the beginning of the year. Any amount over and above this requires the sanction of the General Body.
- e) The Annual Financial Report and the Auditor's Report (Article 9) must be mailed to the members at least ten days prior to the annual General Body Meeting.

7. General Body Meeting

- a) Members of the Association meet annually at the General Body Meeting. Written invitations are sent by the Executive Committee to the addresses of the members, as known to the Secretary, along with the Agenda, at least four weeks prior to the General Body Meeting.
- b) Members send their proposals for the Constitution amendment to the Association's address at least two weeks prior to the General Body Meeting.
- c) **The General Body has the following authorizations, provided at least 20% of the members are present:**
 - i) To take decisions on the proposals and reports of the Executive Committee, the financial Report, the Auditor's Report, and to relieve the Executive Committee.
 - ii) The election of the Executive Committee shall be in the following order:
 - the President
 - the Secretary
 - the Treasurer
 - four other membersFor each election-proposal the consent of the Person concerned is necessary.
 - iii) The election of the Auditors (Article 9)
 - iv) To take decisions on the proposals of members, on condition that these have been sent two weeks prior to the meeting.
 - v) To revise the annual subscriptions, if necessary.
 - vi) To dissolve the Association as per Article 11 of this Constitution.

d) Voting rights in the General Body Meeting:

- i) Every member has one vote.
- ii) A member may be represented by another member by way of a written authorization (proxy).
- iii) The General Body takes decisions and conducts elections by secret ballot, if necessary, on the basis of an absolute majority as far as the Swiss Law or this Constitution does not stipulate otherwise.

e) For amendments to the Constitution the approval of 2/3 majority of members present in the General Body Meeting is necessary.

- f) Extraordinary General Body Meetings can, if necessary, be called by the Executive Committee. The Executive Committee is also obliged to call an Extraordinary General Body Meeting if so requested by submission of a written petition, giving the reasons and signed by at least 20% of the members.

8. The Executive Committee

- a) The Executive Committee consists of:
 - the President
 - the Secretary
 - the Treasurer
 - four other members
- b) The period of office of the Executive Committee is one year. The same Committee or any member or members of it can be re-elected. An Executive Committee member, giving a month's notice, can resign from the Executive Committee. This member can be replaced by a new one either by calling an Extraordinary General Body Meeting or by unanimous nomination through the Committee members.
- c) The executive Committee is empowered to take decisions only if at least four members are present. Decisions are taken on the absolute majority of votes of those members present. In case of a tie, the President will have the right to use the casting vote.
- d) Responsibilities:
 - i) It guides and promotes the activities of the Association and sets the working programme.
 - ii) It makes arrangements for the General Body Meetings and executes its decisions.
 - iii) It organizes shows and conferences.
 - iv) It keeps contact with national and international organizations having similar objectives as the Indian Association Baden.

Indian Association Baden, GBM Approved by-laws

5. The Membership

- Family Membership: Father, Mother and their Children under 18 years of age. Membership fee CHF 100.00 per year.
- Student Member: A young person between the age of 19 and 25 years of age, studying in a Government affiliated Institute. Membership fee CHF25.00 per year.
- Single Membership: Any person above 25 years of age. Membership fee CHF 65.00 per year.
- Guest: The non-members and the resident permit holders are treated as guest and pay event entry charges accordingly. Only the short time visitors coming from India pay event entry charges like a Member.
- A new member joining the IAB from 1st January until 30th June of the year will pay full years Membership.
- A new member joining the IAB from 1st July until 31stDecember of the year will pay half of years Membership.

6. Finances

- During one calendar year the Executive Committee is only entitled to donate or sponsor CHF 1000.00. Any amount over and above this requires the sanction of General Body.
- The Annual Financial Report and the Auditor's Report (Article 9) can be given to the Members just before General Body meeting Starts.

9. Control of Accounts

- The yearly accounts are closed on 31st December and are controlled by two Auditors who are not members of the Executive Committee. The General Body elects two Auditors for a period of one year. They check the accounts of The Association and give a report in writing to the Executive Committee for further approval by General Body.