

## STATUTE

of the Association

“BEACHMED Community for Mediterranean sustainable coasts – Association of Social Promotion”

**BEACHMED aps**

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## Article 1. **Statute**

- 1.1. This Statute rules and disciplines, in accordance with D. Lgs. 117/2017 (later "Code"), the Italian Civil Code and the Italian legislation on the subject, the Third Sector Entity called "**BEACHMED Community for Mediterranean sustainable coasts, Association of Social Promotion**", in short, "**BEACHMED aps**".
- 1.2. It takes the legal form of unrecognized (i.e. without legal personality), non-party and non-confessional association.
- 1.3. The acronym "aps" can be included in the name, automatically and will be expendable in relations with third parties, in acts, correspondence and communications with the public only after having obtained registration in the Regional Register of Social Promotion Associations or, if operational, in the Unified National Register of the Third Sector
- 1.4. The Association is headquartered in Italy, in the municipality of Marino (RM), Largo Paradiso No.2c.
- 1.5. The Association can change its domicile which, however, must remain in Italy even if secondary offices can be established anywhere if deemed useful.
- 1.6. The Association's website is [www.beachmed.eu](http://www.beachmed.eu).
- 1.7. The transfer of the legal office does not involve a statutory change, but the obligation to communicate to the offices in charge.
- 1.8. The Association is not time limited.

## Article 2. **Regulation**

- 2.1. The Assembly may decide on the possible regulation of the implementation of the statute for the discipline of the most particular organizational aspects.

## Article 3. **Efficiency of the Statute**

- 3.1. The Statute binds the associates to its observance; it is the fundamental rule of conduct of the association's activity.

## Article 4. **Interpretation of the Statute**

- 4.1. The statute is assessed according to the rules of the contracts and according to the criteria of Article 12 of the Italian Civil Code.

## Article 5. **Purposes**

- 5.1. The Association aims at forming and promoting an effective community for the Mediterranean coastal zone protection and its sustainable development, integrated with its surroundings.
- 5.2. By the term of coastal zone protection and sustainable development we refer to the principles of the Protocol for Integrated Coastal Zone Management (ICZM) signed in Madrid, on 21 January 2008 and of the "Bologna Charter" signed by 28 coastal regional Administrations of the Mediterranean in their versions of 2007 and 2012, including as well hinterland zones and territorial sea for a fully integrated vision and action.

- 5.3. To accomplish these principles, the Association intends to build and keep strong and permanent relations between peripheral regions, coastal administrations, researching and entrepreneurial communities and other interested stakeholders, both private and public, to face the coastal erosion, the climate change effects, the littoralization and other threats jeopardizing in general the sustainable development of the coastal zones, their hinterlands and their maritime surrounding spaces.
- 5.4. The Association will seek the above-mentioned purposes working in tight collaboration with Public Administrations, Universities/Research Institutes, Marine/Coastal Protected Areas and Reserves, Maritime Construction Companies, Seaside Operators, Fishing Companies, Hinterland Farmers, Local Communities and any other stakeholder involved was deemed necessary.
- 5.5. Under the legal aspect, the main Objective of the Association concerns the protection and the sustainable development and the enhancement of the Nature and the Environment with reference to the coastal zones and their ecosystems and contextual surroundings (seaward and landward) along the Mediterranean basin.

## **Article 6. Activities of General Interest**

- 6.1. The Association, having to indicate the Activities of General Interest to exercise, non-profit, identifying them among those included in the art. 5 . comma 1 of the Code itself, decides to exercise exclusively or principally, the activities identified in the letters e), g), h), i) and y) and in detail:
- e) interventions and services aimed at safeguarding and improving environmental conditions and the shrewd and rational use of natural resources, excluding the usual activity of collecting and recycling urban special and dangerous waste;  
....
  - g) university and postgraduate education;
  - h) scientific research of particular social interest;
  - i) organization and management of cultural, artistic or recreational activities of social interest, including activities, including editorials, promoting and disseminating the culture and practice of volunteering and activities of general interest mentioned in this article;  
.....
  - y) civil protection under the Act 24 February 1992, No. 225, and subsequent amendments.
- 6.2. The Association aims to carry out these activities mainly in favour of its members or third parties, mainly using the voluntary activity (structured or occasional) of its associates.

## **Article 7. Actions**

- 7.1. By way of example and not exhaustive, the actions to be undertaken within the framework of the Activities of General Interest above-mentioned, will come into being through **the accomplishment of the objectives of the Bologna Charter**, summarised as follows:

- to help building a network of the coastal Observatories aimed to identify common standards in coastal survey activities harmonised with the INSPIRE Directive, to analyse coastal morphological dynamics in the Mediterranean, to share monitoring services;
- to enhance capacity of erosion survey, flood hazard and methods of governance along the Mediterranean coasts in order to update and upgrade the experiences already acquired by several Regions in such a way that these ones could be more suitable for territorial planning at a regional level and compliant with the Flood Directive (2007/60/EC);
- to promote the sustainable use of the strategic resources like the coastal territory and its hinterland to prevent the “littoralization” processes and encourage smart&green agriculture and circular economy;
- to individuate, characterise and promote the sustainable use of the strategic resources like the coastal and submarine stocks of sediments to face the coastal erosion and Climate Change effects, also favouring new rules and new trade relationship between all Mediterranean countries;
- to foster integrated territorial planning, where necessary, along with the principles of Integrated Coastal Zone Management, Maritime Spatial Planning, Flood Directive in order to help the sustainable development of peripheral regions, favouring climate change adaptation and flood risk prevention;
- to design and execute structural works along Mediterranean regions consistently with the above-mentioned integrated planning processes, for the concrete implementation of an adaptation policy to the natural and anthropogenic risks of the coastal zones and its hinterland;
- to foster project-clustering initiatives like “FACECOAST – Face the challenge of climate change in the Mediterranean coastal zones”, launched within the Capitalisation process started by the European MED Program, in order to strengthen cooperation among Regions, Coastal Administrations, Universities and other stakeholders, maximizing results and favouring potential synergies.

7.2. The Association will spend special attention to the **marine, coastal and hinterland protected areas** which can represent a good field for innovative approaches in terms of circular, green and blue economies.

7.3. The Association will encourage collective and collaborative projects among involved communities and will facilitate, in whatever way possible, the creation/development of local, regional, national and Mediterranean working groups (like the National Board on Coastal Erosion set up by the Italian Ministry of the Environment or the National Network of the coastal Observatories established by the French Ministry of “Transition Ecologique et Solidaire”), providing new opportunities for linkages in a way that enhances their cooperation.

7.4. The Association engages itself to collaborate with other associations or communities working in analogous or complementary issues, trying to develop synergies and avoiding overlaps, duplications or worthless competitions.

## Article 8. **Performable Services**

- 8.1. The Association's activities will be structured according to the following categories of specific benefits as an indication and not an exhaustive one:
- **Networking/clustering:** community's animation by using all the available tools (website, online meetings, forum, contacts, etc.) in order to create and maintain relations between associations, partnerships of European projects, Public Administrations, international networks and organisations, coastal operators and any concerned stakeholder group.
  - **Promotion/Dissemination:** organization of and participation to meetings, workshops, seminars, conferences, and production of documents (brochures, leaflets, papers, etc.) to promote initiatives complying with BEACHMED main aims; opening of a web-space for news, contributes, downloadable applications, data base for documents, geo-referenced info and projects, administrative and communication services (videoconferences, events management, online adhesions and payments for the initiatives of the Association, etc.).
  - **European/International planning:** participation to European/International calls for projects compliant with the Association's objectives, by helping Public Administrations and other concerned actors, during the preparatory and negotiation phases and working in partnership during the implementation phase of the projects.
  - **Consulting/field operations:** free consulting and assistance in favour of third Public Administrations to enhance Bologna Charter objectives and start new initiatives; consulting fee-based in favour of BEACHMED partners (enterprises, associations, public administrations associated, private companies, single members, etc.) and third actors when necessary also through conventions with research centres, institutes and laboratories of both public and private universities, UE and UN bodies, etc.; field operations inspired to the "impact investing".
- 8.2. The Association may exercise, in accordance with art. 6 of the Code, activities other than those of general interest, secondary and instrumental with respect to the latter, according to criteria and limits that will be defined by a special Ministerial Decree. Their identification is carried out by the Board of Counselors.
- 8.3. The association may also carry out fundraising activities, in accordance with the principles of truth, transparency and fairness with supporters and the public, in accordance with the provisions contained in art. 7 of the Code
- 8.4. The Association will make particular reference to the operating grants provided by the European Union specifically for the associations of the Third Sector like BEACHMED aps as it is committed to the purposes of general EU interest, it is active in the field of the environment and it is involved in promoting development, implementation and enforcement of EU policy and legislation in this area.

## Article 9. **Admission of Members**

- 9.1. Members of the association can be individuals and other associations of social promotion (APS) sharing the purpose and finalities of membership and committing themselves to carrying out activities of general interest not-for profit.
- 9.2. Other third-sector or non-profit bodies may join the Association on the condition that their number does not exceed fifty per cent of the number of the APS existing members.

- 9.3. The number of associates is unlimited but, in any case, cannot be less than the minimum number required by law (7). If the number falls below the minimum required after the constitution, the association will have to give timely notice to the Office of the Unified National Register and integrate the number within a year.
- 9.4. Admission to the association is decided by the Board of Directors (later Board) on the request of the person concerned according to non-discriminatory criteria, consistent with the purposes pursued and activities of general interest. The deliberation is communicated to the person concerned and noted in the associates' book.
- 9.5. If the application is rejected, the Council communicates the decision to the person concerned within 120 days, motivating it.
- 9.6. The would-be associate may, within 60 days of such a rejection notice, request that the Assembly give its decision on the application at the next convocation.
- 9.7. Admission to the associate is indefinite, notwithstanding the right of withdrawal.
- 9.8. The category of temporary associates is not allowed.
- 9.9. The Association has six categories of members:
- Ordinary Member: any individual person of legal age approving purposes and rules of the Association, can become ordinary member of the Association.
  - Honorary Member: Assembly may decide unanimously to invite some people, for their special and known merits in the field of interest of the Association, to become Honorary Member.
  - Contributing Member: any individual member which offers additional contribution to the basic fee.
  - Founding Member: all the persons who were participating to the establishment of the Association and all the people subscribing to the Association within one month from its institution.
  - Junior Member: any individual member aged less than 30 years
  - Collective Member: any legally institutionalized organization (public or private) who wants to promote the activity of the Association.
- 9.10. Those of which the demand for membership has been approved as provided in this Statute, are eligible to be individual members of the Association on payment of the membership fee prescribed in or fixed under these rules. Honorary Members are exempted to pay any membership fee.
- 9.11. Each member will be registered on the official platform of the Association with a personal account. All personal information will be kept in accordance with applicable law as a result of an express authorization by the members.
- 9.12. Provided that the protection of the right of association is assured by the different legislations and stated in particular in the article 18 of the Italian Constitutional Chart, where such a right must be capable of being exercised without authorization, any member inspires his own action on the basis of the correctness of the relationships and the respect of the laws and any specific rules under which he/she himself/herself operates; civil servants in particular can offer their

support to the Association, in terms of information and assistance, compatibly with their public mission and, in case, under explicit authorization of their superiors.

9.13. The Board will consider applications for affiliation by existent associations and networks of stakeholders. The benefits and responsibilities of such affiliations will be defined by the Board.

## **Article 10. Membership Fees**

10.1. The Association has a yearly fee, which entitles to membership for one year.

10.2. Membership fees are non-transferable, non-refundable and not re-valuable.

10.3. The fees for every category of member are determined by the Board with a specific determination. However, at the establishment of the Association, the fees are provisionally determined as follows:

- Ordinary Member: € 30,00
- Honorary Member: € 0,00
- Contributing Member: > € 30,00
- Founding Member: € 30,00
- Junior member: € 10,00
- Collective Member: € 50,00

10.4. Membership fees can be paid to the Association by the registration to the official website portal which allows several ways of payment.

## **Article 11. Rights and duties of the members**

11.1. Members have equal rights and duties.

11.2. Members have the right to:

- elect social bodies and be elected to them;
- be informed about the association's activities and monitor their progress;
- take note of the agenda of the assemblies;
- examine the social books referred to in art. 25 by requesting them to the Board where they are not available online;
- vote in the Assembly if registered in the association book and in accordance with the payment of the membership fee, if provided;
- to denounce the facts which they deem censorable under art. 29 of the Code;

11.3. Members are obliged to:

- comply with this Statute and any internal regulation;
- pay, if provided, the membership fee according to the amount, the arrangements for payment and the annual deadlines set by the Board.

11.4. The Association in its activities and in the activities of its bodies is inspired by the respect for the principles of democracy, equal opportunity, equality of all associates and electability of social offices.

## **Article 12. Volunteers and voluntary activity**

- 12.1. The Association can use volunteers to carry out its activities; in this case, the Association has to enter in a specific register of volunteers carrying out their activities in a non-occasional way.
- 12.2. The volunteer carries out his/her work on behalf of the community and the common good in a personal, spontaneous, and freeway, not for profit, not even indirect and exclusively for the purpose of solidarity.
- 12.3. The associate who occasionally assists social bodies in carrying out their duties is not considered a volunteer. The status of non-occasional volunteer is incompatible with any form of subordinate or self-employment relationship and any other paid employment relationship with the association.
- 12.4. The activity of the non-occasional volunteer cannot be paid in any way, even by the beneficiary. Volunteer associates can only be reimbursed for the expenses actually incurred and documented for the activity provided, within the maximum limits and the conditions previously established by the association. Lump sum expense refunds are prohibited.

### **Article 13. Loss of the Membership Status**

- 13.1. Members have the right to resign from the Association and they can do so simply by write-off their own personal account on the official website platform or sending a note to the official e-mail of the Association ([secretariat@beachmed.eu](mailto:secretariat@beachmed.eu)).
- 13.2. A person ceases to be a member of the Association for these reasons:
  - in the event of his/her death;
  - the member fails to observe the payment of the membership fee within three months of the expiration date of the last paid fee;
  - resignation from the membership;
  - expulsion from the Association by the Board or by a simple majority of vote cast at an Assembly of the Association convened for that purpose.
- 13.3. The Board can expel a member from the Association if the member has failed to pay the overdue membership fee and/or otherwise failed to perform the duties subscribed by him/her to becoming a member of the Association and/or remarkably harmed the Association during his/her activity within or outside the Association itself and/or at last whether s/he does not fulfil anymore the conditions of membership listed in the Statute or in the Rules of the Association.
- 13.4. The member, in case of expulsion, has the right to approach the Italian Judicial Authorities within 6 months from the notification of the decision.

### **Article 14. Social Bodies**

- 14.1. The governing bodies of the Association are:
  - The Assembly
  - The Board of Counselors
  - The President and Vice-President
  - The Treasurer
  - The Executive Secretariat

- Supervisory body
- Audit body

- 14.2. The Board of Counselors, together with the President, the Vice-president and the Treasurer which are part of it, represents the administrative body of the Association.
- 14.3. The Association intends to be fully compliant with gender balance in composing decision-making bodies and will put in practice every action to achieve this objective avoiding however sterile automatisms.

### **Article 15. The Assembly**

- 15.1. The Assembly is the sovereign body and is formed by all the members duly registered in the Members Book before the date of its convocation and in accordance with the payment of the membership fee, where provided.
- 15.2. Each associate is entitled to a vote and can be represented by another associate, by giving written delegation. Each associate can represent up to three associates or up to a maximum of five if the number of associates is greater than five hundred
- 15.3. The assembly is chaired by the President of the Association or, in his/her absence, by the Vice-president or, in exceptional cases and of greater force, by a person appointed to preside over by the participants at the assembly.
- 15.4. It is summoned at least once a year by the President of the Association or, in case of momentary unavailability, by the Vice-president, by notice published on the Association's website at least 45 days before the date of the meeting and containing the date of the meeting, the time, the place, the agenda and the eventual date of the second convocation.
- 15.5. This communication can also be made by means of e-mails sent to the delivery resulting from the Members' book.
- 15.6. The Assembly is also convened at the request of at least one-tenth of its members or when the majority of the Board deems it necessary.
- 15.7. The votes are open, except when the Assembly decides differently.
- 15.8. The minutes of the Assembly are drawn up, signed by the President and the minute taker and kept at the headquarters of the association.
- 15.9. The Assembly can be ordinary or extraordinary. It is extraordinary when convened for the amendment of this Statute or the dissolution of the association. It is ordinary in all other cases.

### **Article 16. Assembly tasks**

- 16.1. The Assembly reports its internal talks and shall take its decisions by written deliberations, progressively numbered and published on the official website within the shortest time.
- 16.2. The Assembly shall decide on:
- the Association domicile;
  - the social activity guidelines;
  - the provisional and final budget approval and the social balance approval, if required;
  - the election of the President, the Vice-president and the Treasurer;
  - the election of the other Board members under President's proposal;

- the selection of the supervisory body and audit body members, if required;
- the tasks of the members of social bodies and the legal actions towards the latter;
- the exclusion of the members, after the Board decision, if required by the interested person;
- the amendments of this Statute;
- the regulation of the Assembly , where required;
- the dissolution, the transformation, the merger or spin-off of the Association;
- the other issues ascribed by the law, the Constitutive Act or the Statute to its competence;

### **Article 17. Ordinary Assembly**

- 17.1. The ordinary Assembly is regularly constituted in the first convocation with the presence of half plus one of the associates, present on their own or by proxy, and in the second convocation whatever the number of associates present, on their own or in delegation.
- 17.2. The assembly deliberates by a majority of the votes of those present with a minimum quorum of 7 members.
- 17.3. Under Article 24, paragraph 4 of the Code, the Assembly may be held by telecommunication means, or the vote may be cast electronically, where the identity of the associate who participates and votes is guaranteed.
- 17.4. In the resolutions of the approval of the budget and those concerning their responsibility, the President, the Vice-President and the Treasurer do not have the right to vote.
- 17.5. The Assembly generally operates according to the following steps:
- Opening of the Assembly;
  - Election of the Registrar Secretary (if the Treasurer is unable to exercise his/her duties);
  - Notification of quorum achievement and declaration of validity of the Assembly;
  - Acceptance of the Agenda considering the inclusion of other business at the discretion of the President;
  - Opening of the debate for each Agenda point;
  - Voting on any decisions to be taken;
  - Assembly closing statement.

### **Article 18. Extraordinary Assembly**

- 18.1. The extraordinary assembly is convened to change the Statute of the association with the presence of at least half plus one of the associates and the favourable vote of the majority of those present or to decide the dissolution of the Association and its liquidation as well as the devolution of the assets, by the favourable vote of at least 3/4 of those present.

### **Article 19. The Board of Counselors**

- 19.1. The Board of Counselors (later Board) is the administrative body of the association and operates for the implementation of the wills and the general guidelines of the assembly to which it responds directly and by which it can be revoked.

- 19.2. The President of the Board is the President of the Association
- 19.3. The Board is composed of the President, the Vice-president, the Treasure and of at least 4 and at most 14 other members elected by the Assembly except when the Association is in its establishing phase during which the members of the Board can become the founding members asking for that, upon acceptance of the Board members already in charge.
- 19.4. At the first Assembly, the composition of the BOARD is ratified with the possibility of integrating it within the limits of the previous comma.
- 19.5. The Board is preferably composed of regional representatives from the Mediterranean basin and to this end it will be useful to select **Territorial Secretaries** to promote and monitor the operative aspects in the most effective way along the Mediterranean coastal regions.
- 19.6. The Board is elected in office for a term of 4 years. The Board expires with all its members.
- 19.7. The Board meetings are valid when the majority of its members is present
- 19.8. The Board meetings are as a rule held online as email discussions or by the help of specific services designated for this purpose. In that case, the presence of each member must be verified online and the vote, once pronounced the end of the discussion, must be expressed, if necessary, within 12 hours.
- 19.9. The Board has the right to invite the former President, Vice-president and/or one other past Board member to be co-opted to the new Board, to strengthen continuity. These co-opted members have no voting rights but full right to participate at Board meetings.
- 19.10. The Board holds a meeting from the invitation of the President or, when the President has a temporary impediment, the Vice-president or when at least half of the Board members demand it.
- 19.11. Votes are open and decided by majority rule. If the votes are divided evenly, the vote of the President is decisive.
- 19.12. The Board shall take its decisions by written determinations, progressively numbered and published on the official web site within the shortest time.
- 19.13. Regarding ineligibility or forfeiture of office for Board members, article 2382 of the Italian Civil Code shall be applied. The conflict of interest of the Board members will be regulated with regard to the article 2475-ter of the Italian Civil Code.
- 19.14. The Board may appoint non-standing Committees and ad-hoc working groups operating under its supervision.
- 19.15. The Board can delegate one or more functions to the President or the Vice-President.
- 19.16. The Board carries out all acts of ordinary and extraordinary administration whose competence is not by law of exclusive relevance of the Assembly. In particular, among other tasks, the Board:
  - administers the Association;
  - puts in practice Assembly's deliberations;
  - prepares the operating budget, and, if provided, the social budget, submits them to the approval of the Assembly and takes care of the additional requirements provided by the law;
  - prepares all the elements useful to the Assembly for the forecasting and economic planning of the year;

- give mandate for the stipulation of all acts and contracts related to members' activities;
- takes care of the maintenance of the social books and of its competence;
- is responsible for the fulfilments associated with registration to the RUNTS (National Unified Register of the Third Sector) ;
- regulates the admission and exclusion of associates unless their appeal to the Assembly;
- decides on membership fees;

19.17. The power of representation given to counsellors is general, so the limitations of that power are not opposable to third parties if these limitations are not registered in the RUNTS or if it is not proven that third parties were aware of it.

## **Article 20. The President and Vice-president**

- 20.1. The President has the legal and judicial representation of the Association.
- 20.2. The President and the Vice-president are part of the administrative body and are elected by the Assembly except when the Association is in its establishing phase in which case they are designated by the members signing the Constitutive Act.
- 20.3. The President and the Vice-president are in charge as the Board and cease for expiring of the mandate for voluntary resignation or for possible lifting decided by the Assembly. The President and the Vicepresident cannot be re-elected for 2 terms if consecutive.
- 20.4. At least one month before the end of his/her term, the President convenes the Assembly for the election of the new President and the Board.
- 20.5. The President convenes and presides over the Assembly and the Board, carries out the ordinary administration based on the directives of these bodies, referring to the Board about the activity carried out.
- 20.6. The Vice-president replaces the President in all his/her attributions whenever s/he is unable to exercise his/her duties.

## **Article 21. The Treasurer**

- 21.1. The Treasurer is a part of the administrative body and is elected by the Assembly except when the Association is in its establishing phase, during which the Treasurer is designated by the members signing the Constitutive Act. The Treasure cannot be re-elected for 2 terms if consecutive.
- 21.2. The Treasurer has the responsibility of the following duties:
  - keep the list of members and their addresses up to date;
  - write the minutes of the meetings of the Board and the Assembly;
  - take care of the administrative and accounting acts of the Association;
  - take care of all the funds and the accounting books;
  - take care of the social books concerning the administrative body;
  - take care of the deposits and the Association assets using suitable ways of management and protection.

- 21.3. The Treasurer can act by the help of an external consultant and of the members of the Executive Secretariat.
- 21.4. The Treasurer carries out his/her work on the basis of the President's instructions, referring to the latter and the Board regarding the activity accomplished, highlighting any useful elements for the proper accounting and financial management of the Association.

## **Article 22. The Executive Secretariat and the Signatories**

- 22.1. Any official act of the Association must be signed by the President who has the full representation of the Association or, in case of temporary impediment duly recorded, by the Vice-President.
- 22.2. The President, the Vice-President, the Treasurer, and two members of the Board (preferably two Territorial Secretaries) nominated by the President, form the Executive Secretariat.
- 22.3. The Executive Secretariat, along the implementation of what was deliberated by the Board, is responsible for preparing contracts, agreements, conventions, and any other obligations to be submitted to the signature of those who have representation.
- 22.4. Any official act which includes an accounting or financial engagement, must be signed by the President or, in case of temporary impediment duly recorded, by the Vice-President. Of such kind of acts the Treasurer must be formally made aware of.
- 22.5. The Board may grant a person the right to act as a signatory of the Association by making a separate decision about it.

## **Article 23. Supervisory Body**

- 23.1. The supervisory body, also monocratic, is appointed in the cases and ways provided by the Code, namely when two of the following limits are exceeded for two consecutive exercises:
- total assets of the balance sheet: 110,000.00 euros;
  - revenues, annuities, income, revenue anyway called: 220,000.00 euros;
  - employees employed on average during the year: 5 units.
- 23.2. The Supervisory Body:
- monitors compliance with the law, the statute and compliance with the principles of proper administration;
  - oversees the adequacy of the organisational, administrative and accounting structure and its concrete functioning;
  - carries out tasks to monitor the observance of civic, solidarity and social purposes;
  - certifies that the social balance was written in compliance with the guidelines mentioned in the art.14 of the Code. The social budget acknowledges the results of the monitoring carried out.
- 23.3. It may exercise, when exceeding the limits set by the Code, the legal review of accounts. In this case, it must be constituted by legal auditors enrolled in the appropriate public register.

23.4. The Supervisory Board member may at any time carry out inspection and monitoring acts and, for this purpose, may ask the administrators for information on the progress of social operations or certain business.

#### **Article 24. Audit Body**

24.1. It is named in the cases and ways provided by the Code namely when two of the following limits pass for two consecutive exercises:

- total assets of the balance sheet: 1,100,000.00 euros;
- revenues, annuities, income, revenue anyway called: 2,200,000.00 euros;
- employees employed on average during the year: 12 units.

24.2. It is formed by an auditor registered in the appropriate public register.

#### **Article 25. Social books**

25.1. The Association has an obligation to keep the following social books:

- the associates' book;
- the book of the meetings and deliberations of the Assembly, in which the minutes written as public act must also be transcribed;
- the book of the gatherings and deliberations of the Board;
- the books of gatherings, where constituted, of the control body and other social bodies;
- volunteers' register.

25.2. All associates, in accordance with the payment of the membership fee, have the right to examine the social books that will normally be published on the official website of the Association or made accessible on the site by access reserved to associates.

#### **Article 26. Economic resources**

26.1. The association's economic resources consist of:

- membership fees;
- public and private contributions;
- donations and wills;
- annuities;
- fundraising activities;
- reimbursements from conventions;
- any other entry allowed under the Code.

#### **Article 27. Goods**

27.1. The assets of the association are real estate, registered mobile assets and mobile goods. Real estate and registered mobile assets can be purchased by the association, and are in its name.

- 27.2. Real estate, registered mobile assets, as well as mobile assets that are located at the association's headquarters are listed in the inventory, which is deposited at the association's headquarters and can be consulted by associates.

## **Article 28. Prohibition of distribution of profits and obligation to use assets**

- 28.1. The association prohibits distributing, even indirectly, operating profits and surpluses as well as funds, of reserves or capital, during one's life under the Code, as well as the obligation to use the assets, including any revenues, annuities, income, however they are named, for the conduct of the statutory activity for the only finality of the purposes provided.

## **Article 29. Budget**

- 29.1. The association's operating budget is annual and starts on 1 January each year. It is drawn up under Articles 13 and 87 of the Code and its implementation rules and must accurately and correctly represent the economic and financial performance of the Association.
- 29.2. The budget is prepared by the Board through the Treasurer and is approved by the ordinary assembly within 4 months of the end of the financial year to which the final report refers to the final and filed with the National Unified Register of the Third Sector by June 30 of each year.

## **Article 30. Social Budget**

- 30.1. It is drawn up in the cases and ways provided for by art. 14 of the Code.

## **Article 31. Conventions**

- 31.1. The conventions between the Association and the Public Administrations referred to in art. 56 paragraph 1 of the Code, are decided by the Board, which also determines how it is implemented, and are stipulated by the President of the Association, as its legal representative.
- 31.2. A copy of each convention is kept, by the Treasurer, at the headquarters of the Association or, if written in digital form, on the reference server of the official website of the Association.

## **Article 32. Paid staff**

- 32.1. The Association may envisage a retribution for the members of the administrative body within the limits of what stated in the art.8 of the Code.
- 32.2. The Association (being of Social Promotion) may employ paid staff and make use of self-employment activities or other typology of services, even performed from its associates, within the limits of art. 36 of the Code.
- 32.3. The relationship between the Association and the paid staff is governed by the law and the appropriate regulation adopted by the association, if needed.

## **Article 33. Responsibilities and insurance of volunteers**

- 33.1. Volunteers who perform voluntary activity non-occasionally are insured for illness, injury, and liability to third parties under art. 18 of the Code.

#### **Article 34. Responsibilities of the Association**

- 34.1. For obligations taken by the people representing the association, third parties can assert their rights to the common fund. The persons who acted in the name and on behalf of the Association respond personally and solidly to the obligations taken.

#### **Article 35. Association Insurance**

- 35.1. The Association can insure for damages arising from contractual and non-contractual liability of the association itself.

#### **Article 36. Heritage devolution**

- 36.1. In the event of extinction or dissolution, the remaining assets are donated, except for the other destination imposed by law, to other Third Sector entities, as required by art. 9 of the Code.

#### **Article 37. Transitional rule**

- 36.2. All the requirements related to the registration of the RUNTS (National Unified Register of Third Sector), which appear to be incompatible with the current discipline, are applied as soon as RUNTS itself enters into force.
- 36.3. The acronym aps can be included in the name, automatically and will be expendable in relations with third parties, in acts, correspondence and communications with the public only after obtaining the registration in the RUNTS.

#### **Article 38. Final provisions**

- 37.1. Although not provided for in this Statute, it refers to the existing regulations and the general principles of the Italian and European legal system.
- 37.2. This Statute was written in three languages: Italian, English, and French. However, the document with legal validity is the Italian one.