

DSV GERMAN SCHOOL ASSOCIATION IN JEDDAH

ARTICLES OF ASSOCIATION

GERMAN SCHOOL ASSOCIATION IN JEDDAH

(Resolved in this version by the General Assembly on 16 Oct. 1985)

NAME, HEADQUARTERS, PURPOSE OF THE ASSOCIATION AND THE SCHOOL

§ 1 NAME AND SEAT OF ASSOCIATION

The name of the association is: "GERMAN SCHOOL ASSOCIATION JEDDAH". Its headquarters is in Jeddah, C /O Consulate General of the Federal Republic of Germany, P.O. Box No.126 postal address in Germany: P.O. Box 1500, 53105 Bonn.

The German School Jeddah is a German Association with its own legal competence according to bestowal by the Federal Interior Ministry, pursuant to the Civil Code Article 23, dated 18 November 1985.

§ 2 PURPOSE AND SCOPE OF THE SCHOOL AND ASSOCIATION

(1) The purpose of the association is to establish and maintain a school including Kindergarten / preschool for German speaker pupils.

(Saudi Arabian International School, German Branch)

(2) The school serves the aim to make possible for its pupils, an education based on German education goals under applying of German teaching plans and usually directed towards German graduation certificates.

(3) In addition to this, the school undertakes the task to make the pupils acquainted with the culture and language of Saudi Arabia, as well as to foster human, cultural links and to encourage mutual understanding through activities outside the school.

(4) Within the frame work of this goal, the school is opened for non-Germans pupils provided that they speak German, the capacity of the school allows that and the law of the country does not oppose this.

(5) The structure of the school is oriented towards this objective and will be determined in details in consultation with the Foreign Office with co-operation of the Consulate General of the Federal Republic of Germany in Jeddah.

MEMBERSHIP

§ 3 MEMBERS

(1) Any natural person, who is 18 years old can be a member of the association, usually dominants the German language sufficiently and agrees with the purpose of the association (§ 2) as well as with the subscription order in its respective version. Applicants must submit a written admission application to the Board and are committed to pay a yearly subscription, which is determined by the General Assembly.

(2) Legal persons can be members of the Association. They can send a representative with the right to vote, who sufficiently dominants the German language, to the General Assembly.

§ 4 ADMISSION

The School Association Board decides by secret ballot by a two-thirds majority of members present about the admission. A rejection is made without reasons.

§ 5 HONORARY MEMBERS

Persons, who obtained special merits as regards the German School, the German language or cultural relations between the Federal Republic of Germany and Saudi Arabia, can be appointed by the General Assembly upon request of the school Association Board, as honorary members of the association with the right to vote.

§ 6 TERMINATION THE OF MEMBERSHIP

(1) Membership expires by death, resignation or exclusion of the Members from the association. The membership also expires if the membership subscription due at the beginning of the school year has not been paid till the end of yea, prior to a written notice.

(2) The withdrawal has to be handed over in writing to the School Association Board and shall become effective at the end the school year.

§ 7 EXCLUSION

(1) Members could be excluded by a decision of the School Association Board, if they harm the reputation or the interests of the Association by their conduct.

Before the decision, a chance has to be given to the person concerned to submit comments. The decision requires a two-thirds majority of members present. The affected member shall be informed by the decision according to the reason.

(2) The member has the right of appeal to the General Assembly against this decision. The decision of the later is final.

GENERAL ASSEMBLY

§ 8 DATES OF THE GENERAL ASSEMBLY

(1) The annual General Assembly should take place within two months after the start of the school year.

(2) Further, General Assemblies shall be held when they are decided by the School Association Board, or by at least a fifth of the members through a written application stating the reasons and handed over to the Chairman of the School Association Board. Then the General Assembly is held within three weeks.

§9 CALLING FOR MEETINGS

The General Assembly is called for and headed by the Chairman of the School Association Board. The invitation is made in writing stating the agenda and shall be sent ten days before the meeting.

§ 10 PRESENCE OF A QUORUM

(1) The General Assembly constitutes a quorum, if at least one eighth of the members are present at voting. Absent members can not be represented by the members present.

(2) If the Assembly is not quorum, the Chairman convenes a new one, which shall take place within fourteen days. The newly convened General Assembly is quorum independent of the number of members present.

§ 11 TASKS

Tasks of the General Assembly members are:

(1) Passing of a resolution about the minutes of the last General Assembly (Article 13 paragraph 2)

- (2) Receiving of the report of the Chairman about the activities of the School Association Board.
- (3) Receiving of the report of the school director.
- (4) Receiving of the report of the chartered accountant and cash auditor about the accounting of the School Association Board.
- (5) Approval of the financial management and of the annual financial statement.
- (6) Release of the School Association Board.
- (7) Passing of a resolution about the budget estimates submitted by the School Association Board for the new financial year.
- (8) Passing of a resolution about acquisition or disposal of assets or borrowing of loans as far as the School Association Board not authorized to. (See Article 20, paragraph 2.5)
- (9) Passing of a resolution about the amount of the members' subscription.
- (10) Passing of a resolution about the proposals of the School Association Board, which are conveyed in words to the members with the invitation to the General Assembly.
- (11) Passing of a resolution about the applications from the circle of the members, which have been submitted at least five days before the General Assembly to the School Association Board. Applications of the School Association Board, which were submitted later, could only be discussed or decided upon with the consent of the majority of members present.
- (12) Deciding about the appeal against the exclusion under § 7
- (13) Election of the School Association Board (pursuant to § 16).
- (14) Election of the chartered accountant and the cash auditor.

§ 12 VOTING

- (1) The decisions of the General Assembly are taken - unless otherwise specified - with a simple majority of members present. In the case of a tie, the vote of the Chairman of the Assembly shall be decisive.
- (2) Teachers and staff of the school have no voting right as regards the election or release of the Board.

§ 13 MINUTES

(1) Minutes shall be taken about the proceedings, which shall be signed by the Chairmen of the Assembly and the secretary.

(2) The Chairman of the School Association Board arranges for sending copies of the minutes to all members and to the head of the Consulate-General of the Federal Republic of Germany. Requests of amending the minute are recorded by the Chairman, and will be the subject of the next General Assembly.

§ 14 MEMBERS AND PERMANENT MEETING PARTICIPATORS

(1) The School Association Board consists of at least five members.

Eligible are only members of the school association. Non-eligible are teachers, employees, members of parents' council and the school director.

(2) At all meetings of the School Association Board, participators with an advisory votes are:

The head of the Consulate General of the Federal Republic of Germany in Jeddah or his representative and the school director.

SCHOOL ASSOCIATION BOARD

§ 15 FURTHER MEETING PARTICIPATORS

According to a decision of the of School Association Board further participants with an advisory vote, can be called to the meetings or to individual agenda items.

§16 TERM OF OFFICE AND SUCCESSION

(1) The term of office of a School Association Board member is two years. A re-election is possible.

(2) If a board member withdraws before the end of his term of office, the Board may complement itself by cooptation. The cooptation requires confirmation by the next General Assembly.

§17 OFFICES AND BYLAWS

(1) The School Association Board chooses from among its members the Chairman, the treasurer, the secretary and if necessary their deputies.

(2) The School Association Board provides itself with a bylaw.

(3) Language of discussion is German.

§18 DECISIONS AND THE QUORUM

(1) The decisions of the School Association Board, unless otherwise specified, are taken by the majority of votes of the present board members. In the case of a tie, the vote of the Chairman of the Assembly shall be decisive.

(2) The School Association Board constitutes a quorum if at least half of its members are present.

(3) If the Board becomes unqualified to decide by vote according to withdrawal of members, the head of the Consulate-General of the Federal Republic of Germany or his representative, if necessary, appoints a director, who is entitled to manage the entire business of the Board until the removal of the lack of quorum.

§ 19 CONVENING OF MEETINGS

The Chairman calls for the meetings of the School Association Board at least one week before the start of a meeting. Upon a request of two board members, the head of the Consulate General of Germany or the school director, the Chairman shall call within one week for a session.

§ 20 TASKS OF THE SCHOOL ASSOCIATION BOARD

(1) School Association Board settles all affairs of the association, unless the right of passing such decisions has been reserved by the members of the General Assembly. The board implements the decisions of the General Assembly.

(2) In particular, the School Association Board entrusts the following tasks:

1. Election, obligation and release of the school director.
2. Obligation and release of teachers and employees of the school, local preliminary decision about the service contracts, which set by the Federal Office of Administration-Central Office for the Educational System Abroad in Cologne mediated teachers, under co-operation of the school director, according to the rules stipulated in its service regulations.
3. Making a decision about the aims and structure of the school, in compliance with Article 2, paragraph 5.
4. Enforcement of the school regulations, which are proposed by the school director.
5. Giving advice and drawing budget estimates for the new financial year, taking into account the approval conditions for the German official support.
6. Providing the necessary funds for the school and monitoring compliance with the budgetary plan. The School Association Board decides about borrowing loans, with a short lifetime as a year, and whose amount individually or together with other loans must not exceed one twelfth of the annual budget.

7. Judicial and amicable representations of the school association, delivery and acceptance of legislative acts of any kind, unless they are dealing with movable and immovable assets, which are created with the resources of the Federal Republic of Germany.

8. Deciding about applications for school fees reduction.

9. Deciding about admission and dismissal of association members.

10. Calling for the meeting of the General Assembly and setting the agenda.

11. Deciding about regulatory measures as far as the school regulations provide so.

(3) Decisions, which affect the scope and nature of the German support, have to be taken in agreement with the head of the Consulate-General of Germany.

(4) Organizational Affairs of the school are regulated by the School Association Board in agreement with the school director, whose tasks and competence in the pedagogical and administrative area are set by the service regulations.

§ 21 SIGNING OF OFFICIAL DOCUMENTS

The legally binding signing of the official documents occurs through the signature of the Chairman or his deputy and another member of the School Association Board. As far there are issues, which can affect the extent and nature of the German support, therefore, the in-advance approval of the head of the responsible diplomatic or competent representation of the Federal Republic of Germany has to be secured. So long as the official documents touch upon the official field of the school director, he shall inspect them.

OTHER CONDITIONS

§22 RIGHTS AND DUTIES OF THE SCHOOL DIRECTOR

Rights and obligations of the school director, in particular his involvement in personnel decisions of the School Association Board are set by the service contract, the service regulations, the school regulations and the conference regulations.

§ 23 COLLABORATION OF TEACHERS, PUPILS AND PARENTS

The School Association Board cares that the teachers, pupils and parents are allowed to have a suitable collaboration and participation in the school life in accordance with the existing regulations of the school.

§ 24 AUDITING

(1) The General Assembly chooses, two auditors, who have to supervise the entire

assets management, particularly the cash sector, as well as the budget and to check the annual financial statement after completion.

(2) The election of auditors takes place each of the following financial year. A re-election is possible.

§ 25 SPECIAL COMMITMENTS OF THE SCHOOL ASSOCIATION AND THE SCHOOL

(1) The duties and internal responsibility of the association are regulated by this articles of association. At the same time it describes the basis for obtaining the legal capacity.

(2) There are also special regulating commitments of the school association and the school:

-- Against the competent local school authorities if the school inspection is perceived by them,

-- Against the Foreign Office and the Federal Administrative Office-Central Office for the Education System Abroad because of the support conditions,

-- Against the of Culture Ministers' Conference because of the teaching plans, the German examinations, the recognition of the school in terms of domestic rights and the working conditions of teachers.

§ 26 AMENDING OF THE ARTICLES OF ASSOCIATION

(1) An amendment of the articles of association can only be decided by the General Assembly of the school association with a majority of two thirds of the valid votes.

(2) Any change in the articles of association requires the approval of the Foreign Office.

§27 DISSOLUTION OF THE SCHOOL ASSOCIATION

(1) Dissolution of the school association can only be affected with the approval of three-quarters of all members having the right to vote.

(2) The liquidation of the association assets can only be made by one or several persons instructed by the Chairman.

(3) The existing assets have to be ceded then to the Federal Republic of Germany, with the determination that during a period of ten years a new German school should be kept in the same place. After the elapse of this period, the association assets, after consideration of the Foreign Office should be used for the purposes of other German schools abroad, primarily in the same country .

§ 28 ENTRY INTO FORCE

This articles of association enters in force on 16 October 1985.