

Statute of the Society

Scientific Academy for Service Technology (ServTech)

e.V.

§1

Name and Domicile

The Society carries the name “Scientific Academy for Service Technology (ServTech).” It is to be registered in the Register of Associations in Potsdam. After registry in the Register of Associations it will carry the appendage “e.V.” The domicile and place of jurisdiction of the society is Potsdam.

§2

Aims of the Society

1. The society pursues exclusively and directly non-profit making aims in the sense of the section "tax-privileged goals" of the fiscal code. The purpose of the society is the promotion of science, research, development, application and qualification in the area of software system integration and service-oriented software engineering. In particular, the aim of the statute is fulfilled through application oriented scientific research and development and the planning and staging of events and training courses in the field of software engineering as well as the integration of heterogeneous company applications. Results are to benefit the general good; for example through publications in specialist magazines, scholarly journals and in conference volumes.
2. The society employs academic and other personal in order to reach its aims.
3. The society is altruistic: it does not predominantly follow its own commercial ends. Society funds are to be employed only for purposes which correspond to the provisions of this statute.
4. The society may not accord expenditure or disproportionately high emolument to any natural or legal person whose own goals are not those of the society.
5. The society can be divided into different sections, according to subject or research area. The establishment of new sections can be carried out upon the recommendation of the executive

committee after a decision by the general meeting of members, reached by a 2/3 majority.

6. In pursuit of its goals, the society collaborates with different universities, companies, authorities and the appropriate organizations.

§3

Membership

Any natural or legal person can become a member of the society. The application for admission is to be addressed to the executive committee. Admission of new members follows the decision of the committee with a 2/3 majority. Upon admission, the new member is to acknowledge the statute of the society.

Membership expires upon death, notice of resignation or expulsion.

Resignation is possible under adherence to a period of notice of three months. It should be declared to the committee in writing in a registered letter.

The committee can expel a member from the society with a 2/3 majority on important grounds, if the behaviour of the member grossly infringes the interests of the society or its statutes. Notification is to follow in writing. Before the expulsion is pronounced by the committee, the member is to be given the opportunity to make a statement to the committee.

With the termination of the membership, all member rights resulting from membership expire as well as all claims upon the society.

§4

Rights and Duties of the Members

The members have the right to take part in the general meeting of members of the society, to make application and to exercise their vote. Every voting member has one vote.

Non-expended fees of a current financial year will be carried forward to a new balance in order to fulfil the aims of the society. Society funds may be used only for activities corresponding to the statutes of the society. The members are not permitted to participate in the profits and in their capacity as members may not take receipt of any other gratuities from funds of the society.

Upon leaving the society or its dissolution, they will receive nothing more than the common value of any contributions in kind made.

§5

Fees and Donations

The funds of the society will be raised in particular via public grants, donations, extraordinary grants, and through considerations for services rendered including fees.

Donation contributions must have been received before the end of the calendar year for which they are intended.

§ 6

Assets

The budget of the society is drawn up by the committee in consideration of the financial requirements of the society for the proximate year. Non-expended sums are carried forward to a new balance.

The closing accounts for the current business year is determined by the committee and audited by two individuals appointed by the general meeting of members.

§7

Organs of the Society

1. The organs of the society are:
 - a. The executive committee and
 - b. The general meeting of members

2. The committee of the society consists of a minimum of two (2) executive and up to three (3) further members, the committee members are elected by the general meeting of members for three years. The committee will draw up itself rules of procedure.

3. The committee, in the sense of § 26 BGB, consists of the two executive committee members.

They represent the society individually.

4. An annual general meeting of members will take place at least once a year. All members are to be invited to the AGM in writing. The AGM is summoned by the committee. A written application for a general meeting of members is sufficient to oblige the committee to summon a general meeting of members. The invitation to the general meeting of members from the committee must be issued at least 14 days before the date set for the meeting. The general meeting of members takes decisions with a simple majority; decisions regarding an alteration to the statutes requires a 2/3 majority. A decision is valid even without a general meeting of members, if all members are informed of the matter of the decision to be taken by in writing, by facsimile, or in electronic form (e-mail), and all members issue their assent in writing, by fax or in electronic form. Minutes are to be taken of the general meetings, and are to be signed by both the individual recording them, and one of the committee members. Decisions taken outside of a general meeting of members are to be documented in the same fashion.
5. The committee is responsible for all matters pertaining to the society as far as they are not expressly assigned to the general meeting by the statute. All committee members are engaged on voluntary basis.
6. The term of office of a committee member ends:
 - a) upon replacements after the expiry of the term of office;
 - b) upon resignation of the office;
 - c) upon dismissal by the general meeting of members;
 - d) upon the retirement or resignation of the committee member from the society;
 - e) upon death.

§8

Advisory Board

The society can summon an advisory board upon the decision of the executive committee. The advisory board is to support the society in an advisory capacity. Board members leave the board upon written notification to the committee or following a committee decision met by a 2/3 majority. The sessions of the advisory board are summoned and lead by the executive committee. The members of the advisory board are engaged on voluntary basis.

§9

Sponsoring Society

In order to promote the goals of the society, a general meeting of members can found a sponsoring society. The decision is to be carried out by the committee.

§10

Dissolution

Petitions for the dissolution of the society can be made only by the committee or from at least a quarter of the members of the society.

The decision regarding the dissolution of the society is to be taken by a 2/3 majority of all members at a general meeting of members summoned in the correct manner. If less than 2/3 of the members are present, a new meeting can be summoned which can resolve upon the dissolution with a simple majority of the members present.

The assets of the society, as far as they exceed the deposited capital share of the members and the common value of the contributions in kind made by the members is transferred to an official establishment or a non-profit making organization according to the decision of the general meeting of members.

The liquidation is to be carried out by the committee.

§11

Society Year

The society year runs from 01.01 until the 31.12. The first society year runs from the day of foundation until the end of the year.

§ 12

Severability Clause

Should individual provisions of this statute be or become ineffective, the binding nature of the other provision remains unaltered.

An ineffective provision is to be replaced by a legally effective provision by the meeting of members, the effect of which is to correspond to the original intention of the provision as far as is possible.

§ 13

Transition Prescription

As far as objections are raised regarding sections of the founding statute by the office of registration, every committee member is empowered to alter this section in order to correct the objections.

§ 14

Entry into Force of the Statute

The statute takes effect on the day of its entry in the Register of Associations.

Hagen,