

Civic Association Constitution

YES, WE CAN

I. Article

Name

1. 1. The name of the civic association is: YES, WE CAN (thereinafter only „Association“), Slovak translation of the name is: „Áno, my môžeme“.
1. 2. Official abbreviation: YWC.
1. 3. Association seat is Rozvoj 6, 054 01 Levoča.
1. 4. The Association is apolitical, voluntary, nonprofit, interest group of individual and legal persons.
1. 5. The Association is found indefinitely.
1. 6. The Association carries out its activity in the territory of Slovak republic and abroad.

II. Article

Purpose

2. 1. The purpose of YES, WE CAN operation is to bring people to realize own value, prosperity and at the same time shared responsibility and moral duty to contribute to alleviation of economic, social and spiritual poverty in Slovakia and all countries in the world. To raise public interest in targeted humanitarian and development help, and subsequently organize and ensure this help, also in the form of revenue redistribution of donated items sale.

III. Article

Activity

3. 1. YES, WE CAN activity is mainly focused on foreign development and humanitarian aid to people in developing countries by concentrating and redistributing of financial resources, organizing various events, promotion and actual sending of volunteers as well as professionals to these countries.

Additionally:

- develops educational activities to improve knowledge on development education, social, humanitarian and development issues,
- develops activities to increase public awareness and promotion of need for social, development and humanitarian aid,
- develops activities to develop skills, attitudes and values of individuals and groups that contribute to positive change and conscious decision-making and conduct in their own lives,
- develops activities to support social changes that would lead to equality, justice and solidarity,

- develops activities focused on raising funds by e.g. selling donated items that will be subsequently used for social, humanitarian and development aid,
- organizes targeted humanitarian and development aid and aid of social nature in home country and abroad and announces public fundraising to support this activity,
- develops activities to aid people in developing countries, crisis and conflict areas where it came to natural disasters and military conflicts,
- develops activities of individual and community development and humanitarian aid,
- develops further education and publication activities and is active in media,
- organizes cultural and educational activities (discussions, trainings, seminars),
- sends volunteers and professionals abroad for the purpose of development and humanitarian aid and ensures their overall preparation,
- is hosting domestic and international volunteers for the purpose of expertise and knowledge exchange in the field of development and humanitarian aid,
- develops activities leading to development and protection of spiritual values,
- develops activities leading to protection of human rights,
- provides counseling to individuals and legal entities.

3. 2. Activities of the civic association are open to cooperation with other domestic and foreign organizations, movements, communities and various humanitarian associations.

3. 3. The civic association collaborates with domestic and international educational institutions.

3. 4. Civic association activities are not connected with activities of any political party.

3. 5. Civic association activities are focused on achieving public benefit objectives.

3. 6. Association activities contribute to prevention of drug addictions and other negative phenomena in society.

IV. Article

Membership

4. 1. Association members can be individuals and legal persons who agree with Constitution and Purpose of the association and actively participate in the activities of the association. The admission of a member is decided by General Assembly.

4. 2. Honorary members may be those to whom the ideas of the association are close. General Assembly decides about honorary member admission.

4. 3. Membership starts with the date of acceptance as a member.

4. 4. Membership proof is the member's signature in the association registration records.

4. 5. Termination of membership may occur by:

- member decision not to work in the association, membership ceases on the delivery date of a member withdrawal written notice from the association to its Managing Board,
- suspension of an association member – membership ceases with the date of General Assembly decision,
- death of an individual or dissolution of a legal entity who is a member of the association,
- dissolution of the association.

V. Article

Members rights and responsibilities

5. 1. Member has a right to:

- partake in association activities,
- elect and be elected to association bodies,
- turn to with questions, suggestions, ideas and complaints to the bodies of the association,
- have different spirituality,
- be informed about association activities, decisions and economy,
- participate in financing association activities by voluntary contributions.

5. 2. Member has a responsibility to:

- follow the constitution of the association,
- participate actively in the association activities,
- exercise duly the function member has undertaken,
- carry out decisions of the association bodies,
- pay the membership fees decided by the General Assembly.

VI. Article

The bodies of the Association

6. 1. General Assembly.
6. 2. Managing Board.
6. 3. Chairman.
6. 4. Audit Commission.

VII. Article

The General Assembly

7. 1. General Assembly is the sovereign body of the association and consists of all members of the association.

7. 2. General Assembly shall in particular:

- approve constitution amendments and additions,
- elect and withdraw Managing Board members, Chairman and Audit Commission members,
- decide on association dissolution by merging with other civic association or voluntary dismissal,
- decide on honorary member admission,
- decide on the membership fees amount.

7. 3. General Assembly meeting is summoned by Managing Board as appropriate, at least twice a year. Managing Board summons General Assembly if absolute majority of association members requests it. General Assembly is in quorum if absolute majority of all members is present. General Assembly decides by two-thirds majority of present members.

VIII. Article

Audit Commission

8. 1. Managing Board is an executive body that manages association in seasons between General Assembly meetings.

8. 2. Managing Board consists of at least 5 members – Chairman, Vice-Chairman and Managing Board members and meets on as needed basis. Managing Board member and simultaneously Managing Board Chairman shall automatically become Chairman of the association. Managing Board elects Vice-Chairman among themselves based on Chairman proposal.

8. 3. Managing Board term of office lasts 4 years. Chairman or Managing Board member designated by him shall convene and chair its meetings. It is in quorum if absolute majority of its members is present. Managing Board decides by three-fifths majority of present members.

8. 4. Managing board shall in particular:

- manage and ensure association activities,
- convene and prepare General Assembly meetings,
- draw up and approve plan of activities and activities report,
- propose and approve budget and financial report of the association,
- decide on association dissolution if convened General Assembly does not meet in 3 months to decide on dissolution of the association.

IX. Article

Chairman

9.1. Statutory body of the association is Chairman and Vice-Chairman who together or severally represent association externally. Chairman term of office lasts 4 years, he may be re-elected. Chairman is a Managing Board member.

X. Article

Audit Commission

10. 1. Audit Commission is a control body of the association that reports its activity to General Assembly.

10. 2. Membership in Audit Commission is incompatible with membership in Managing Board.

10. 3. Audit commission has at least 3 members elected from among the General Assembly. Audit Commission shall elect Audit Commission Chairman from among themselves.

10. 4. Audit Commission shall meet at least once a year. Its meetings are convened and managed by its Chairman. It is in quorum if all its members are present, in justified cases the decisions may be also made by two members one of who shall be Audit Commission Chairman. It decides by absolute majority of present members.

10. 5. Audit Commission shall in particular:

- control financial management activity of the association, advise Managing Board and General Assembly on deficiencies and recommend solutions to resolve them,
- monitor the compliance with Constitution and Internal practices of the association.

XI. Article

Principles of Financial management

11. 1. Association manages tangible and non-tangible property.

11. 2. Association income consists of:

- Membership fees,
- contributions, gifts, subsidies and grants from individuals and legal persons,
- revenue from activities in meeting association objectives,
- revenue from financial activities in accordance with above mentioned objectives.

11. 3. Revenue from association financial activities may be exclusively used for activities related to meeting association objectives.

11. 4. Financial management is carried out according to approved budget. Managing Board is responsible for the financial management.

XII. Article

Association dissolution

12. 1. Association terminates by voluntary dissolution or merger with other civic association.

12. 2. If the competent association body shall decide on association termination by voluntary dissolution the General Assembly shall decide on property usage after association termination and appoints a liquidator who carries out liquidation of assets. By appointment liquidator shall become statutory body of the association. Liquidator carries out only activities leading to settling of all obligations of the association. If there remains some association property after paying out all association obligations liquidator shall use it according to General Assembly conclusion.

12. 3. Liquidator shall notify Ministry of Interior of the Slovak republic of association dissolution in 15 days of all liabilities settlement.

XIII. Article

Final Provisions

13.1. This Constitution was approved by General Assembly on the 5th of May 2011. Taking effect of this Constitution cancels out original Constitution registered with the Ministry of Interior of the Slovak republic on the 31st of December 2008 under number VVS/1-900/90-33297.