



**Statutes of the  
Student body of EBS e.V.**

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Please note: This Translation of the German Statutes is not legally binding.





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**Preamble**

The student body of EBS e.V. (iF Studentenschaft) is a registered association. Its members are committed to students of EBS University and Law (iF EBS) and to the general public. The fundamental goal is to interlink theory and practice, to bring together students from Germany and abroad, to promote sport and civic engagement, and to impart knowledge in the field of culture, especially in the cultural regions of Rheingau and Wiesbaden. In order to achieve these goals, the association organises itself into working groups, so-called departments. Profits are invested in the student body in order to further improve the learning and living conditions at EBS. In addition, charitable associations and foundations may be supported if it is proven that the use of the funds is in accordance with the objectives of these statutes.

The student body of EBS e.V. hereby has the following statutes, which were adopted in this version on 02 March 2015 in Oestrich-Winkel.



## **I. General provisions**

### **§ 1 Name, registered office, financial year**

The association bears the name "Studentenschaft der EBS e.V.". It has its seat in Schloss Reichartshausen, 65375 Oestrich-Winkel. The financial year begins on 1 January and ends on 31 December of each year.

### **§ 2 Goals of the association**

- (1) The aims of the association are in particular
  - (a) extracurricular education and training through
    - i. the organisation of congresses and other events involving representatives of business, professors, other students and other personalities,
    - ii. to support the individual development of students, in particular by promoting their interest in political, cultural, economic and related issues and their adaptability, motivation and entrepreneurial spirit,
    - iii. the promotion of the integration and the sense of community of all students,
    - iv. the creation of opportunities to deepen the content of teaching through its practical application.
  - (b) to represent and protect the interests of EBS students vis-à-vis EBS and the public.
  - (c) to support EBS in the performance of its charitable tasks.
- (2) The association is selflessly active and does not strive for economic improvement of its members. Funds of the association may only be used for statutory purposes. The members do not receive any contributions from the funds of the association. No person may be favoured by donations which do not serve the purpose of the association or by disproportionate remuneration.
- (3) In the event of the dissolution or dissolution of the Association, or in the event of the discontinuation of its previous purpose, the assets of the Association shall pass to EBS Alumni e.V., Kaiser-Friedrich-Ring 66, 65185 Wiesbaden, Germany.

### **§ 3 Organs of the student body**

The executive committee, the student council (iF Rat) and the general assembly form the organs of the association.



## **II. Membership**

### **§ 4 Types of membership**

The student body consists of full members, sponsoring members and honorary members (members). The members have the same rights and duties and are obliged to respect each other, unless otherwise stipulated in these statutes.

### **§ 5 Start of membership**

- (1) Full members are students enrolled at EBS in the full-time programmes. By signing the study contract of EBS Universität für Wirtschaft und Recht, a student automatically joins the student body of EBS e.V.. The training contract expressly refers to this membership. Guest students also become members of the association for the duration of their stay at EBS by signing the declaration of membership.
- (2) Supporting members may be natural or legal persons, as well as groups of persons with legal capacity under German law. Corresponding membership applications are to be addressed in writing to the executive committee. The latter shall decide on admission in accordance with § 8 (2). The rights and obligations of a sponsoring member, a legal entity or a majority of persons with legal capacity under German law shall be exercised by a representative of the sponsoring member.
- (3) At the request of the Executive Board, the General Assembly or the Council may grant honorary membership to natural persons who have rendered outstanding services to EBS or the student body. Honorary members are equal to ordinary members in their rights and duties.

### **§ 6 End of membership**

- (1) Membership is terminated by exmatriculation, resignation, expulsion or death of the member. Membership is of a highly personal nature. The rights arising therefrom shall not be transferable.
- (2) The membership of board members does not end through exmatriculation as long as they are members of the board.
- (3) Each member is entitled to resign. Ordinary members must declare their resignation in writing to the Executive Board. In this case, membership ends two years after receipt of the declaration (maximum period of § 39 BGB), unless the Executive Board declares otherwise. The membership of supporting members ends two months after receipt of the declaration to the board. Honorary members may resign at any time without observing any form or deadline by declaring their resignation to the Executive Board.
- (4) The exclusion leading to the loss of membership shall be governed by § 27.

### **§ 7 Membership fees**

- (1) The membership fee for full members is 15.00 € (Euro) per semester for students of



EBS Business School and 10.00 € (Euro) per semester for students of EBS Law School. The membership fee must be paid at the beginning of the study programme for the entire standard period of study of the respective study programme. If the duration of study exceeds the standard period of study, a membership fee is payable for each additional semester or trimester until the end of membership in the association.

- (2) At the request of the Executive Board, the General Assembly may decide twice within one financial year, at least every three months, and with a majority of three-quarters of the votes cast that an extraordinary membership fee of no more than 50.00 € (Euro) shall be levied (special fee), if required.
- (3) The membership fee for sustaining members is 100,00 € (Euro) per fiscal year (sustaining fee). The Board of Directors may increase the contribution in agreement with the supporting member.
- (4) Honorary members are not obliged to pay membership fees.
- (5) Regular fees are due at the beginning of the semester or trimester in which the respective course of studies begins. Special contributions shall be due within one month of their being levied, unless the underlying resolution provides otherwise. In individual cases, the Executive Board may decide on a deferment or waiver of the membership fee. In particular, the Executive Committee shall take appropriate account of any particularly serious financial burdens arising from the member's membership dues.
- (6) If a member is more than fourteen days in arrears, a reminder fee of 2.50 € (Euro) of the outstanding membership fee is payable for each additional month in which the member is in arrears.
- (7) If membership ends before the end of the standard period of study of the respective programme, the membership fee shall be refunded in accordance with the amounts laid down in paragraph 1. The right to return exists for the semester or trimester following the end of membership up to the semester or trimester at which the standard period of study ends.
- (8) For members who are already enrolled in a university course at the time when this regulation comes into force, paragraphs (1) to (7) shall apply mutatis mutandis with the proviso that the fee must be paid at the beginning of the next semester or trimester.



### **III. The Executive Board**

#### **§ 8 Organization of the Executive Board**

- (1) The association is represented by two members of the board.
- (2) Decision-making within the Executive Board is subject to the majority principle.

#### **§ 9 Tasks of the Executive Board**

- (1) The Executive Board represents the interests of the Association vis-à-vis EBS and the public. At the same time, it respects the overriding interests of EBS.
- (2) In particular, the Executive Board represents the interests of the student body in the committees and boards of EBS.
- (3) The Management Board is also responsible for the following
  - (a) the implementation of the extra-curricular commitment evaluation system (iF SBACE) in its current version. The current version of SBACE shall be made available to members via the myebs portal,
  - (b) the organisation, recording and documentation of the finances of the association. This applies in particular to the use of financial resources by the departments and the control of accountants,
  - (c) the long-term financial security of the association. This includes the following principles:
    - (i) The club has to form reserves in the amount of thirty percent of the average annual turnover. The average annual turnover shall be determined from the three most recent annual accounts.
  - (d) monitor and enforce compliance with the current version of the Rules of Procedure. Amendments to the Rules of Procedure shall be proposed to the Council by the Governing Board and, if adopted, incorporated into the Rules of Procedure by the Governing Board. The current version of the Rules of Procedure shall be made available to members via the myebs portal,
  - (e) the assertion of the necessary authority to issue directives to members in connection with the proper performance of its duties.

#### **§ 10 Structure of the Executive Board**

- (1) The Executive Board consists of student representatives from EBS Business School and EBS Law School, namely the student representatives. In this respect, there is identity between the elected representatives and the board. The Executive Board is composed of the following members



- (a) up to two student representatives of the first, second and third semesters of EBS Business School Bachelor's programmes, cf. § 11 Para. 4,
  - (b) up to two student representatives from the fifth and sixth semesters of EBS Business School Bachelor's programmes, cf. § 11 Para. 4,
  - (c) up to two student representatives from the Master's programmes at EBS Business School,
  - (d) a student representative of the first, second, third and fourth trimesters of EBS Law School,
  - (e) a fifth, sixth and seventh trimester student spokesman for EBS Law School,
  - (f) optionally, one student spokesperson from each of the eighth, ninth and tenth or eleventh, twelfth and thirteenth trimesters of EBS Law School, cf. section 11(4),
  - (g) optional a student representative of the Master's program at EBS Law School.
- (2) The term of office of a member of the Executive Board begins with his election and ends with the election of his successor.

## § 11 Election of the Executive Board

- (1) The election of the members of the Executive Board must take place within the first four weeks of the intended term of office. Deviating from this, the election may take place at the discretion of the Executive Board within the first eight weeks. This is especially the case if the vintage in question requires more time for orientation. This is also the case if there are no candidates at all after the application deadline. In the latter case, the invitation to tender shall continue until the vintage concerned decides by a simple majority against a representative.
- (2) Members from the semesters or trimesters concerning the election are entitled to vote.
- (3) The choice shall comply with the following procedure:
- (a) The election procedure shall be initiated by the Executive Board in a timely and transparent manner, i.e. in particular by stating the election date, the place of election, basic information on the election process itself and a request to submit a written candidacy to the Executive Board. In any case, the announcement must be made two weeks before the election date.
  - (b) Candidatures must be received by the Board in writing at least one week before the election date. The executive committee is obliged to consider all incoming candidacies and to make them known among the eligible voters by forwarding the corresponding applications.
  - (c) Within the week preceding the election date, each candidate must present himself to interested members within the framework of a date announced for this purpose by the Executive Board. He shall explain his reasons and answer any questions. In addition, this must also be done vis-à-vis the Council.





- (d) When the election is accepted, the Executive Committee, in the presence of a member appointed by the Council, shall ensure that only members entitled to vote participate in the election.
  - (e) The election shall take place in writing using ballot papers. The number of votes of each member entitled to vote depends on the number of board members to be elected in the respective year. Only one vote may be cast per candidate. Otherwise the ballot paper shall be ineffective. If fewer votes than those entitled to vote are cast, the vote cast shall be effective. Abstention is possible.
  - (f) The counting is carried out jointly by the Executive Board and the member appointed by the Council.
  - (g) The election shall be admissible if at least thirty per cent of the eligible voters have cast their vote and the candidate with the highest number of votes accepts the election. Abstentions are also considered voices in this sense. If several candidates therefore receive the same number of votes, a run-off vote shall be held in accordance with § 12 Para. 3.
  - (h) The election result shall be announced directly to the members by the Executive Board.
- (4) In the cases of § 10 Para. 1 lit. a, b, and c, the election of a second student representative is to be understood as optional.

## **§ 12 New election of board members and run-off elections**

- (1) If the term of office of a member of the Executive Board ends more than three months before the end of the regularly expected term of office, new elections shall be held in accordance with § 9.
- (2) The term of office of a member of the Executive Board elected by new elections ends at the end of the term of office of the retired member of the Executive Board, cf. § 10 para. 2.
- (3) If more than one candidate receives the same number of votes, new elections shall be held immediately. Only candidates with the same number of votes are now eligible for election.
- (4) If a member position of the Executive Board legitimated according to § 10 remains vacant, a new election may be held once within the intended term of office upon request. An election in this sense is also an election according to § 11 Para. 4. The regularly expected remaining term of office may not be less than three months, cf. § 12 Para. 1. A corresponding application to the Executive Board requires the simple majority of the respective year.



**§ 13 Dismissal and exclusion of Executive Board members**

- (1) A member of the Executive Board shall be deemed to have been voted out of office if, in accordance with § 9 para. 3 lit. d-h, the year in question expresses a vote of no confidence with a simple majority. The term of office shall end in the event of a dismissal immediately after notification by the Executive Board.
- (2) A board shall be deemed excluded if two-thirds of the other board members vote for exclusion. In the event of exclusion, the term of office shall end immediately after notification by the Executive Board.
- (3) The board member who resigned according to paragraph 2 has the right to call an extraordinary general meeting to file an objection there. He must inform the Executive Board of this in writing immediately after his exclusion. In this case, new elections shall be suspended until the corresponding resolution of the General Assembly.



## **IV. The Student Council**

### **§ 14 Organisation of the Council**

- (1) The Council forms the intersection of all activities within the student body and also serves as a constant link between the members and the association. The meetings of the council serve the exchange of information and form a forum for current concerns within the student body. It meets on a regular basis.
- (2) The council consists of the student spokespersons, department heads and group spokespersons. Each representative in this sense shall be entitled to vote in proportion to the number of offices held. In addition to these members of the Council, the Accountants and a Secretary shall be present.
- (3) The meetings of the Council are open to all members of the Association.
- (4) Resolutions of the Council are passed by a simple majority. The Council shall constitute a quorum if at least every third member is present. At the request of two members, the vote concerned shall be by secret ballot.

### **§ 15 Competences and tasks of the Council**

- (1) The Council advises the Executive Board in the performance of its duties and safeguards the interests of the student body. To this end, it shall request information on the activities of the Management Board.
- (2) Ordinary members of the Council shall inform the Council to the best of their knowledge of news and concerns within the student body and of their own activities, cf. § 14 Para. 1.
- (3) The Council may adopt its own rules of procedure. Amendments to the Rules of Procedure shall require a simple majority.
- (4) The Council, under the chairmanship of the Executive Board and in order to safeguard any mandates by the General Assembly, shall have at its disposal the funds available under § 9 (3) lit. c sublit. ii for overriding long-term investments by the student body.



## **V. The General Assembly**

### **§ 16 Organisation of the General Assembly**

- (1) The General Assembly is organised and carried out by the Board of Directors.
- (2) An ordinary general meeting must be held at least twice within one financial year.
- (3) The Executive Committee may convene extraordinary General Meetings. At the request of fifteen percent of the members to the Executive Board and stating an agenda, the Executive Board shall convene an extraordinary General Assembly within one week. He has to invite to this immediately. Par. 4 p. 2 applies with the proviso that applications must be received three days before the deadline.
- (4) The executive committee shall invite the members to the general meeting two weeks before the date of the meeting. The invitation shall be accompanied by a proposed agenda. After an invitation has been issued and until one week before the date, any member may submit applications in writing to the Executive Committee. The executive committee has to communicate all requests together with an agenda and renewed reference to place and time of the plenary assembly one week before the date to the members. Motions for amendments to the Articles of Association and ratifications of the actions of the Executive Board must be shown separately in the agenda.

### **§ 17 Tasks of the General Assembly**

- (1) The General Assembly is the decision-making body of the Association. All decisions shall be directly or indirectly legitimized by the Assembly. The General Assembly determines the basic orientation of the Association.
- (2) The General Assembly may, with a two-thirds majority of the votes cast, issue instructions to the Executive Committee and the Council. With a corresponding majority, the General Assembly may overrule resolutions of the Board of Directors and the Council.
- (3) The General Assembly decides on the discharge of the members of the Executive Board after the end of their term of office. With regard to the discharge of the board members responsible for the finances, a report on a cash audit of the business transacted during the respective term of office shall be submitted to the general meeting. The cash audit shall be carried out in accordance with § 29 para. 5.
- (4) The General Assembly may decide by a two-thirds majority of the votes cast to dismiss a member of the Executive Committee. § Section 12 (1) shall apply mutatis mutandis.

### **§ 18 Decision-making**

- (1) The General Assembly shall pass its resolutions at the request of a member or the Executive Board and, unless otherwise provided in these Statutes, by a simple majority of the votes cast.
- (2) The plenary assembly is quorate if at least five percent of the members are present.



The quorum shall be documented by an attendance list. The Executive Board shall ensure that the quorum for each agenda item is verifiable.

- (3) The representation of a member in the General Assembly is not permitted. In the run-up to the General Assembly, a member may make a written declaration to the Executive Board regarding all or certain items on the agenda, stating his or her name, in which the will of the member with regard to the items on the agenda is sufficiently clear. Such votes shall be taken into account when determining the quorum pursuant to para. 2.
- (4) If the quorum is not reached, the board decides on the motions according to the agenda. This does not apply to motions to amend the Articles of Association or to ratify the actions of the Executive Board.
- (5) Minutes shall be drawn up of the General Assembly, which shall include in particular
  - (a) the determination of the voting members of the association present,
  - (b) the quorum shall be established,
  - (c) any reports of the Management Board,
  - (d) all motions and the associated result of the vote.
- (6) Amendments to the Statutes and to the SBACE require a two-thirds majority of the votes cast.
- (7) The dissolution of the association as well as changes of the statute purpose require a majority of nine out of ten of the delivered votes.



## **VI. The Ressorts**

### **§ 19 Definition of the Ressorts**

- (1) A Ressort is an association of at least three members for the purpose of pursuing the goals of the association. The object of a department can be activities that complement, deepen or otherwise promote the study programme.
- (2) Ressorts are active across faculties and their decisions are independent of the faculty affiliation of their members.
- (3) Ressorts are open to all members. When a member is admitted by the head of department, the head of department acts without discretion. A member may be active in several departments. Membership in a ressort is free of charge. Exceptions shall be governed by the Rules of Procedure.

### **§ 20 Organisation of a Ressort**

- (1) The Ressort leaders and heads lead the Ressort as Ressort leaders and represent their interests in the Council and the EBS.
- (2) The commitment of a member of the Ressort is evaluated according to the SBACE in its current version.

### **§ 21 Appointment of the Ressort**

- (1) The appointment of the Ressort leader follows the following procedure:
  - (a) Applicants for Ressort management and deputies of Congress Ressorts must apply to the Board of the student body for this position. The process of this application process is dictated by the student representatives. The student representatives will then propose up to four suitable candidates for election together with the former Ressort heads of each Ressort. For all other Ressorts, such an application is not required. For all Ressorts, such an application is not required.
  - (b) The Ressort head is elected at an election date agreed with the Board by the members previously registered with the Board. The appointment is intended to guarantee the most equal participation of both faculties.
- (2) The election is organized and carried out by the board.
- (3) Anyone who spends a semester abroad during the relevant period of office may not stand for election as Ressort Leader
- (4) Also not eligible for election are those who have already been elected as Leader of another Ressort. In justified exceptional cases, a person who is the head of another Ressort may stand for election if there are special reasons to do so.
- (5) The appointment of the Ressort Leader on the basis of the election results by the Executive Board becomes effective upon written declaration of acceptance. This declaration includes the obligation of each member of the Ressort management to duly fulfil the duties incumbent upon him under these Statutes, the SBACE and the Rules



of Procedure.

- (6) The term of office of a member of the Ressort management begins with his election and ends with the appointment of his successor, resignation, termination of membership or dismissal.
- (7) Following a change of office in a Ressort, the Ressort's business is transferred from the old to the new Ressort management in a meeting attended by a member of the Executive Board. A handover protocol shall be drawn up and signed by the participants.
- (8) Upon request, the old Ressort Leader shall accompany the new Ressort Leader in an advisory and supportive capacity in managing the business until the new Ressort Leader is in a position to manage the business independently. The old and new Ressort Leaders are equally liable for damages resulting from a breach of this obligation.
- (9) The members of a Ressort can express their distrust to members of the Ressort management by a written request to the executive committee with a simple majority and recall this. Elections shall be held immediately in accordance with § 21 concerning the vacant office. This does not apply if the dismissal takes place less than three months before the end of the regularly expected term of office and the Ressort can be continued by the other members of the department.
- (10) Each member of the Ressort management can resign from office with immediate effect by written declaration to the executive committee and resign. § 7 S. 2 and 3 shall apply mutatis mutandis.
- (11) Details shall be laid down in the Rules of Procedure.

### **§ 23 Ressort management tasks**

- (1) The Ressort Leader represents the interests of the department vis-à-vis the student body, EBS and the public.
- (2) The Ressort Leader participates in the meetings of the Council and informs it comprehensively about the Division. The Ressort Leader informs the members of the Ressort comprehensively about their work in the Council.
- (3) The Ressort Leader participates in events of the association, as far as this serves the interest of the department.
- (4) The Ressort Leader must inform the council as soon as possible about special activities or planned events of the Ressort.
- (5) During their term of office, the Ressort Leaders document in detail and comprehensively all activities of the department.
- (6) The Ressort Leader is responsible for the proper evaluation of the members of the Ressort according to the valid SBACE, as far as this falls within its scope.
- (7) The Ressort Leader must observe the Ressort Leader's manual.
- (8) The Ressort Leader has to provide the board with a current list of members of the Ressort at any time.

**§ 24 Finances of the Ressorts**

- (1) Ressorts finance their activities through funds raised from sponsors, income from events and services and, if necessary, loans or subsidies from the association.
- (2) The Executive Board may grant subsidies to the departments upon request. The respective consideration shall be determined individually.
- (3) Legal transactions whose value exceeds € 500.00 (Euro) require the written approval of the Executive Board.
- (4) Any surpluses from the Ressorts are to be transferred to the student body at the end of the fiscal year; any losses incurred are offset by the student body. Details shall be laid down in the Rules of Procedure in the version in force.

**§ 25 Recognition of a Ressort**

- (1) Members who join together for the purpose of a Ressort shall notify the Executive Board of this, stating the purpose, the management of the Ressort, the members and other relevant information. The Board decides on the recognition of the relevant Ressort, in particular with regard to SBACE.
- (2) In the event of rejection, the same request may be submitted to the Council. The Board decides with a majority of two-thirds of the votes cast on the recognition of the Ministry.
- (3) The Executive Board may withdraw recognition from a Ressort if the purpose pursued by the Ressort is no longer covered by the purpose of the Articles of Association, or if the organisation of the Ressort has serious deficiencies. The Executive Board must inform the relevant Ressort at least once beforehand by issuing a warning of the imminent revocation. This does not change the membership of the Ressort members in the association.





## **VII. Initiatives**

### **§ 26 Concept of initiative**

- (1) An initiative is an association of at least three members for the purpose of pursuing the goals of the association. The subject of an initiative can be activities which complement, deepen or otherwise promote the study programme.
- (2) Initiatives work across faculties and their decisions are independent of the faculty affiliation of their initiative members.
- (3) Initiatives are open to all members. When a member is accepted by the management of the initiative, the latter acts without discretion. A member may be involved in several initiatives. Membership in an initiative is free of charge. Exceptions shall be governed by the Rules of Procedure.

### **§ 27 Organisation of an Initiative**

- (1) The initiative leaders manage the initiative as initiative leaders and represent their interests vis-à-vis the Executive Board and the EBS.
- (2) The commitment of an initiative member is not assessed under SBACE.

### **§ 28 Appointment of the Head of Initiatives**

- (1) The leadership of the initiative is elected on an election date agreed with the executive committee by the member who has been registered with the executive committee to date.
- (2) The appointment of the initiative leader on the basis of the election result by the executive committee becomes effective by written declaration of acceptance. This declaration shall include the commitment of each member of the initiative management to duly perform the duties incumbent upon him/her under these Statutes and the Rules of Procedure.
- (3) § 21 (2), (6), (7), (8), (9), (10) and (11) shall apply mutatis mutandis.

### **§ 29 Tasks of the initiative management**

- (1) The initiative leader must respect the initiative leader handbook.
- (2) § 23 shall apply mutatis mutandis, with the exception of subsections 2, 3 and 7.

### **§ 30 Finance of initiatives**

- (1) § 24 shall apply mutatis mutandis.

### **§ 31 Recognition of an initiative**

- (1) Members who join together for the purpose of an initiative must request this from the



executive committee, stating the purpose, the initiative management, the members and other relevant information. The executive committee decides on the recognition of the corresponding initiative.

- (2) § 25 (2) and (3) shall apply mutatis mutandis.



## **VIII. Criminal and final provisions**

### **§ 32 Code of honour**

A community like the one at EBS requires collegiality, cohesion, mutual tolerance, respect and esteem. They form the foundation of an environment in which the promotion of learning and education, fostered by a climate of constructive and peaceful debate, is a primary good. Integrity and honourable and responsible behaviour are the highest maxims of every student at EBS, both within and outside the community. In addition to mutual tolerance and respect, the rejection of physical and psychological violence, as well as respect for property and the rights of others, are fundamental values of EBS students and the Code of Ethics.

### **§ 33 Club penalties**

- (1) An association penalty can be decided if the behaviour of a member damages the reputation of the student body in public or impairs the coexistence of the students. For example, conduct subject to punishment may be
  - (a) Ruthless, rude or insulting behaviour in public or towards fellow students.
  - (b) the use of force against persons or property on the premises of EBS or in public.
- (2) If a member behaves for the first time in a punishable manner, the member must be warned. This may be waived if the incident is of a serious nature or if there is a lack of transparency.
- (3) In the event of repeated or particularly serious incidents, social hours may be imposed on members. These must be paid within a period to be determined at non-profit institutions in the Rheingau/Wiesbaden region or within EBS.
- (4) If a member fails to complete social hours imposed on the basis of repeated warnings, or has already had social hours imposed twice, the member may be expelled from the student body. In exceptional cases, a behaviour can be punished with immediate exclusion.
- (5) The Penal Commission shall decide on the penalties imposed by the Association at the request of the Board of Directors or the Council by majority vote. The Criminal Commission consists of three student spokespersons as well as two members of the Council and their representatives, who are proposed by the Board and approved by the Council. If a member of the Criminal Commission is concerned about partiality, that member shall be replaced if the Criminal Commission so decides by a majority. Details shall be laid down in the Rules of Procedure in their up-to-date version. Reference is made to the current version of the Code of Conduct.



## VII. Other

### § 34 Accountants

At the beginning of the Fall Term, up to five Accountants shall be appointed by the Board and approved by the Council. The board and the council are obliged to ensure that the accountants are sufficiently qualified. If the Council does not confirm an Accountant, the Board shall appoint a new Accountant. The accountants are subordinate to the board and accountable to it. The current version of the Rules of Procedure shall regulate further matters.

### § 35 Former committee of student spokespersons

- (1) The alumni committee of the student representatives enables an institutionalized cooperation between former and active association boards. The goal is the long-term support of the student body and the board.
- (2) Each former member of the board of directors can join the committee at the end of his or her term of office and remains a member as long as he or she actively participates in the committee. Resolutions on membership are passed by the annual general meeting of the alumni committee.
- (3) The objectives, detailed organisation, forms of interaction as well as topics of regular exchange between former and active association boards are laid down in the statutes of the alumni committee of the student body of EBS e.V., which is adopted jointly by the current association boards and the alumni committee.
- (4) The alumni committee shall be represented vis-à-vis the student spokespersons by two equal spokespersons who must be members of the committee and elected at the annual general meeting of the alumni committee by simple majority. The term of office runs until the next General Assembly. A re-election is possible up to two times.
- (5) To support the current student spokespersons in their inauguration and individual operational tasks, the current student spokespersons elect three advisors from the alumni committee. The student representatives present these candidates in advance to the alumni committee, which can exercise a veto right in justified cases. The tasks of the consultants include, in particular, support in financial management and the implementation or commissioning of the implementation of the half-yearly cash audit. They organise or carry out the cash audit and can claim any claims and open posts that may arise, as well as other matters relating to the audit from the current student spokespersons. They present a report on the results of the examination as well as the cooperation with the student representatives to the plenary assembly.
- (6) The committee and its representatives and advisors have no authority to issue instructions to the current executive committee of the association. They only act in an advisory capacity.
- (7) Spokespersons of the alumni committee and of the advisory committee of the student spokespersons shall be honorary members of the Association for the duration of their term of office, provided that they are not members pursuant to § 5 para. 1.

### § 36 Data protection



- (1) Each member allows the executive committee to communicate the data (name, course of studies, year of birth) deposited with the association to other members.
- (2) The passing on to third parties is not covered by this.

### **§ 37 Severability clause**

Should individual provisions of these Articles of Association including this provision be or become invalid in whole or in part, or should these Articles of Association contain a loophole, the validity of the remaining provisions or parts of such provisions shall remain unaffected. The invalid provision shall be replaced retroactively by a provision that is as similar as possible in content and comes closest to the purpose of the intended provision.