

Articles of Association

as of May 14th 2024

Studentenschaft EBS e.V.



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Preamble

The Studentenschaft der EBS e.V. (in the following Student Body) is a registered association. Its members are committed to students of EBS Universität für Wirtschaft und Recht (in the following EBS) and to the university as a whole. The fundamental aim is to combine theory and practice, to bring together students from home and abroad, to promote sports and civic, engagement, as well as imparting knowledge of cultural aspects, in particular of the Rheingau regions and Wiesbaden. To achieve these goals, the association is organised in working groups, known as "Ressorts" (departments). Any profits are invested in the student body, to further improve learning and living conditions at EBS. In addition, the aim is to support charitable organisations and foundations provided that it is established that the use of funds is in line with the objectives of these statutes. The Student Body hereby adopts the following statutes, resolved on 14.05.2024 in Oestrich-Winkel.

I. General provisions

§ 1 Name, registered office, financial year

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

§ 2 Objectives of the association

(1) Association objectives are in particular

(a) extracurricular training and further education through

i. organising congresses and other events involving representatives from the business world, professors, fellow students and other personalities,

ii. supporting students' personal development, in particular by promoting an interest in political, cultural, economic and similar topics, as well as their adaptability, their willingness to achieve and their entrepreneurial spirit,

iii. promoting the integration and sense of community of all students,

iv. creating possibilities to further enhance the understanding of course content by means of its practical application.

(b) to represent and safeguard the interests of EBS students vis-à-vis the university and the general public

(c) to support EBS in the pursuance of charitable tasks.

(2) The association is a non-profit organisation and does not seek to improve the economic situation of its members. The association funds may only be used for purposes in accordance with the statutes. The members do not receive any benefits from the association's funds. No person shall be favoured by means of payments that do not serve the purpose of the association or by disproportionate payments.

(3) In the event of dissolution or annulment of the association, or in the event of failure of its previous purpose, the assets of the association shall be transferred to EBS Alumni e.V., Kaiser-Friedrich-Ring 66, 65185 Wiesbaden.

§ 3 The organs of the student body

The Board of Directors, the Student Council (in the following referred to as Council) and the General Assembly constitute the organs of the association.

II. Membership

§ 4 Types of membership

The Student Body consists of full members, passive members and honorary members.

Unless otherwise determined in these statutes, the members have the same rights and obligations and are obliged to show consideration for each other.

§ 5 Commencement of the membership

- (1) Full members are students enrolled in full-time study programmes at EBS. By signing the study contract of EBS Universität für Wirtschaft und Recht, a student is automatically a member of the EBS Student Body. The study contract explicitly refers to this membership. Visiting students also become members of the association for the duration of their stay at EBS by signing the declaration of membership.
- (2) Natural or legal persons, as well as legally responsible groups of persons, can according to German law become passive, or supporting, members. The corresponding membership applications are to be submitted in writing to the Board. The Board decides on admission in accordance with § 8 para. 2. The rights and obligations of a supporting membership, a legal person or a legally responsible group of persons under German law shall be exercised by a representative of the supporting member.
- (3) At the request of the Board, the General Assembly or the Council may grant natural persons who have rendered outstanding services to EBS or the student body honorary membership. Honorary members have the same rights and obligations as full members.

§ 6 End of membership

- (1) Membership ends with the member's dismissal, resignation, expulsion, or death. Membership is of a highly personal nature. The rights arising from it are not transferable.
- (2) The membership of board members does not end due to dismissal (exmatriculation) as long as they are members of the board.

- (3) Every member is entitled to resign. Full members must declare the resignation in written form to the Board. In this case, membership ends two years after receipt of the resignation (maximum period of § 39 BGB), unless the Board does not declare otherwise. For passive members, the membership ends two months after the Board has received the resignation. Honorary members can resign at any time without having to observe any form or notice period by notifying the Board of Directors.
- (4) Expulsion from the association, which results in the loss of membership, is governed by § 27.

§ 7 Membership fees

- (1) The membership fee for full members is €15.00 (euros) per semester for students (standard fee). The membership fee is payable at the beginning of the study programme for the entire standard study period of the respective programme. If the period of study exceeds the standard period, a membership fee for each subsequent semester or trimester is due, up to the end of membership.
- (2) At the request of the Board, the General Assembly may, by a majority of three quarters of the votes cast, decide twice within the fiscal year, at intervals of at least three months, if necessary, that an extraordinary membership fee of up to €50.00 (special fee) should be levied.
- (3) The membership fee for passive members amounts to €100.00 (euro) per fiscal year (sponsorship contribution). The Board may increase the sponsorship contribution in agreement with the supporting member.
- (4) Honorary members are not obliged to pay membership fees.
- (5) Regular membership fees are due at the beginning of the semester or trimester in which the respective programme begins. Special contributions are due within one month of charging, unless the underlying resolution provides otherwise. In individual cases, the Board may decide to defer or waive the membership fee. The Board must in particular consider whether the membership fee represents a particularly heavy burden in view of the member's financial situation.
- (6) If a member is more than fourteen days in arrears, a reminder fee of €2.50 of the outstanding membership fee is to be charged.
- (7) If the membership ends before the end of the standard period of study for the respective study programme, the membership fee is to be refunded in accordance with the amounts stipulated in paragraph 1. Entitlement to restitution is based on the semester or trimester following the termination of

membership, up to the semester or trimester in which the standard period of study ends.

III. The Board of Directors

§ 8 Organisation of the Board

- (1) The association is represented by two members of the Board.
- (2) Decisions within the Board are taken by a majority vote.
- (3) With particularly important decisions, i.e. decisions of overriding significance for the student body and for financial decisions that exceed 10,000 euros, the approval and representation of four members of the Board, at least one of whom must be a student representative from each faculty is required. In addition, all members of the Board are given 24 hours to inform themselves about the decision to be taken.

§ 9 Tasks of the Board of Directors

- (1) The Board represents the interests of the association vis-à-vis EBS and the general public. At the same time, it shall safeguard the overriding interests of EBS.
- (2) In particular, the Board represents the interests of the student body in the councils and committees of EBS.
- (3) The Board is also responsible for
 - (a) the implementation of the system to evaluate extracurricular activities (iF SBACE) in its current version. The current version of SBACE is to be made available to members via the myebs portal,
 - (b) the organisation, recording and documentation of the association's finances. This in particular with regard to the use of financial resources by departments, and controlling accountants,
 - (c) the long-term financial security of the association. The includes the following principles:
 - (i) The association shall build reserves amounting to thirty percent of the average annual turnover. The average annual turnover is to be determined from the three most recent annual financial statements.
 - (d) to monitor and enforce the Rules of Procedure and the SBACE regulation in their current form. Amendments to the rules of procedure and the SBACE regulations are proposed to the Council by the Board

and, if accepted, incorporated into the rules of procedure by the Board. The respective valid version of the Rules of Procedure/SBACE Regulations shall be made available to the members via the myebs portal,

- (e) the necessary power to issue instructions to members concerning the proper accomplishment of their tasks.

§ 10 The structure of the Board

- (1) The Board consists of student representatives of EBS Business School and EBS Law School, as well as a representative from the LPE study programme, namely the student representative. In this respect, there is identity between the elected representatives and the Board. The Board consists of
 - (a) up to two student representatives from the first, second and third semesters of the EBS Business School's Bachelor programmes, cf. § 11 (4),
 - (b) up to two student representatives from the fifth and sixth semesters of the EBS Business School's Bachelor programmes, cf. § 11 (4),
 - (c) up to two student representatives of the Master programmes of EBS Business School, but at least one student representative of the MBA year, provided a candidacy exists,
 - (d) two student representatives from the first and second semesters of EBS Law School,
 - (e) one student representative of the third and fourth semesters of EBS Law School,
 - (f) optionally, one student representative each from the fifth and sixth and the seventh and eighth semesters of EBS Law School, cf. §11para. 4,
 - (g) optionally, a student representative from the Master's programme at EBS Law School.
 - (h) one student representative from the Bachelor's programme in Law-Politics-Economics (LPE) cf. § 11 para. 4
- (2) The term of office of a member of the Board begins with his/her election and ends with the election of his/her successor.

§ 11 The election of the Board

- (1) The election of Board members shall take place within the first four weeks of the intended term of office, deviating from this general rule, the election may take place at the discretion of the Board within the first eight weeks. This, in particular if the relevant cohort requires more orientation time. This also applies if there are no candidates available when the deadline for applications is due. In that case, the call for applications must be continued until the relevant cohort decides against a representative by a simple majority.
- (2) Students from the relevant semesters are entitled to vote.
- (3) The election must adhere to the following procedure:
 - (a) The election procedure must be transparent and conducted in a timely fashion by the Board, i.e. in particular by stating the election date, the place, basic information of the election process and a call for submission of a written candidacy addressed to the Board. In any case, the announcement must be made two weeks prior to the election date.
 - (b) Candidacies must be submitted to the Board in writing at least one week before the election date. The Board is obliged to consider all incoming candidacies and to make them known to the eligible voters by forwarding the appropriate applications.
 - (c) During the week preceding the election date, each candidate must introduce themselves to interested members at a meeting to be announced. He/she must explain his/her reasons for applying and answer any questions. Furthermore, this must also be presented to the Council.
 - (d) At the election, the Board, together with an observer appointed by the Council, must ensure that only those members who are entitled to vote participate.
 - (e) The election shall be conducted in writing using ballot papers. The number of votes of each voting member are based on the number of members to be elected in the respective year. Only one vote may be cast for each candidate. Otherwise the ballot paper is invalid. If the person entitled to vote submits fewer votes, the vote cast is valid. Abstention is possible.
 - (f) The votes are counted jointly by the Board and the member appointed by the Council.
 - (g) The election is valid if at least thirty percent of those eligible to vote have cast their vote and the candidate who receives the most votes accepts the election. In this sense, abstentions also count as votes. If

several candidates receive the same number of votes, a run-off vote will be held in accordance with § 12, para. 3.

(h) The Board is to announce the election result is to be announced directly to the members .

- (4) In the cases of § 10 para. 1 lit. a, b, and c, the election of a second student representative is optional.

§ 12 Election of new members of the Board of Directors and run-off election

- (1) If the term of office of a member of the Board ends more than three months before the end of the regular term of office, new elections shall be held in accordance with § 9.
- (2) The term of office of a Board member elected by new elections ends with the expiry the term of office of the departing member of the Board of Directors, cf. § 10 para. 2. The outgoing member of the Board must give the newly elected member a comprehensive briefing and ensure that the transition is conducted in the best interests of the association.
- (3) The induction of the new Board member is based on the handover guidelines set out in the handover protocol.
- (4) If several candidates receive the same number of votes, new elections must be held. The only candidates now standing for election are those who originally received the same number of votes. If a Board member's office, legitimised according to § 10, remains vacant, a new election can be held once within the stipulated term of office, on request. An election in this sense also includes an election in accordance with § 11 para. 4. The regular remaining term of office must not be less than three months, cf. § 12 para. 1. A corresponding motion to the Board of Directors requires a simple majority of the year in question.

§ 13 Dismissal and exclusion of members of the Board of Directors

- (1) A member of the Board is considered voted out if the cohort in question, pursuant § 9, para 3, d-h, passes a vote of no confidence, with a simple majority. In the case of dismissal, the term of office ends immediately after the Board's announcement.
- (2) A member of the Board of Directors shall be considered dismissed if two-thirds of the remaining members of the Board vote in favour of dismissal. In the case of dismissal, the term of office ends immediately after the Board's announcement.

- (3) The member of the board who has been dismissed in accordance with paragraph 2 has the right to convene an extraordinary general meeting in order to submit an objection. He must notify the Board of this in writing immediately after his dismissal. In this case, new elections are to be suspended until the relevant decision of the General Assembly has been made.

V. The Student Council

§ 14 Structure of the Council

- (1) The Council serves as the intersection of all activities within the student body and also serves as a constant link between the members and the association. The Council sessions serve as an exchange of information and constitute a forum for current concerns within the student body. It meets at regular intervals.
- (2) The Council is made up of student representatives, department leaders and group representatives. In this respect, each representative is entitled to vote according to the number of offices held. Apart from these members, the accountants and one recording secretary must also be present.
- (3) The meetings of the council are open to all members of the association, regardless of their function.
- (4) The Council's resolutions are passed by a simple majority. The Council has a quorum if at least every third member is present. At the request of two members, the vote in question must be taken by secret ballot.

§ 15 Responsibilities and tasks of the Council

- (1) The Council advises the Board in the performance of its duties and safeguards the interests of the student body. For this purpose, it must request information about the activities of the Board.
- (2) Ordinary members of the Council shall inform the Council to the best of their knowledge about news and concerns within the student body as well as their own activities, cf. § 14 para. 1.
- (3) The Council can adopt rules of procedure. Amendments to the rules of procedure require a simple majority.
- (4) The Council, chaired by the Executive Board and upholding any orders by the General Assembly, has the funds required under § 9 (3) lit. c sublit. ii available for higher-level long-term investments of the student body.

V. The General Assembly

§ 16 Structure of the General Assembly

- (1) The General Assembly is organised and conducted by the Board.
- (2) A regular general meeting must be held at least twice in one fiscal year.
- (3) The Board may convene extraordinary assemblies. At the request of fifteen percent of the members to the Board and stating an agenda, the Board must convene an extraordinary general meeting within one week. The Board must send invitations immediately. Para. 4 sentence 2 applies with the proviso that motions must be received three days before the date.
- (4) The Board has to invite the members to the General Assembly two weeks before the event. The invitation must include a proposed agenda. After the invitation has been distributed and up to one week before the appointment, each member can submit motions in writing to the Board. The Board of Directors shall circulate all motions together with an agenda and renewed reference to the place and time of the General Assembly, to the members one week before the meeting. Motions for amendments to the statutes and the discharge of the Board of Directors must be listed separately in the agenda.
- (5) At the discretion of the Board, the General Assembly may also be held in online presence via a suitable medium. The Board is responsible for monitoring and documenting attendance, the quorum and voting quorum in the same way as in presence form. Furthermore, the regular provisions for the general assembly as set out in the statutes and the rules of procedure of the student body apply.

§ 17 Tasks of the General Assembly

- (1) The General Assembly constitutes the central decision-making body of the Association. The General Assembly must directly or indirectly legitimise all decisions. The General Assembly determines the basic direction of the association.
- (2) The General Assembly may issue instructions to the Board and the Council with a two-thirds majority of the votes cast. With a corresponding majority, the General Assembly may revoke resolutions of the Board and the Council.
- (3) The General Assembly passes a resolution on the discharge of the members of the Board after the end of their term of office. With regard to the discharge of the members of the board responsible for finances, a report is to be

submitted on an audit of the transactions conducted during the respective term of office. The audit shall be conducted in accordance with § 29, para. 5.

- (4) The General Assembly may, by a two-thirds majority of the votes cast, issue instructions to the Board and Council.
- (5) The General Assembly may resolve to dismiss a member of the Board of Directors. § 12 para. 1 shall apply mutatis mutandis.

§ 18 Resolutions

- (1) The General Assembly shall pass its resolutions at the request of a member or the Board of Directors and, unless otherwise provided for in these Articles of Association, by a simple majority of the votes cast.
- (2) The General Assembly has a quorum if at least five percent of the members are present. The quorum must be documented by means of an attendance list. The Board must ensure that the quorum for each agenda item is verifiable.
- (3) The representation of a member in the General Assembly is not permitted. A member may submit a written statement to the General Assembly prior to the meeting, either on all or on specific items on the agenda in writing and stating his name to the Board, from which the member's intention regarding the agenda items is sufficiently clear. Such votes shall be considered in determining the quorum referred to in paragraph 2. If the quorum is not reached, the Board decides on the applications submitted according to the agenda. This does not apply to motions for amendments to the Statute and exoneration of the Board. Minutes have to be prepared concerning the General Assembly, which in particular includes
 - (a) determining the association members present with voting rights,
 - (b) determining the quorum,
 - (c) any reports by the Board,
 - (d) all motions and the associated voting results.
- (6) Amendments to the Statute require a majority of two thirds of the votes cast.
- (7) The dissolution of the association as well as amendments to the statutes require a majority of nine out of ten of the votes cast.

VI. Ressorts (departments)

§ 19 Definition Ressorts

- (1) A Ressort is a group of at least three members for the purpose of pursuing the objectives of the association. The subject of a Ressort may be activities that complement, deepen or otherwise promote the study programme.
- (2) Ressorts operate across faculties and in their decisions, independent of faculty affiliation of their departmental members.
- (3) Ressorts are open to all members. When a member is accepted by the head of the initiative, this is non-discretionary. A member can be active in several initiatives. Membership in a Ressort is free of charge. Exceptions are regulated 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 Appointing the Ressort head

- (1) The appointment of the Ressort head 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 student representatives specify the procedure of this application process. The student representatives will then meet with the former heads of the respective Ressort, and propose up to four suitable candidates for election. For all other 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.
- (2) The election is organised and conducted by the Board.
- (3) Those who spend a semester abroad during the relevant term of office \ddot{O} cannot be elected Ressort leader.

- (4) Likewise, a person who has already been elected as the head of another Ressort cannot be elected. In exceptional cases, a person who is the head of another Ressort can apply, if there are special reasons suggesting such a course of action. The appointment of the Ressort head on the basis of the election results by the Board takes effect upon receipt of a written declaration of acceptance. This declaration includes the obligation of each member of the Board to duly fulfil the duties incumbent upon him under this Statute, the SBACE and the Rules of Procedure.
- (6) The term of office of a member of the management board begins with his election and ends with the appointment of a successor, by resignation, by termination of membership or by dismissal.
- (7) Following a change of office in a Ressort, the business of the Ressort will be handed over from the old to the new Ressort in a meeting in the presence of a Board member. A handover protocol shall be drawn up, which has to be signed by the participants.
- (8) Upon request, the previous head of Ressort must support the new Ressort management in an advisory capacity and support the management of the business until the new Ressort management is in a position to run the business independently. For damages caused by a breach of this responsibility, the old and new department heads shall be equally liable.
- (9) The members of a Ressort can pass a motion of censure towards members of the Ressort, and dismiss these, by a simple majority in a letter addressed to the Board. Elections must 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 regular term of office and the Ressort can be managed by the remaining members of the department.
- (10) Each member of the Ressort management may resign from office with immediate effect by submitting a written declaration to the Board of Directors. Paragraph 7 (2) and (3) shall apply accordingly.
- (11) Further details are regulated by the rules of procedure.

§ 23 Tasks of the Ressort management

- (1) The Ressort leadership represents the interests of the Ressort vis-à-vis the student body, the EBS and the public.

- (2) The Ressort leadership participates in the meetings of the Council and informs them fully on Ressort issues. The Ressort leadership informs the members of the Ressort comprehensively about their work in the Council.
- (3) The Ressort leadership participates in events of the association, as far as it serves the interests of the Ressort.
- (4) Ressort leadership must inform the Council as soon as possible about special activities or planned events of the Ressort.
- (5) During its term of office, the Ressort's management documents in detail and comprehensively all Ressort activities.
- (6) The head of Ressort is responsible for the proper assessment of the members of the Ressort according to the applicable SBACE, if this falls within its scope.
- (7) The Ressort leadership must adhere to the Ressort manual.
- (8) The Ressort leadership has to provide the Board with a current list of Ressort members.

§ 24 Ressort financing

- (1) Ressorts finance their activities with funds raised from sponsors, proceeds from events and services, and if necessary, from loans or subsidies from the association.
- (2) The Board can grant Ressorts subsidies if requested. The quid pro quo is to be determined individually.
- (3) Legal transactions whose value exceeds € 500.00 (euros) require the written approval of the Board.
- (4) Surplus funds of the Ressorts are to be transferred to the student body at the end of a financial year; the latter will compensate any losses incurred. Further details are governed by the rules of procedure in its current version.

§ 25 Approval of a Ressort

- (1) Members who come together to form a Ressort must submit this to the Board, stating the purpose, management, members, and other relevant information. The Board of Directors decides on the recognition of the corresponding Ressort, in particular with regard to the SBACE.
- (2) Should this be rejected, the same application can be submitted to the Council. It shall decide on the recognition of the Ressort by a two-thirds majority of the votes cast.

- (3) The Board of Directors may withdraw recognition from a department if the purpose of a Ressort is no longer in keeping with the purpose of the statutes, or the organisation of a Ressort shows serious deficiencies. The Board of Directors must inform the Ressort at least once by means of a warning of the impending withdrawal. This does not change the membership of the Ressort members in the association.

VII. Initiatives

§ 26 Definition of an initiative

- (1) An initiative is a group of at least three members for the purpose of pursuing the objectives of the association. This can include activities that complement, deepen or otherwise promote the study programme.
- (2) Initiatives are active across faculties and in their decisions, regardless of the faculty affiliation of their initiative members.
- (3) Initiatives are open to all members. When a member is accepted by the head of the initiative, he/she acts non-discretionally. A member can be active in several initiatives. Membership in an initiative is free of charge. Exceptions are regulated by the Rules of Procedure.

§ 27 Organisation of an initiative

- (1) The head of an initiative manages this initiative and represents its interests vis-à-vis the Board and EBS.
- (2) The commitment of an initiative member is not evaluated within the framework of the SBACE.

§ 28 Appointing the initiative management

- (1) The initiative management is elected by the members who have so far been registered to the Board.
- (2) The appointment of the initiative management by the Board becomes effective upon written acceptance. This declaration includes the obligation of each member of the initiative management to duly fulfil the duties incumbent upon them according to these statutes and the rules of procedure.
- (3) § 21, paragraphs 2, 6, 7, 8, 9, 10 and 11 apply accordingly.

§ 29 Tasks of the initiative management

- (1) The initiative management must observe the initiative management manual.
- (2) § 23 applies accordingly, with the exception of paragraphs 2, 3 and 7.

§ 30 Financing the initiatives

- (1) § 24 applies accordingly.

§ 31 Recognition of an initiative

- (1) Members who join together for the purpose of an initiative must
- (2) inform the Board, stating the purpose, the initiative management, the members and other relevant information. The Board of Directors decides on the recognition of the corresponding initiative.
- (3) § 25 para. 2 and 3 shall apply mutatis mutandis

VIII. Penal and final provisions

§ 32 Code of honour

A community such as the one at EBS requires collegiality, cohesion, mutual tolerance, respect and esteem. These form the basis of an environment in which the promotion of learning and education, fostered by a climate of constructive and peaceful discourse are the highest good. Integrity, honourable and responsible behaviour are the highest maxims of action of each student of EBS, both within the community and outside EBS. Besides mutual tolerance and respect, rejecting physical and psychological violence, as well as respecting the property and rights of others, are among the core values of students at EBS and the code of honour.

§ 33 Association penalties

- (1) A penalty can be imposed if the behaviour of a member damages the reputation of the student body in the public eye or the coexistence of students is impaired. Punishable behaviour, for example can be
 - (a) reckless, boorish or offensive behaviour in public or towards fellow students.
 - (b) exerting violence against persons or property on the premises EBS or in public.

- (2) If a member behaves in a punishable fashion for the first time, the penalty can be determined by a simple majority. Depending on the severity of the incident or unreasonable behaviour this can be waived.
- (3) In case of recurrent or particularly serious incidents, members may be required to perform community service. This must be completed within a specified period of time at charitable organisations in the Rheingau/Wiesbaden region or within EBS.
- (4) If a member fails to complete the community service imposed on them after repeated warnings or has already been given community service twice, the member can be excluded from the student body. In exceptional cases, behaviour can be punished with immediate expulsion.
- (5) The Disciplinary Committee decides on association penalties at the request of the Board or the Council by majority vote. The Disciplinary Committee consists of three student representatives as well as two members of the Council and their representatives, who are proposed by the Board and confirmed by the Council. If there is any concern about bias, this member will be replaced if the majority of the Disciplinary Commission so decides. Further details are governed by the rules of procedure in the current version. Please refer to the current version of the code of conduct.

VII. Miscellaneous

§ 34 Accountants

At the beginning of the fall term, up to four accountants are appointed by the Board. and are then confirmed by the Council. Each faculty can propose an accountant to be confirmed.

The Board and the Council are obliged to ensure that the accountants are appropriately qualified. If the Council does not confirm an accountant, the Board has to appoint a new accountant. The accountants report and are accountable to the Board. The rules of procedure in the currently valid version govern any further matters.

- (1) An accountant has access to the student body's accounts and manages them. He makes payments in consultation with the student representatives. Any further matters are governed by the rules of procedure in the currently valid version.
- (2) The accountants are obliged to keep accounts of the finances and to ensure further details are governed by the current version of the rules of procedure. to file a tax return in consultation with a tax advisor and the CFO. The rules of procedure in the currently valid version govern any further matters.

§ 35 Alumni Committee of student representatives

- (1) The Alumni Committee of student representatives enables institutionalised cooperation between former and active association Boards. Its purpose is long-term support for the student body and the Board.
- (2) Each former Board member can join the Board after the end of his term and remains a member as long as he actively participates in the committee. Decisions on membership are taken by the annual General Assembly of the Alumni Committee.
- (3) The objectives, organisation, forms of interaction and topics of regular exchange between former and active members of the Association's Board are laid down in the statutes of the Alumni Committee of the Student Body of EBS e.V., which is jointly adopted by the current association Board members and the alumni committee.
- (4) The alumni committee is represented vis-à-vis the student representatives by two representatives with equal rights, who must be members of the committee and who are elected at the annual general meeting of the alumni committee by simple majority. The term of office runs until the next General Assembly. It is possible to be re-elected twice.
- (5) To support the current student representatives in their inauguration and individual operational tasks, the current student representatives elect three advisors from the Alumni Committee. The student representatives introduce these candidates in advance to the Alumni Committee, which can exercise a veto right in justified cases. The duties of the advisors include in particular support in managing the finances and the execution or commissioning of the twice- yearly cash audit. They organise or implement the cash audit and can settle any claims and outstanding items, as well as other matters relating to the audit of current student representatives. They report the results of the audit and the cooperation with the student representatives to the General Assembly.
- (6) The committee and its representatives and advisors have no authority to issues instructions to the current Board. They have only an advisory function. Spokespersons are honorary members of the association for the duration of their term of office, provided that they are not members in accordance with § 5 (1).

§35a Student Body Advisory Committee

- (1) The Student Body Advisory Committee is composed of former student representatives who must be informed of important decisions made by the current student representatives and can express their views on the matter.
- (2) Any former student representative may join the advisory board as long as they are enrolled as a student. The number is limit to 4 per faculty
- (3) Important decisions are those that exceed the amount of €15,000 or have a particular influence on the future of the association.
- (4) Membership of the advisory board is voluntary and is possible immediately after the term of office as student representative.
- (5) If a member of the advisory board raises an issue, the issue must be planned and discussed again by the student representatives and a solution found with the help of the advisory board
- (6) If 2/3 are in favour of a different approach to a topic, the student representatives must follow this.

§ 36 Data protection

- (1) Each member authorises the board to disclose the data they have stored (name, course of study, year of birth) to other members.
- (2) This does not include disclosure to third parties.

§ 37 Severability clause

Should individual provisions of these statutes, including this regulation, be or become partially or wholly invalid, or should this statute contain a loophole, the validity of the remaining provisions or parts of such provisions shall not be affected thereby. The ineffective provisions shall be replaced retroactively by a provision that is as similar as possible in content to the purpose of the intended provision.