



Office:  
Eiswerderstr. 18  
13585 Berlin

Fone: +49 30 82077618  
Mobil: + 49 160 95617534  
info@german-stunt-association.de  
www.german-stunt-association.de

## Statutes of the German Stunt Association GSA e.V. - Federal Association for Stunt People

### § 1 Name, seat and purpose

1. The name of the association is: German Stunt Association e.V .. In national usage, the association is given the addition "Bundesverband deutscher Stuntleute".
2. The seat of the association is Berlin.
3. The purpose of the association is to preserve, maintain and promote the economic, Social, professional and cultural interests of stunt women, stunt men, fight choreographers, stunt technicians, precision drivers, stunt riggers, stunt divers, horse masters, stunt coordinators and action unit directors in the field of television, film and theater who are professionally employed in the Federal Republic of Germany .
4. The association is politically and denominationally neutral.
5. By these statutes the rights and duties of the members as well of all organs of the association. Anyone applying for membership in the association can inspect the statutes before admission. Every newly admitted member receives a copy of these statutes with the notification of his admission.

### § 2 Financial year and non-profit status

1. The fiscal year runs from January 1 of a year to December 31 of the current year.
2. The association pursues exclusively and directly charitable purposes within the meaning of the section on tax-privileged purposes of the tax code. The association is selfless and does not primarily pursue its own economic purposes.
3. The association's funds may only be used for statutory purposes. The members do not receive payments from the association.
4. Before amendments to the statutes affecting the non-profit purposes mentioned in this provision, the board of directors should obtain a statement from the responsible tax office.

### § 3 (irrelevant)

## **§ 4 Membership**

1. Membership in the association can be from every adult natural A person can be applied for who exercises one of the professions listed in Section 1 No. 3 of these Articles of Association.
2. Furthermore, legal persons under public and private law, partnerships, sole proprietorships and companies under civil law can acquire membership in the association.
3. In order to guarantee the reliability and professionalism of the members of the association, further requirements regarding training, activity and professional experience must be fulfilled by the members, which are defined and described in Appendix 1 to these statutes. Appendix 1 is not part of the Articles of Association and can be changed by resolution of the Board of Directors.
4. Membership is to be applied for in writing to the board of directors.
5. Admission is based on a resolution of the Board of Directors. With the decision and its receipt by the applicant, the admission legally effective.
6. The rejection of the application does not need to be justified. The decision of the board of directors on an application for admission is final.
7. All members of the BvS have professional liability insurance and an occupational accident insurance with at least the standard of the voluntary statutory accident insurance. The insurance policy must explicitly state that the policyholder works as a stuntman / stunt coordinator (including the associated activities) and that the resulting risk is the subject of the contract. The association reserves the right to request proof of the existence of the contract and of payment. If a member does not have current insurance coverage, this leads to exclusion from the association.

## **§ 5 Types of Membership**

The association has

1. Ordinary members,
2. Candidates,
3. Honorary members,
4. Special members,
5. Supporting members

## **§ 6 Ordinary members and their rights**

1. Ordinary members of the association within the meaning of these statutes are the members listed in §1 No. 3 of the statutes.
2. Ordinary members are entitled to exercise their active and passive voting rights.

## **§ 7 Candidates and their rights**

Candidate is a member who seeks full membership according to Paragraph 6, but does not yet meet all the criteria according to Appendix 1. 2. Candidates are not entitled to exercise the active and passive right to vote or to vote.

## **§ 8 Supporting Members and their Rights**

1. Any natural or legal person who is interested in realizing the association's goals can become a sponsoring member.
2. Supporting members have no voting rights and no active or passive voting rights. The board of directors decides on sponsoring membership with a simple majority. The board of directors is responsible for determining the minimum amount of the subsidy.

## **§ 9 Honorary Members and Their Rights**

1. Honorary members can usually only be those persons who have made a particularly good contribution to the promotion and reputation of the association or profession. They are elected by the board with a 2/3 majority. They are exempt from paying contributions.
2. Honorary members are entitled to exercise active and passive voting rights.

## **§ 10 special membership**

1. The special membership can be awarded by the board to persons who perform special tasks for the association that have been assigned to them by the board.
2. Special members are entitled to exercise active and passive voting rights. 3. Special members can also be excluded from the association again by a 2/3 majority of a board resolution if they no longer fulfill their voluntary obligations.

## **§ 11 deactivation**

In justified cases, regular membership can be temporarily deactivated upon application by resolution of the board. During this time there are no membership fees. The member is also not entitled to vote. Advantages and benefits that arise from membership in the association may not be enjoyed.

## **§ 12 Obligations of the members**

The obligations of all members are to promote the purposes and goals of the association to the best of their ability, the statutes as well as the resolutions of the general assembly and the orders of the board or of 3/11 GSA statutes as of February 29, 2020 to observe persons commissioned by him and to punctually meet the payment obligations.

## **§ 13 Ending of Membership**

1. Membership ends through resignation, exclusion or death.
2. With the termination of membership, those remain opposite the association existing liabilities unaffected.
3. With the end of membership, all claims of the corresponding member towards the association.

## **§ 14 Resignation**

1. Resignation can only take place by means of a written declaration to the board of directors with a period of 3 months to the end of each quarter of each year. If it takes place later, the association remains entitled to payment of the next annual fee, even if the member no longer uses the services of the association. The receipt of the declaration of resignation at the office of the association is decisive for compliance with this deadline.

## **§ 15 exclusion**

1. A member can be excluded,
  - a) if a member has grossly violated the obligations incumbent on him under these statutes
  - b) if a member has grossly violated the laws of custom, decency and fairness,
  - c) if a member has not met a payment obligation entered into towards the association despite two written reminders.
2. The exclusion takes place by resolution of the executive board. Objections to this decision, which must be sent and substantiated by registered mail, can be lodged with the election and arbitration committee within 14 days of receiving of the letter. If the electoral and arbitration committee does not agree to the exclusion, it has a corresponding procedure as described in these statutes perform. Otherwise, he must inform the member concerned by registered mail that the decision of the Board remains.

## **§ 16 organs of the association**

1. The organs of the association are
  - a) General Assembly,
  - b) the board of directors,
  - c) the election and arbitration committee.
2. Participation in the board of directors and in the election and arbitration committee is voluntary. Reasonable expenses will be reimbursed.

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

The general assembly is responsible for:

1. Receipt of the annual report of the Board of Directors and the report of Auditor,
2. Discharge of the board of directors,
3. Election of the board of directors,
4. Election of the election and arbitration committee,
5. Election of auditors,
6. Determination of contributions, admission fees and levies,
7. Approval of the budget,
8. Amendments to the Articles of Association,
9. Election of honorary members,

10. Acquisition and sale of the association's real estate and Encumbrances of the same, unless they are not approved for security or serve as permitted borrowing according to these statutes,
11. Entering into liabilities over EUR2000, -in individual cases annually, insofar as such liabilities are not covered by the approved budget are,
12. Dissolution of the association.

## **§ 18 Ordinary General Meeting (Annual General Meeting)**

The annual general meeting must be held within 3 months of the end of the financial year with a notice period of 3 weeks, stating the agenda in text form according to § 126 b BGB (e.g. by email). Members who do not have an e-mail address / access are invited by letter. Requests for the agenda of the annual general meeting must be submitted in writing to the board at least 14 days before the meeting. All motions, including those from the board of directors, are to be made available to all members by the board in the association's office at least one week before the general meeting. The agenda of an annual general meeting must contain at least numbers 1, 2 and 7 of §17 as well as every two years include numbers 3, 4 and 5 of §17.

## **§ 19 Extraordinary General Assembly**

Extraordinary general assemblies can be called by the board at any time if there is an important reason. They must be convened if 49% of all members request this, stating an important reason. The notice period is 14 days. Every time an extraordinary general meeting is called, the reason must be stated in the call. Applications for the extraordinary general meeting must be presented to the board 8 days before the meeting and be available to all members in the office of the association at least 4 days before the meeting. In extraordinary 5/11 GSA statutes as of February 29, 2020 General meetings are the subject of motions, elections and resolutions only for the important reason given in the invitation (item on the agenda).

## **§ 20 Execution of the general meeting**

1. A duly convened general meeting has a quorum regardless of the number of members present and entitled to vote.
2. The chairman of the board of directors chairs the general assembly, and if he is unable to do so, one of the deputy chairmen of the board of directors.
3. Every full member, special member and honorary member has one vote in the general assembly. The transfer of voting rights is excluded. The other, non-ordinary members are allowed to attend the general assembly.
4. Minutes are to be kept of the general assembly, which must be signed by the secretary and the chairman of the general assembly. The protocol must contain
  - a. the number of voters,
  - b. the election results,
  - c. the motions submitted with voting results,
  - d. the wording of the resolutions passed.

5. The minutes of each general meeting must be available for members to inspect in the office of the association between the tenth and the thirtieth day after the general meeting.
6. Resolutions of the general assembly are made with a simple majority of the voting members present at the vote. In a tie vote, the chairman decides.
7. Changes to the statutes require a 2/3 majority of the voting members present.
8. Elections according to § 17 No. 3, 4 and 9 are to be made in writing and secretly. All other elections and resolutions of the general assembly can be made by show of hands. If, however, a member who is present and who is entitled to vote and who is entitled to vote makes a motion for a secret ballot, a majority of the members present shall decide on this motion by show of hands.
9. The elections according to § 17 No. 3 and 4 take place individually for each function. After the majority of the voting members present have approved, it is permissible to vote on all positions to be filled by block voting. In the case of a secret ballot or a block ballot, the candidates with the most votes are considered elected.
10. Members not present at the general assembly can only be elected if they have given in advance a written declaration of acceptance in the event of the election. Applications to the general assembly will be dealt with if the respective applicant is present at the general assembly and justifies his application. Applications to the general assembly will also be dealt with if the respective applicant does not attend the general assembly 6/11 GSA statutes as of February 29, 2020 is present, provided that a member present submits the request takes over.
11. Elections and resolutions of the general assembly can only be contested within a period of 6 weeks after the date of the ballot or the decision by filing a complaint with the competent local court. After this period has expired, contestation is excluded.

## **§ 21 The Board of Directors**

1. The board is composed of
  - a. the chairman,
  - b. a deputy chairman,
  - c. seven other members.

The board members are assigned an area of responsibility / department. At the GM, each member of the board presents a report for the previous year and a plan for the coming year. If you are absent from the organizer, this must be done in writing. The chairman has no additional department of responsibility. The departments are set out in Appendix 2 to the Articles of Association. The departments can be discussed by the plenum and adjusted if necessary.

2. All full members and the managing director appointed in accordance with §22 No. 2 of these statutes are eligible for membership in the board. The electoral commission actively tries to ensure that candidates from all four regions of Germany (north, south, east, west, as categorized on the website) are represented.
3. The proposed functions are included in the nominations for the board of directors to announce the individual candidates to the general assembly.
4. There are only at least two board members to represent the association jointly authorized. 5. The members of the board of directors are appointed by the ordinary General assembly elected for a period of 2 years. In addition, the board of directors remains in office until the next board member is appointed in accordance with the statutes. Re-election is permitted.

6. If a board member leaves the board prematurely, the board can temporarily fill or manage the vacant position until the next general meeting.
7. The board of directors decides with a simple majority of the members, in case of a tie the chairman decides.
8. Board meeting: the board meets once (1) a month, either live, online or both. Participation is mandatory for the board members.

## **§ 22 Responsibility of the Board of Directors**

1. The board of directors conducts the business of the association within the framework of these statutes in accordance with its business allocation plan, its rules of procedure and the resolutions of the general assembly. The business distribution plan is to be made known to the members immediately after the election.
2. The board of directors is entitled to appoint committees for general and special tasks for the duration of the financial year or in some other way for a limited period. The board of directors is entitled by board resolution 7/11 GSA statutes as of February 29, 2020 to appoint a managing director and his area of responsibility. The managing director can be appointed for a period of 2 years. The managing director does not need to be a board member.
3. The chairman is the spokesman for the board. He leads the general assembly and meetings of the board. It oversees the activities of the Board of Directors. He has the right to be present in all committees. If he is unable to attend, his deputy will take his place. The function of the deputy and the other board members is regulated by the schedule of responsibilities.
4. Accountability: The working groups (AG) of the GSA report quarterly (e.g. in writing) to the board on the status of the work, plans for the future of the AG. The secretariat / the managing director reports to the board during board meetings. The individual members of the Board of Management report to the Board of Management as a whole on their assigned department during the board meetings.

## **§ 23 The election and arbitration committee**

1. The election and arbitration committee consists of three members. You cannot be a board member at the same time.
2. The members of the election and arbitration committee are elected by the general assembly for a period of 2 years. Only ordinary members can be elected. Re-election is permitted. § 21 No. 5 applies accordingly.
3. If a member of the electoral and arbitration committee leaves the company prematurely, the board can temporarily fill the vacant position until the next general meeting.
4. After its election, the committee determines the chairman of the election and arbitration committee by a majority from among its members. The chairman of the election and arbitration committee is the contact for the board.
5. The chairman of the Election and Arbitration Committee shall convene the meetings of the committee if the committee is involved in one of its tasks listed below. The committee has a quorum with three members. Minutes are to be kept of its meetings in which resolutions are to be listed verbatim.

6. In the event of being prevented or resigning, the chairman of the election and arbitration committee will be replaced by the oldest full member of the Committee represented.

## **§ 24 Procedure and tasks of the election and arbitration committee**

1. Negotiations in the election and arbitration committee are verbal. Those involved must be given sufficient opportunity to explain themselves.
2. The tasks of the election and arbitration committee are
  - a. advising the board of directors on personnel matters. The board of directors should hear the chairman of the election and arbitration committee before making personnel decisions;
  - b. the arbitration and decision of disputes between members and the board of directors, between members and association employees, as well as between members among themselves, if the electoral and arbitration committee is called by at least one of the disputing parties. If an arbitration is not possible, the election and arbitration committee makes a decision that is binding for both parties;
  - c. preparing for the election of the board if the entire incumbent board no longer wants to stand for election and cannot find suitable candidates for the successor. In this case, the election and arbitration committee has to take the necessary measures in good time before the annual general meeting with the aim of proposing suitable and ready-to-run members for the new board to the annual general meeting;
  - d. in the event of the resignation of the entire board during his term of office, the calling and holding of an extraordinary general meeting, for the preparation of which § 20 applies accordingly;
  - e. the implementation of the election of the board every two years in the general assembly.
3. In the cases according to No. 2 d) and e), the elective and Arbitration committee by its chairman.

## **§ 25 Auditor, Annual Accounts and Auditing**

1. Two auditors are elected by the general assembly for a period of 2 years. The elected auditors may not be members of the board.
2. The board of directors has to prepare an annual financial statement within 6 weeks after the end of the financial year.
3. These annual accounts are to be checked by the auditors in good time before the annual general meeting. The task of this audit is to determine whether the bookkeeping and the annual financial statements comply with the law, the articles of association and the resolutions passed by members. A written report must be drawn up on the result of the audit and presented by one of the auditors to the annual general meeting.
4. The auditors are obliged to ensure the correctness of the bookkeeping and the proper use of the association's financial resources during the financial year. For this purpose, they should carry out random checks at irregular intervals without notifying the Board of Directors beforehand.
5. Complaints and recommendations are to be put on record and submitted to the board immediately.

6. Only ordinary members who are personally and / or professionally suitable for this office are eligible for the office of auditor. Re-election Section 26 Honors of the auditors is permitted.

### **§ Section 26 Honorary Award**

Beside the election as an honorary member, special services to the association can be highlighted by awarding a badge of honor. The award is made by the board of directors in appreciation of the services to the tasks and goals of the association.

### **§ Section 27 Disciplinary Measures**

1. The board of directors can take the following disciplinary measures, which must be communicated to the affected member in writing:
  - a) warning,
  - b) Fines for youth development up to the amount of the annual fee for active members,
  - c) temporary exclusion from all or particularly specific membership rights,
  - d) Exclusion from the association.
2. The member concerned has the right to object to a disciplinary measure by the board of directors in accordance with Section 15 No. An exception to this is a measure according to §15 No. 1 c). The election and arbitration committee has to decide on the objection. The decision of the election and arbitration committee is binding for both parties and is to be communicated to both the board and the member concerned by means of a letter.

### **§ 28 Contributions, Fees and Allocations**

1. Membership fees and allocations are determined at the general meeting within the framework of a fee schedule. The contribution regulations are not part of the statutes. Allocations are only permitted to regulate extraordinary financial needs of the association and may not exceed an annual fee per member.
2. The membership fees are due for payment immediately at the beginning of the business year or if they join during the business year. The board of directors can waive or defer the payment of an annual fee or an allocation in whole or in part for an important reason at the request of an affected member.

### **§ 29 Dissolution of the Association**

1. The association is dissolved if the ordinary general meeting decides to dissolve it or if the number of members falls below three.
2. A general assembly that has to decide on the dissolution of the association is only quorate if 2/3 of the voting members are present. The dissolution itself can only be decided with a 3/4 majority of the voting members present at the vote. If the general meeting does not have a quorum, a new general meeting is to be called, which is quorate in any case. This is to be pointed out in the new convocation. 10/11 GSA statutes as of February 29, 2020

3. In both cases, the executive board in office at the time of the dissolution resolution is appointed as the liquidator. The assets remaining after dissolution are to be transferred to the City of Berlin with the stipulation that they can be used directly and exclusively for charitable purposes within the meaning of the statutes.

### **§ 30 Notification Obligations**

Changes in the composition of the board of directors, changes to the articles of association and the dissolution of the association must be reported to the registry court, and the dissolution of the association to the responsible tax office.

### **§ 31 Entry into effect**

These statutes were approved by the general assembly of the association on December 9th, 2007. It comes into force when it is entered in the register of associations at the Berlin Local Court. The last entry was made on 07.07.2020.