

CONSTITUTION

Article 1. Aim

The association bears the name European Physical Education Association ASBL (EUPEA), whereby both names can be used together or separately.

EUPEA is a non-profit and Non-Governmental Organisation of national Physical Education (PE) Associations, which promotes PE and School Sport in Europe by working with appropriate Governmental and Non-Governmental Organisations and individual experts and professionals.

Article 2. Registered office

EUPEA has its registered office at the Maison des Sports Josy Barthel, 3 Route d'Arlon, L-8009 Strassen, in Luxembourg.

Article 3. Membership and membership categories

Membership is open to any legitimate PE Association in a European country.

Legitimate is defined as an Association which represents an identifiable body of the profession of PE teachers in its country of origin and has both a formal structure and procedures.

Individual or Institution members can join when having relevant experience in PE and School Sport and/or a link to physical education and School Sport in Europe. Such members shall not have voting rights, cannot hold office and cannot be a member of the Board, except for the representative of the Institution members.

Members have to pay in full a yearly membership fee defined by the Forum.

The number of members is unlimited. The minimum number of members is three.

Article 4. Withdrawal

The withdrawal of a membership can be carried out by notice in writing at the end of a calendar year.

Leaving members are not entitled to the Associations fortune.

Article 5. Exclusion

Members can only be excluded if they act actively and severely against this constitution or the interests of EUPEA.

Article 6. Organs of the association

The organs of the Association shall be:

- the General Assembly (Forum);
- the Board;
- the Executive Committee.

Article 7. General assembly (Forum)

The General Assembly (Forum) is the supreme organ of the Association and takes place annually. It is convened by the Board at least four weeks in advance by written notice or by email to all members stating the place, time and agenda.

An extraordinary General Assembly (Forum) can be convened by the Board, by resolution of the General Assembly (Forum) or if at least one fifth of the members with voting rights require this by written justification. It will be convened by the Board at least two weeks in advance by written notice or by e-mail to all members stating the place, time and agenda.

The General Assembly (Forum) elects the Executive Committee and the Board. It approves the annual report and the annual accounts. It decides on all matters which are submitted to it by the Board for approval, on any motion submitted by members and on any other issues entitled to the Assembly by law.

Motions of members of the General Assembly (Forum) must be submitted at least ten days in advance to the General Secretary in writing. Motions to an already existing agenda item may also be provided at the Assembly.

The General Assembly (Forum) is independent of the number of members with voting rights present to constitute a quorum. It decides in the simple majority, except for changes to the statutes and for a dissolution of the Associations. In a tie, the President has the casting vote.

For a change of the statutes, the approval of two thirds of the members with voting rights present is required.

Article 8. Resolutions of the general assembly (Forum)

The resolutions of the General Assembly (Forum) are recorded in minutes and signed by the President and the General Secretary.

Article 9. Structure

The General Assembly (Forum) is composed of all member Associations, Institutions and Individual members in good standing.

The Executive Committee shall be composed of at least four members (President, Vice-President, General Secretary, Project/Scientific Adviser) representing at least two countries.

Subject to confirmation by the General Assembly (Forum), the Board can propose up to three additional members.

The Executive Committee will serve for three years and can be re-elected.

In the event that one of the members of the Executive Committee is unable to complete his/her term of office, the following action will be taken:

- If it is the President, the Vice President will assume the position of President until the next General Assembly (Forum) when an election will take place, unless there are less than two months to the General Assembly (Forum) in which case the election will take place at the General Assembly (Forum) after that.
- If it is the Vice-President or the General Secretary, the Executive Committee will propose to the Board a replacement, taken from the members of the Board, who will assume the position until the next General Assembly (Forum) when an election will take place unless there are less than two months to the General Assembly (Forum) in which case it will take place at the General Assembly (Forum) after that.
- If it is the Project/Scientific Adviser, the Executive Committee will propose to the Board a suitable replacement who will fill that position until the next General Assembly (Forum) when an election will take place, unless there are less than two months to the General Assembly (Forum) in which case the election will take place at the General Assembly (Forum) after that.

The Board of EUPEA will be composed of the following persons:

- The National Associations of a region shall organise their own election, if not, then representatives for the designated regions will be proposed by the Executive Committee for approval by the Forum.
- The Institution members shall organise their own election, if not, then one representative for the Institutions will be proposed by the Executive Committee for approval by the Forum.
- A treasurer elected by the General Assembly (Forum).
- A person responsible for development and fundraising elected by the General Assembly (Forum).
- The immediate Past President
- Subject to confirmation by the General Assembly (Forum), the Board can propose up to two additional members.
- The members of the Executive Committee.

No member of the Board can hold more than one position at the same time.

If a Board member other than a member of the Executive Committee is unable to complete his or her term of office a suitable replacement will be found by the Board until the next General Assembly (Forum), when an election will take place unless there are less than two months to the General Assembly (Forum) in which case the election will take place at the General Assembly (Forum) after that.

EUPEA shall work with consultants and other organisations as it deems necessary to achieve its objectives.

The Board has in particular the following tasks:

- Decision-making in all matters that are not expressly transferred to the General Assembly (Forum) or other organs. In particular, the management of the Association and the safeguarding of its interests;
- making the Association's decisions;
- representing the Association in external forums;
- determining the persons authorized to sign and their signatory;
- appointing of the necessary staff for the Associations' tasks;
- approving all regulations required for the Associations' activities;
- proposing of the budget and the annual report to the General Assembly (Forum);
- preparing the matters of the General Assembly (Forum);
- proposing the exclusion of members to the General Assembly (Forum);

The Board is authorized to delegate specific tasks to the Executive Committee.

The Board reaches a quorum when at least half of the members with voting rights are present. It decides in the simple majority. In a tie, the President has the casting vote

Article 10. Operational procedures

The General Assembly (Forum) shall meet at least once a year and the Board will meet at least twice a year.

EUPEA can only become involved in the affairs of individual countries at the request of the respective national member Associations.

Every member Association has the right to vote in the General Assembly (Forum). The vote must be carried out in person, except for an extraordinary General Assembly (Forum) deciding the dissolution of the Association.

All member Associations and Individual/Institution members shall pay an annual subscription. The amount of the subscription is to be decided by the General Assembly (Forum).

Official EUPEA activities, conferences for example, can be organised in member countries or other European countries as approved by the Board.

The official language of EUPEA shall be English and the official version of EUPEA documents will be in English, although they can be translated into other languages.

All Associations or Individual/Institution members wishing to become members should complete the EUPEA application form and membership has to be approved by the General Assembly (Forum)

The financial year is identical to the calendar year.

Article 11. Funds

The funds of the Association consist of:

- the membership fees of the members;
- interest of the Association fortune;
- legacy, donation and other allocations, etc.

The membership fees are set by the General Assembly (Forum) and are payable for one year. The annual fee is payable within four weeks of the invoice being issued. The maximum amount of the annual fee is set at € 100 for natural persons (individual members) and € 250 for legal persons (association and institution members).

Article 12. Liability

The liability of the Association shall be limited solely to the Association's fortune.

Article 13. Dissolution

An extraordinary General Assembly (Forum) can decide the dissolution of the Association with a two-thirds majority of the members with voting rights. Liquidation will be executed by the Board, if the General Assembly (Forum) has not requested a special liquidator. The competences of the General Assembly (Forum) remain full in force during the liquidation.

The inflow and the use of the remaining fortune is determined by the Board.

Strassen, Luxembourg, 23rd of June 2023