

**CONSTITUTION OF
the physical culture association, which does not conduct commercial activities**

..... „FREEDIVING POLAND” Association.....
(name of the Association)

CHAPTER I

§ 1

1. The organisation holds the name of „FREEDIVING POLAND” Association, further called the “Club”
2. Name of the association is legally protected.
3. Club activities are based on the regulations of Polish Law Act from January 18, 1996 stating about physical culture (Law Act Journal from 2001, No 81 pos. 889 with later amendments). Club pays special attention to qualification requirements and safety regulations in diving and Polish Law Act from April 7, 1989 – Association Law (Law Act Journal from 2001, No 79 pos. 885 with later amendments) and herewith constitution.

§ 2

1. The Club activities take place in Poland and abroad. Club headquarters are located in the city of Torun.

§ 3

1. According to the art. 7a pt. 1 and 2 of the Law Act stating about physical culture, the Club is given a form of an association and therefore is obligated to comply with registration duty. The Association is a legal person (entity).
2. The Club can be a member of Polish Diving Association (Polski Związek Płetwonurkowania), other sport associations and international organisations within the same or similar activity profile.
3. The Club co-operates with kujawsko-pomorskie province authorities in possible and suitable ways.
4. General Assembly of Members decides on the accession or withdrawal from organisations mentioned above in pt. 2. Decision requires minimum of 2/3 votes of entitled common members.

§ 4

The Club uses colours and organisation logos – according to the regulations in force.

§ 5

Authorities of the Club use a round seal with the inscription „Freediving Poland” Association (Stowarzyszenie „Freediving Poland”).

§ 6

The Club has the right to employ workers according to the regulations in force.

CHAPTER II

§ 7

Freediving Poland's goals are:

1. Development of the record-seeking sport in the field of diving, with the support of all available personal and financial means.
2. Stimulation of activities and common responsibility for the future of the Club.
3. Education of the Club members according to the Olympic movement traditions.
4. Execution of activities for the benefit of environmental protection.

§ 8

The Club realizes its goals by:

1. Participation in national and international sport competitions.
2. Co-organisation of trainings for instructors and trainers.
3. Organisation of sport camps, training camps and other events.
4. Creation, maintenance and management of sport facilities.
5. Promotion of different forms of sport, taking care of physical culture and sport development especially by promotion of rules of safe freediving.
6. Co-operation with kujawsko-pomorskie province authorities.
7. Co-operation with governmental and local government institutions, sport associations and social organisations.
8. Keeping in touch with relevant Polish and international sport organisations.
9. Promotion and popularisation of diving.

§ 9

The Club can not conduct any commercial activities.

CHAPTER III

Members, their rights and duties

§ 10

1. Natural and legal persons can become Club members.
2. Club members are divided into:
 - 1) common members
 - 2) honourable members
 - 3) supporting members

§ 11

1. Adult persons can become Club members after submission of written declaration.
2. Natural persons can become honourable members if they are persons of merit for the sport development in Poland. The dignity of honourable membership is given by the General Assembly of Members.
3. Natural and legal persons interested about the Club activities can become supporting members. The Club Board accepts them after submission of written declaration.

§ 12

Club membership ends by:

1. Voluntary withdrawal submitted in writing to the Club Board.
2. Exclusion from the members' list by the resolution of the Club Board for being behind with membership fees for the period longer than 6 months.
3. Loss of citizen rights due to valid legal sentence.
4. Death of the member.
5. Dissolution of legal person – supporting member.

§ 13

1. The Club Board's resolution on member exclusion can be appealed to the General Assembly of Members at least 21 days before the date of the General Assembly.
2. Resolution of the General Assembly is final.

§ 14

1. Common members have the right:
 - 1) To chose and be chosen for Club authorities.
 - 2) To participate in national and international sport events and other activities of the Club, use Club facilities according to the rules stated in appropriate regulations.
 - 3) To announce proposals and demand their consideration in all issues concerning activities of the Club.
2. Members – participants in the age of 16-18 years of age are able to use active and passive voting right. However the majority of Board members has to consist of persons able to undertake legal actions. Persons under 16 years can belong to the Club under condition of allowance of their legal representatives. However under aged have neither active nor passive electoral rights.
3. Honourable members have all the rights of common members and are excluded from membership fee obligation.
4. Supporting members have the right:
 - 1) To use Club facilities.
 - 2) To announce proposals concerning Club activities.

§ 15

1. Common members and participants are obligated:
 - 1) To protect the good name of the Club, comply with the fair play rules in sport and keep faultless moral position.
 - 2) To comply with Club constitution and resolutions.
 - 3) To participate actively in realisation of constitutional goals.
 - 4) To participate actively in sport and organisational life of the Club.
 - 5) To submit membership fees systematically.
2. Supporting members should contribute in special way to the realisation of the Club's constitutional goals. Besides, they have obligations of common members.
3. Honourable members have the obligations of common members.

CHAPTER IV

Club authorities

§ 16

1. Authorities of the Club consist of:
 - 1) General Assembly of Members
 - 2) Club Board
 - 3) Auditing Committee
 - 4) Arbitration of Club Fellow-Members
2. Authorities' term expires after 2 years.

§ 17

1. General Assembly of Members is the highest authority of the Club.
2. General Assembly is called together by the Club Board.
3. Club Board informs all members or delegates about the date, place and program of the General Assembly and Extraordinary General Assembly at least 14 days before the event.
4. General Assembly participants are:
 - common and honourable members or delegates chosen at section meetings – with decision rights,
 - conceding authority members, supporting members and invited guests – with advisory rights.
5. Resolutions of the Association authorities are resolved in open voting by ordinary majority of votes. Assembly has to be attended by minimum $\frac{1}{2}$ of entitled voters. Participants of the assembly can agree to execute secret voting.

§ 18

1. Among the tasks and competences of the General Assembly are:
 - acceptance and consideration of reports on activities of the Club
 - adoption of the annual report of the conceding Board
 - resolution of the program and financial assumptions
 - resolution and changes in the constitution
 - election of Club authorities, including the chairman, deputy chairman and secretary
 - granting awards and distinctions
 - granting the dignity of honourable member
 - consideration of appeals in membership cases
 - resolution on Club dissolution and devotion of its property
3. Extraordinary General Assembly deliberates on the issues it was called for.
4. Extraordinary General Assembly can be called together at any time, initiated by the Board, on request of the Auditing Committee or initiated by ten Club members.
5. Resolutions of the General Assembly are resolved when:
 - in the first term – the number of present members is as stated in §17 pt.5
 - in second term set to be 30 min later after the first term – no matter what the number of present members entitled to vote is.

§ 19

1. Club Board consists of 4 elected persons, including the chairman, deputy chairman, secretary and Club director called up by the Board on request of its chairman.
2. Among Board competencies is execution of General Assembly resolutions and especially:
 - representation of the Club and undertaking actions on behalf of the Club
 - management of the Club property and funds
 - preparation of the action plan
 - acceptance of annual financial reports
 - resolution of regulations for the Board and sections activities
 - acceptance of new members
 - resolution of decisions in the membership, distinction and penalty issues
3. Board sessions are called together by the chairman at least twice a year.

§ 20

1. Auditing Committee is chosen by the General Assembly and consists of three members which simultaneously are not Board members.
2. At its first session the Auditing Committee chooses the chairman among own members.
3. Auditing Committee is created to control the overall activities of the Club with the special focus on financial and current activities of the Board.
4. Chairman of the Auditing Committee can participate in the Board meetings.
5. Auditing Committee sessions take place at least twice a year.

§ 21

1. Arbitration of Club Fellow-Members consists of three members which simultaneously are not Board and Auditing Committee members.
2. The Arbitration competences include consideration of every written applications of Club members, excluding applications and complaints concerning the Club Board.
3. The Arbitration gathers on written request of the Club member and has the obligation to finish the investigation within 1 month.
4. The Arbitration finishes the investigation by resolving a statement which is later published among all members.
5. The sides of the dispute have the right to appeal from Arbitration of Club Fellow-Members' statement to the next General Assembly in 14 days after the statement has been negated.
6. To prepare the statement, the Arbitration institutes legal explanation proceedings.
7. The Arbitration statements are resolved by its all members.

CHAPTER V

Distinctions and penalties

§ 22

1. For remarkable sport achievements, for devotion in work for the Club the Board has the right to grant following distinctions:
 - praise
 - diploma

- financial prize
- 2. Club Board can apply to local authorities for granting other prizes, distinctions and awards stated by relevant regulations.

§ 23

1. Issues of fellow-member offences are considered by the Board, which has the right to issue a penalty of:
 - admonition
 - reprimand
 - suspension in member rights
 - prohibition of executing functions in Club authorities for a certain period of time.
2. In cases resulting from abuse of regulations of sport associations by the competitor or concerning change of the club, the Club Board makes decisions based on regulations in force.

CHAPTER VI

Property and funds

§ 25

1. Property of the Club consists of real estate and funds.
2. Funds consist of :
 - membership fees,
 - endowments,
 - inheritances and donations,
 - incomes from own activities,
 - incomes from public property and donations.
3. Declarations in property and other matters can be undersigned on behalf of the Club by two Board members.
4. Sale of Club property requires the agreement of the General Assembly of Members, which additionally states ways of fund management.

CHAPTER VII

Organisational matters

§ 26

1. Elections of all authorities of the Club are organised through secret or open voting (decision on secrecy depends on separate resolution regarding this matter).
2. Resolutions of all authorities are made by ordinary majority of voices, under condition of minimum attendance of ½ of entitled voters. Some voting cases stated in the constitution comply with separate regulations.
3. In case when the members of Club authorities concede during the cadence period, the authorities have the right to co-optation. However the number of members co-opted can not exceed 1/3 of members originating from elections.

CHAPTER VIII

Constitution changes and Club dissolution

§ 27

1. Constitution change or Club dissolution can be resolved by the General Assembly only with the majority of 2/3 voices. General Assembly has to be attended by minimum ½ of entitled voters.
2. In case of Club dissolution, its property is devoted for social purposes.