

THE STATUTES
of
“Moldavian Christian Aid”

Chisinau 2007

1. GENERAL PROVISIONS

- 1.1. Association “Moldavian Christian Aid”, hereinafter referred to as “Association” is a non-governmental, non-political, non-profit Association, constituted by the associated persons’ free will, for realising together the purposes determined in the present Statutes.
- 1.2. The complete name of the organization: **Association “Moldavian Christian Aid”**.
- 1.3. The Association is created and develops its activities under the Constitution of Republic of Moldova, the Law of Republic of Moldova on Civic Associations nr. 837-XIII from the 17th of May 1996 and the present Statutes.
- 1.4. The Association is constituted in organizational-juridical form of “civic association”.
- 1.5. The Association becomes a legal entity from the moment of Statutes registration at the Ministry of Justice of the Republic of Moldova, disposes of all rights and obligations that are assigned by the law to such a category of legal entities. The Association disposes of seal, logo, proper financial balance, bank account in lei and in foreign currency, fiscal code and other attributes of a legal entity.
- 1.6. The Association represents a republican civic association and develops its activity on the whole territory of the Republic. The duration of activity of the Association is not limited.
- 1.7. The Association is non-profit, non political, for public utility and during its activity will not distribute its incomes or property between its founders or other private persons, inclusive in the association’s reorganization or liquidation processes.
- 1.8. All accumulated by the Association financial means will be directed to the realization of the aims, stipulated in the given Statutes.
- 1.9. The Association will not use any part of its property or of its income in the interests of any member of Association, of any founder, or any other private person.
- 1.10. The Association will not support any political party, any electorate coalition or any candidate to any function in the frameworks of public authorities, and will not use any part of income or property to finance them.
- 1.11. The Association disposes of a distinct property, necessary to start the activities foreseen by statutes, and is responsible with this property for association obligations.
- 1.12. The Association juridical address is: **Republic of Moldova, Chisinau, Independentei 10 str., bl.3, ap. 57B.**

2. THE MAIN PRINCIPLES OF THE ASSOCIATION ACTIVITIES

- 2.1. The Association is constituted and develops its activities on the principles of liberty of association, legality, accountability and transparency, equality of rights of all members, freedom of opinion expression by all members and their equal access to all information about the Association’s activity, its management and administration.
- 2.2. The Association is free to choose the type of activities, forms and methods of work and to settle its internal organizational structure. Any implication of public authorities in the Association’s activity is forbidden, as well as forbidden the implication of Association in the activities of public authorities.
- 2.3. The Association promotes in its activity the national, civic, democratic values, partnership, open competition, and respects the ethics of non-profit sector.
- 2.4. During its activity the Association will avoid the conflict of interest appearance.
- 2.5. The Association activity is transparent; the whole information on basic constitutive and program documents is accessible for the large public. All people and legal entities have the guaranteed access to the activity and financial reports of Association.

3. THE AIMS AND IMPLEMENTATION METHODS

3.1. Association has the following purposes:

- support of the social Christian initiatives and other domains of public utility;
- realization and protection of civil rights, social rights, and other legal rights of Moldova citizens;
- health and social protection;
- citizens involvement in philanthropic activities;
- development of educational and cultural activities and traditional Christian values promotion;
- to acquire and promote knowledge in the proper activities areas;
- culture and art development;
- environmental protection;
- support and implementation of the charitable activities.

3.2. To accomplish its purposes, the Association will carry out the following activities:

- elaboration, implementation/realisation, evaluation and monitoring of diverse projects at local/national level with the purpose of socio-economical and human potential development of RM and with the purpose to achieve the Association's objectives.
- the elaboration of some methods, concepts, ideas via basic human liberties and rights' protection and promotion phenomena learning;
- participation and organisation of seminars, conferences, assemblies, lessons, etc., in priority directions of the Association activities to accomplish statute purposes with inviting of the qualified specialists ;
- analysis of the socio-juridical problems drastically affecting Moldova society;
- population awareness raising;
- publishing and dissemination of the periodical editions for youth and children;
- offering social support to the socially vulnerable groups;
- offering consultancy, analysis, evaluation and monitoring support within the all social and economical sectors;
- Tourism (pelerinaj) organisation;
- campaigns conducting for donors and volunteers attraction, as well as entertainment, cultural, sport actions and other mass manifestations;
- mass holydays, sport activities, festivals, seminars, congresses, exhibitions, fairs, prays organisation;
- value papers and autor rights acquisition and realisation;
- facilitating business relations establishment and development at national and international level;
- support of elaboration and publication of documents and researches of public interest
- editorial activities with the purpose to promote the Association's activities;
- organization scientific, cultural or other activities contributing to Association's purposes realization;

- support of study visits or any other forms of experience exchange with other similar organizations of initiatives groups;
- scientific and project researches performance;
- dissemination of the specific to the association activity literature and information to the all interested persons;
- contribution to the promotion of the social, economical, cultural etc. initiatives of public utility;
- elaboration and financing of specific programs for training and specialization in country or abroad of citizens, regardless of social category and qualification level, by granting scholarships, financial aid, technologies, etc.;
- invitation from country and from abroad, as well as diverse physical and juridical persons contactation for the purposes that are foreseen but present statute;
- relations development in the domain of culture, education and science between the Republic of Moldova and other states on the base of ideas and information free change in the democracy and freedom spirit;
- financial encouragement and support of mass media organs development and of educational activity by organizing symposiums, congresses, exhibitions, conferences, or other meetings as in country as abroad;
- support of public, civil, and non-profit institutions, universities and schools from the Republic of Moldova.

3.3. To accomplish the purposes set, the Association has the following rights:

- to represent the interests of Association in front of public authorities and other organisation;
- to assure its members' rights and interests protection;
- to foundate own mass media and to use them according to the Law;
- to carry out editorial activity;
- to distribute information about its activity;
- to obtain from public authorities the information necessary for its statute activities carrying out;
- to conclude agreements from its name, to purchase and to sell goods and services according to purposes from statute;
- to participate at national and international competitions to obtain the social orders and dotations from the state, as well as to get grants and scholarships from other countries, national, foreign and international foundations;
- to conclude bilateral and multilateral agreements with physical and juridical persons on colaboration, via accomplishment of purposes and tasks required by statute;
- to found enterprises and other organisations with the juridical person rights;
- to buy propriety, movable and immovable means necessary to carry out the activities and to insure the good function of Association.

3.4. According to art. 188 CC of Civic Code, the Association has the right to carry out economical activities that result from the pruposes foreseen by statute and exclusively for accomplishment of purposes of statute.

4. GOVERNING AND CONTROL BODIES

4.1. Into the organizational structure of Association enter following bodies:

1. General Assembly
 2. Board
 3. President
 4. Censor.
- 4.2. The supreme governing body is the General Assembly of members or of those delegates that convenes ordinary or extraordinary.
- 4.3. The **General Assembly** has the following main attributions:
- determinates the main Association's activity directions;
 - decides on Statute adoption, completion or modification;
 - examines and approves the annual budget, annual financial balance;
 - elects and dismisses the Board members, Censor, President;
 - approves the reports of Board and of Censor;
 - decides about Association's reorganization or liquidation;
 - decides about any other problems concerning the Association's activity.
- 4.4. The General Assembly ordinary meetings shall be convened as necessary, but at least once per year. The General Assembly shall be convened by the Board that shall inform all Association's members by at least 15 days before the date of Annual Meeting. The announcement about meeting convocation shall contain agenda, place, date and time of the meeting. About superior body convocation shall be announced to every member separately or by mean of periodical that is indicated in the Association's statute.
- 4.5. The extraordinary General Assembly convocation is made by Board on its own initiative, at President's, Censor's request or at request of at least one third of total number of Association's members.
- 4.6. The extraordinary General Meeting shall be convoked in at most 2 months time, from the date of decision's presentation concerning extraordinary meeting convocation adopted by the persons specified in Article 4.5 of statute. In case that Board refuses or temporize knowingly the extraordinary meeting convocation of General Assembly, the authorized persons have the right to convene the extraordinary meeting without the Board accord in the way indicated for this.
- 4.7. The General Assembly has quorum only if 50% plus one of total number of members or their representatives are represented. Each member has one vote. The resolutions shall pass by a simple majority of votes of those presented, excluding the decisions on statute's modification or completion, new members admitting, Association's reorganisation or liquidations, decisions that are adopted by consensus by the members presented at General Assembly.
- 4.8. If the General Assembly has no quorum, within one month period, the authorized body convenes repeatedly the General Assembly Meeting with the same agenda. Repeatedly convened meeting shall have quorum with participation of those presented.
- 4.9. The General Assembly can adopt resolutions only on matters included in agenda. Concerning the matters that have not been included in agenda, the General Assembly can adopt resolutions only if all Association's members participate or are represented.
- 4.10. The General Assembly development shall be certified in a protocol by secretary signed by President.
- 4.11. **The Board** is the Association's permanent governing body, subordinates to General Assembly. Issues falling within the competence of the Board:
- elaborates development strategies and determinates the main directions of the Association's activity, submitting them for approval to General Assembly;

- ensures the General Assembly's resolutions fulfillment and submits reports to General Assembly concerning Association's activity;
- elaborates the Association's budget, annual financial report and report on Association's activity, submitting them to General Assembly for approval;
- approves internal Association's rules and settles its organizational structure;
- approves staff lists, proposals for the staff appointment and dismissal, types and sizes of wages and salaries for the Association's employees;
- according to the law determines the financial accountability of Association's President;
- approves the Association's seal, symbols and forms;
- decides the Association's filial creation, reorganization and liquidation, their rules approval;
- manage the Association property and its activities on its increasing;
- settles how the donations can be used and allocated;
- ensures the Association's ethics keeping, that are foreseen in non-profit sector;
- decides on Association property purchasing and selling;
- administrates Association economical activity, goods administration;
- decides on Association's participation as founder of non-profit organizations and business societies;
- decides on all matters that do not correspond to exclusive competence of other Association's bodies.

4.12. Board is elected by General Assembly for a period of 5 years. The Board Meetings are convened as necessary, but at least once per trimester and have quorum, if 2/3 of members are present. The resolutions shall pass by a simple majority of votes. At the request of one Board member, the Board President is obliged to convene in 10 days its extraordinary meeting. If the President refuses or temporize knowingly the extraordinary meeting convocation of Board, the Assembly's member who requested the extraordinary meeting convocation has the right to convene the extraordinary meeting without the President's agreement.

4.13. Termination of membership of Board happens under following conditions:

- In case of decease,
- in case of dismissal, respecting the determined term by the dismissing person, but the term can not be shorter than one month from the written notification of President;
- In case of exclusion by General Assembly decision.

4.14. In situations foreseen in Article 4.13, the position from Board is vacant, and as soon as possible an other member shall be nominated.

4.15. The Board elects the **secretary**, who:

- carries out secretarial tasks;
- registers requests and demarches submitted to Association;
- draws up General Assembly's and Board Meetings' protocols;
- corresponds with public authorities and with other organizations and institutions.

4.16. The Association's **President** is simultaneously Board President, guides direct the Association in the period between Supervisory Board's Meetings and is competent on following:

- convenes and presides the Supervisory Board's Meetings;
- takes decisions on every matter concerning Association's activity and which is not on exclusive competence of other bodies;
- represents the Association in juridical instances, in relations with public authorities as well as with other physical and juridical persons;
- administrates operatively the Association's means, conducts transactions and signs agreements, opens bank accounts, signs other financial documents;
- organizes and directs the current Association's activity, its subdivisions and ensures the resolutions accomplishment, adopted by the Board;
- makes proposals for staff appointment and dismissal;
- is responsible for secretarial works maintenance;
- ensures the book keeping and statistics evidence according to the Law;
- carries personal responsibility for Association's activity and its property and financial means;
- elaborates proposals about the way how shall be allocated the collected donations and participates at humanitarian aid or other kind of aid distribution;
- provides to empowered public authorities the necessary information and presents them the reports established by law;
- issues orders, indications, instructions;
- decides about the methods and forms of work, ensures the integrity and rational use of Association property.

4.17. The President can, if necessary constitute experts groups to study some major problems concerned the Association's activity, for discussing some governmental programs in the domain of Association's activity, for attraction the public opinion on some society's major problems.

4.18. The control on economic-financial Association's activity is done by the **Censor**, elected by General Assembly for a period of 5 years. The Board members can not form a part of Censor's composition.

4.19. the Censor:

- analyses the Association's statute adherence, the General Assembly and Board resolutions accomplishment and presents conclusion concerning them to General Assembly.
- controls the opportunity and legacy of Association's financial means utilization.

4.20. The Censor has the right to require from Board information concerning their activity on a concrete period, to study all the acts, documents that envisage the Association's activity.

4.21. The Censor performs the control once a year. The Censor can decide on some controls from own initiative in case of suspecting of some violations in the Association's financial activity.

4.22. The control results are reported by Censor to Board and General Assembly.

5. THE ASSOCIATION'S MEMBERS. THEIR RIGHTS AND OBLIGATIONS.

5.1. The Association's founders get fullmembership status of Association. The Association's member can be any citizen of Republic of Moldova, as well as foreign citizen, as well as persons without citizenship who share and support the Association's objectives. The Association does not responsible for its members' financial obligations, and members do not responsible for the Association's financial obligations.

- 5.2. The candidature of future member of Association is discussed at Board Meeting. The decision on acceptance of the new member will be made by the General Assembly.
- 5.3. Each Association's member pays annually membership fees of 120 lei.
- 5.4. The Association's members have the following rights and obligations:
 - the right to participate at Association's activity, to elect and to be elected in any eligible function at Association, to participate at all Association's projects, to publish works and other materials at the press of the Association, to retract from Association, presenting or no the respective motives;
 - the Association's members have the obligation to respect the given statute stipulations, the resolutions of General Assembly, Board, President, to participate active at statute purposes accomplishment, to pay the membership fees in time.
- 5.5. The member who does not participate at Association's activity, intentionally breaking off the relation with the Association, as well as those members who violate the rules of the given statute, can be excluded from Association's membership by the General Assembly.

6. THE OWNERSHIP AND FINANCING SOURCES

- 6.1. The Association's ownership is formed from:
 - Membership fees: at entrance-60 lei, annual- 120 lei;
 - Association's members contributions;
 - sponsorships, donations and subventions, made by physical and juridical persons, from country and abroad, by international organisations, persons without citizenship etc,.
 - incomes from the state budget, local budgets and off-budget funds, incomes from securities, money on deposit;
 - incomes that come from own economical activity;
 - incomes that come as result of administration or alienation of property;
 - donations and subventions, inclusive those with a determinated purpose (charitable grants), offered by physical and/or juridical persons in the form of money or in other forms. The Association has the right to receive free-will donations from foreign citizenry, persons without citizenship, as well as from foreign and international organizations;
 - means that are obtained as result of resources accumulation activities (campaigns conducting for attracting means, some cultural, educational, entertaining, etc, activities organization);
 - incomes that come from juridical persons activity, that are established by the Association;
 - other means obtained according to law;
- 6.2. The Association can have in a property buildings, constructions, equipment, vehicles, as well other property necessary for activities to accomplish the purposes determined be present statute.
- 6.3. The Donations to Association can be in the form of immovable and movables, intellectual properties, securities, etc.
- 6.4. The whole Association's property, as well as income obtained from economical activity, is used to carry out the statute purposes and can not be distributed between members.

- 6.5. The property transmitted to the Association by its members as fees or donations can not be revoked and constitutes the Association's property.

7. THE ACTIVITIES TRANSPARENCY AND FINANCIAL REPORTING

- 7.1. The main parameters' reporting is performed according to the law. At the end of financial year, the President presents to Board a report concerning the Association's financial situation that follows to be confirmed by the Censor.
- 7.2. the Association's report is drawn up in pursuant to results of the year and contains:
- short description of Association's activity results for the reporting period;
 - the opening balance of reporting period;
 - the total income from at each source, stipulated in Article 6.1 of the present statute;
 - all expenses on carried out activities directions, indicating expenses for salaries, defalcations, taxes and other administrative expenses;
 - closing balance of reporting period.
- 7.3. The financial report is presented to all Association's members at General Assembly meeting.
- 7.4. The financial report is kept in Association, is accessible to all, and if possible is published in press.
- 7.5. To all physical and juridical persons is guaranteed the free access to Association's financial parameters.

8. THE STATUTES ADOPTION, COMPLETION AND MODIFICATION

- 8.1. The present Statutes is approved by General Assembly of Association's members.
- 8.2. The Association's members' suggestions on modifications and completions of the present statute are submitted to the Board, it include them for the examination at the next meeting of General Assembly agenda.
- 8.3. The statute modifications and completions are approved by the General Meeting resolution which has quorum at 50% plus one from the total members' number or their representatives and if for modifications and completions voted 2/3 from member numbers presented at the meeting. The statute stipulations concerning the Association's seat can be modified on the base of Board decision.
- 8.4. The statute modifications and completions come into effect for the third parties from the moment of their registration.

9. THE ASSOCIATION'S BRACHES

- 9.1. The main organizational subdivisions of the Association are the branches that carry out the same directions of Association's activity.
- 9.2. The branches are constituted on territorial criterion and are organized from at least 3 members. The resolution concerning the branch creation is adopted by the Board.
- 9.3. The branch activities on the base of rules approved by Board decision. The Branch's President is elected by Board.
- 9.4. The Branch's President submits on permanent base report on Branch's activity to Association's Board.

10. THE REORGANIZATION AND LIQUIDATION MODE

- 10.1. The Association terminates its activity through reorganization and self-dissolution on the base of General Assembly resolution, approved in conditions set by the given statute.
- 10.2. The Association's reorganization is performed, according to the law, through merger (fusion, absorption), dismember (partition, separation) or transformation, notifying in advance the creditors. The reorganization produces effects only after its registration at the competent state body.
- 10.3. The self-dissolution may take place if the statute purposes can not be accomplished because of lack of funds or in case of attaining the statute objectives that were set.
- 10.4. The Association can be liquidated perforce on the base of authorized bodies' resolutions in case of violating the law concerning civil associations.
- 10.5. Association's self-dissolution is followed by the liquidation proceedings. In the liquidation process, the Association will use its name with the mention "in action of liquidation". The Association's liquidation is performed by the liquidation Commission, nominated by the body, which approved this resolution according to the Law concerning civil associations and Civil Code.
- 10.6. The Board will address at registration body a statement concerning the registration of Association's liquidation starting and will communicate the data to members of liquidation commission.
- 10.7. The liquidation commission has rights and liabilities which do not contravene to the liquidation purpose. The liquidation commission suspends the Association's activity, cashes the debts from the debtors, sells the assets, satisfies the creditor's requirements and distributes the remained assets according to the law and statute stipulations.
- 10.8. The liquidation commission settles the liquidation balance, in which is indicated the value and compound of remained assets, and submits it for approval to the body who decided the liquidation.
- 10.9. The assets remained after creditors claims satisfaction can not be distributed between the Associations' members and the members of its bodies and is transmitted to other organization with similar purposes for the accomplishment of purposes settled in statute.
- 10.10. The liquidation commission accounts for the damages caused to creditors if it did not met its engagements, distributed the Association's assets before satisfying the creditors claims or braking the law or Association's statute.
- 10.11. The liquidation commission accounts for damages caused to Association through its fault.