

Statutes of Pink Cloud e.V.

§ 1 Name, Registered Office and Financial Year

The association is called “Pink Cloud e.V.”

The association is based in Leipzig.

The financial year of the association is the calendar year.

§ 2 Non-Profit Status and Purpose of the Association

The association pursues exclusively and directly charitable purposes in accordance with the German Fiscal Code (§ 52 AO).

The purpose of the association is to promote public health. To this end, the association supports a conscious, self-determined, supportive and communal way of life.

The association’s purpose is achieved in particular through:

- organizing cultural events, information and educational offerings, workshops and networking initiatives that provide a substance-free space for connection and personal development
- educational work on health-promoting lifestyles and destigmatization of addiction disorders

§ 3 Selflessness and Use of Funds

The association acts selflessly. It does not primarily pursue its own economic interests. The association’s funds may only be used for purposes defined in its statutes.

Members do not receive payments from the association’s funds.

No person may be favored through expenditures that are not related to the association’s purpose or through disproportionately high compensation.

Members may receive appropriate compensation for their work in the association, provided it contributes to the realization of the charitable purposes and is within the association’s financial capacity.

Board members may receive appropriate compensation for their work in the association, provided it supports the charitable purposes and follows the principles of frugality and appropriateness.

§ 4 Types of Membership

The members of the association are divided into regular and supporting members. Regular members are those who actively participate in the association's work to promote its goals and/or take part in its management. Supporting members assist mainly by paying a special membership fee.

§ 5 Joining the Association

Any natural adult person or legal entity that supports the association's goals may become a member.

Applications for membership must be submitted in writing. The board decides on admission.

§ 6 Ending Membership

Membership ends through death, expulsion, or resignation.

Resignation must be submitted in writing to the board. It can only take effect at the end of the financial year, with a one-month notice period.

A member may be removed from the membership list by the board if they are more than two years in arrears with their fees and fail to pay despite reminders. Removal may also occur if the member cannot be reached.

A member may be expelled if they seriously or repeatedly violate the association's interests. The board decides on expulsion. The member may appeal in writing to the general assembly within one month. The general assembly makes the final decision, requiring a three-quarters majority to confirm the expulsion.

§ 7 Membership Fees

The association may charge membership fees. The general assembly determines the amount and due date.

In justified cases, the board may waive fees partially or completely.

§ 8 Bodies of the Association

The bodies of the association are:

- the general assembly
- the board

§ 9 General Assembly of Members

1. The General Assembly of Members is convened at least once a year by the Board. It must also be convened if at least one third of the members submit a written request stating their reasons.
2. The Board sends the invitation, including a provisional agenda, four weeks in advance by email to the last email address provided by the member, or by simple postal letter if the member does not have internet access and has expressly requested this. Sending the email or letter is sufficient for a valid invitation. Members may request additional agenda items within two weeks. Late requests will not be considered unless the Board accepts them due to justified delay or other reasons. The Board decides fairly and objectively.
3. The General Assembly of Members takes place in person or in a virtual space determined by the Board.
4. Motions to dismiss the Board, amend the bylaws, or dissolve the association that were not included in the invitation or submitted in time according to paragraph (2) can only be decided at the next General Assembly.
5. A properly convened General Assembly is able to pass resolutions regardless of the number of members present.
6. The General Assembly is led by the Board.
7. At the beginning of the meeting, a minute taker is elected based on the suggestion of the meeting leader.
8. All regular members have voting rights and one vote each. Supporting members do not have voting rights.
9. All decisions, except bylaw amendments and dissolution of the association, require a simple majority. A tie counts as rejection. The minute taker signs the minutes.
10. The General Assembly is responsible for:
 - Receiving the Board's reports
 - Deciding on the discharge of the Board
 - Setting membership fees and adopting the fee regulations
 - Electing and dismissing Board members
 - Passing resolutions on bylaw amendments or dissolution of the association
 - Electing two financial auditors and one substitute for 2 years (auditors do not need to be members)
 - Passing resolutions on compensation for members' activities in the association and on compensation for Board members, including amount and changes

Section 10 Board

1. The Board consists of at least three regular members. The number of Board members is determined by the general assembly. Only regular members of the association may be elected to the Board. The term of office is two years. Re-election is permitted.
2. When membership in the association ends, the Board position also ends. If a Board member leaves during their term, the Board elects a replacement for the remainder of the term.
3. The Board may assign additional people to handle Board tasks. These individuals act in an advisory capacity, have no voting rights, and are not considered Board members under the bylaws. Their appointment is made by Board resolution and may be revoked at any time.
4. The association is represented in and out of court by two members of the Board.
5. The Board is responsible for leading the association. It oversees all matters not assigned to the general assembly by the bylaws. Its duties include:
 - Handling all ongoing matters of the association
 - Calling the general assembly
 - Executing the resolutions of the general assembly
 - Managing and using the association's funds
 - Preparing the annual report
 - Deciding on the admission of new members
6. The Board may appoint a managing director for ongoing administrative matters. This person may participate in Board meetings in an advisory capacity.
7. Board meetings may be held in person or virtually. The Board has a quorum when at least two members are present. Decisions are made by majority vote; in case of a tie, the chairperson's vote decides, or, if absent, the deputy chairperson's vote. The Board may make decisions in writing if all members agree. Decisions must be recorded and signed by two Board members.
8. The general assembly may decide on appropriate compensation or reimbursement for Board roles, within the financial limits of the association.
9. Board members are liable to the association only for intent or gross negligence. The association indemnifies the Board against third-party claims unless these claims result from intentional or grossly negligent actions.
10. By March 1 each year, the Board must finalize the annual financial statement for the previous fiscal year. The financial statement is reviewed by the auditors appointed by the general assembly.

§ 11 Liability of the Association

The association is liable only with its own assets.

Personal liability of the members for the association's obligations is excluded.

§ 13 Dissolution of the Association

The association may be dissolved only by a two-thirds majority vote of the general assembly.

If the association is dissolved or dissolved by law, or if its tax-privileged purposes cease to apply, its assets shall be transferred to a legal entity under public law or another tax-privileged entity, to be used for promoting public health and creating drug-free community spaces.

Leipzig, 21.06.2025