



EAASDC Policy for votings outside of Membership Meetings, as per § 10.7 of the Constitution

Preface

Votings cast in this way relieve regular MMs and a larger number of members will be able to contribute to forming our association.

§1 The Basics

This policy shall regulate votings, which make it possible to gather members' opinions outside of „*regular*“ and „*other*“ membership meetings. A voting is only valid if at least 30% of all members entitled to vote will participate.

Just as during a membership meeting voting is done „open“ and just as during a membership meeting votes not cast are treated as not „present“. This results in the same majority situations regarding motions to be voted on as stated in our constitution as majority of votes cast. Invalid votes and abstentions are also assessed according to our constitution or, if not governed there, based on legal regulations.

As the information regarding voting procedures is sent in writing to the members, it is mandatory that the EAASDC board has current member data. These include: name, postal address and e-mail address (if available) of the club representative. It is common practice that reporting those data is solely the responsibility of the members. The EAASDC board will not assume any responsibility for members not being able to exercise their voting right, if the EAASDC doesn't have any correct data or if the assignment of tasks, stand-in arrangements and information transfer within the member club prevents the member from voting. Furthermore the board does not assume any responsibility, if the receipt of EAASDC e-mails is prevented by user specific settings and spam filter of the member club. Also, a right for objection to the vote and its result cannot be deducted from this deficiency.

§2 Motions

1. Motions to be voted on can be submitted by all members having the right to propose a motion as per our constitution.
2. The motions have to be submitted in writing (letter or e-mail) to the president and be supplemented with documents, if available or required.
3. The mover of the motion has to agree to a voting outside of an MM and will receive a



confirmation of receipt of the motion.

§3 Entitled to vote

All members entitled to vote as per our constitution can cast their vote. Responsibility and due diligence with regard to exercising the right to vote is the duty of each member itself.

§4 Notification and deadlines for voting

1. The motion will be published within 21 days after receipt of the motion, unless there are reasons not to do so, which are not the Board's responsibility. It has to be observed that at least one of two parallel ways of publication corresponds to the constitution.
2. This publication is like an invitation to the membership meeting stating the agenda. If the member does not participate in the voting, this corresponds to not attending a membership meeting. The member cannot deduct from this the right to appeal against the vote.
3. Upon publication, each member receives the voting documents clearly assigned to the member within 14 days. If a member didn't receive the documents within this period of time, they may request the documents from the president until a 7 days after this deadline at the latest.
4. The voting starts 5 days after dispatch of the documents and ends after another 21 days, at midnight (postmark/time-stamp). The voting period will be announced in the documents.
5. The members have the possibility to exclude the upcoming motion from the ways of voting stated in this policy and to adjourn it to a membership meeting. To do this, it is necessary that 15 % of the members entitled to vote apply to the president in writing by e-mail or letter, stating the reason and prior to the end of voting. A successful objection in this sense leads to a cancellation of the respective voting; the members will be informed accordingly. If there is no successful objection, the voting will be done by using one of the following 3 possibilities:

Yes, No, Abstention

§5 Choosing the way of voting

1. Each member has the possibility to choose one of the ways of voting stated in §5.4.



When voting in one of these ways for the first time, it is necessary that the EAASDC board sends a census form by mail to the member address on hand. This form has to be filled in and returned. If the member returns the census form not duly filled in, it will be assigned to the way of postal voting.

2. The EAASDC board has to be informed of a change of the originally chosen way of voting, whereby it has to be observed, that such a change cannot be considered for an already running voting.
3. A mark in the club list on the homepage shows the way of voting the member is using.
4. For votings outside of membership meetings the following ways of voting are intended:
 - Letter: The member receives the voting form by regular mail and returns the filled in form the same way.
 - E-mail: The member receives the voting form by e-mail and returns the filled in form the same way.
 - Internet: The members cast their vote in the voting area of the EAASDC homepage accessible for members only.

§6 Publishing the result

Upon expiration of the voting period the votes are counted and, subsequently, the members are informed of both the result and the period for objection. It has to be observed that at least one of two parallel ways of publication corresponds to the constitution. Furthermore, the voting behavior of the individual members are published in the closed membership area of the EAASDC homepage or can be requested from the board to be sent to the member by normal mail.

§7 Objection

A justified objection against the vote is to be addressed to the president within the at least 3 weeks period for objection advised together with the result. The board will check the objection, and the applicant of the objection is informed about the result. If the objection, upon checking, affects the vote, the realization of the motion is adjourned until the next membership meeting, where it can be voted on again. However, this objection will not be taken into account at all, if the member didn't observe the terms and obligations stated in this policy or if the member didn't vote for reasons, which were in the responsibility of the member.



§8 Data protection

As this is an open way of voting the documents and electronic storages regarding voting can be retained for a certain period of time. This period is limited to the period for objection plus a maximum of 2 months. After that time the information are destroyed. An objection has an adjourning effect on the destruction of the documents and electronic storages until its clarification. The IT board will report the deletion of electronic storages to the president within the quarterly IT protocols. The results will be archived separately.

This policy has been approved by the membership-meeting in Herrenberg on Sept.3rd 2011.
Changed by vote at the membership meeting in Frankfurt/Main on March 9th 2019.

In case of law issues concerning this policy, the German text is binding.

Translated: Gabi Russell