



AGENȚIA SERVICII PUBLICE A REPUBLICII MOLDOVA

Departamentul înregistrare și licențiere a unităților de drept

Direcția înregistrare a unităților de drept

Secția înregistrări organizații necomerciale

DECIZIE

**privind înregistrarea modificărilor operate în actele de constituire
ale persoanei juridice și în datele înscrise în Registrul de stat**

„04” mai 2021

Dosar Nr. 1010620005209

mun. Chișinău

Prin cererea depusă la data de 26 aprilie 2021, Asociația Obștească Asociația "MOTIVAȚIE" din Moldova a solicitat înregistrarea modificărilor în datele înscrise în Registrul de stat al persoanelor juridice privind schimbarea adresei juridice, precum și înregistrarea modificărilor operate în actele de constituire.

Verificând publicarea avizului în Monitorul Oficial al Republicii Moldova din 23 aprilie 2021, prevăzut în art. 183 Cod civil și examinând actele prezentate:

1. Cererea nr. 753 din 26.04.2021;
2. Extras din Procesul-verbal al Adunării Generale nr. 1 din 12.03.2021;
3. Statutul organizației necomerciale în redacție nouă în 2 exemplare;
4. Extrasul din Registrul de evidență a membrilor Asociației;
5. Documentele prin care se adeverește stabilirea sediului nou;

și constatând că sunt respectate cerințele legale ce țin de înregistrarea modificărilor solicitate, în temeiul prevederilor *Codului Civil al Republicii Moldova, Legii nr. 86 din 11 iunie 2020 cu privire la organizațiile necomerciale, Legii nr. 220-XVI din 19.10.2007 privind înregistrarea de stat a persoanelor juridice și a întreprinzătorilor individuali, Legii nr. 308 din 22.12.2017 cu privire la prevenirea și combaterea spălării banilor și finanțării terorismului*, precum și în baza procesului-verbal nr. 1 din 12.03.2021,

DECID:

1. Se admite cererea de înregistrare a modificărilor.
2. Se înregistrează și se consemnează în Registrul de stat al persoanelor juridice datele cu privire la schimbarea adresei juridice din: mun. Chișinău, or. Vadul lui Vodă, str. Victoriei, 1 A, în: mun. Chișinău, bd. Mircea cel Bătrîn, nr. 42, bloc. 2, ap. 1.
3. Se înregistrează statutul, în redacție nouă, al Asociației Obștești Asociația "MOTIVAȚIE" din Moldova.

Datele de contact ale organizației: office@motivation-md.org, +373022661393

4. Prezenta Decizie este întocmită în două exemplare, care au aceeași valoare juridică, dintre care un exemplar se păstrează la I.P. „Agenția Servicii Publice” în dosarul de evidență al persoanei juridice, iar un exemplar se eliberează solicitantului.

5. Prezenta decizie poate fi contestată prin înaintarea unei acțiuni în contencios administrativ la Judecătoria Chișinău sediul Rîșcani pe adresa mun. Chișinău, str. Kiev 3, în termen de 30 de zile de la data comunicării sau notificării acesteia.

Registrator

Alexandru DRĂGAN



Persoana juridică este „ÎNREGISTRATĂ”
de către Instituția Publică „Agenția Servicii Publice”

Departamentul înregistrare
și licențiere a unităților de drept

Nr. 1010620005209

din 09 05 2021

Registrator



STATUTUL

Asociației Obștești Asociația „MOTIVAȚIE” din Moldova
(în redacție nouă)

The legal entity is REGISTERED
by the public institution Public Services Agency

**Department for the Registration
and Licensing of Legal Entities**

No. _____

of _____ 20____

Registrar_____

CHARTER

of the Public Association MOTIVATIE Moldova
(amended)

1. GENERAL PROVISIONS

- 1.1 The public association (PA) MOTIVATIE Moldova (hereinafter “Association”) is a non-commercial, non-governmental organization, of/for persons with special needs, apolitical, independent, non-profit, established in the form of a public association that carries out its activities in accordance with the Constitution of the Republic of Moldova, Law No. 86 of June 11, 2020 on non-commercial organizations, the Civil Code of the Republic of Moldova, and this Charter, and seeks the public benefit.
- 1.2 Full name: **Association MOTIVATIE Moldova.**
- 1.3 The Association is incorporated as a public association, and it is an association that operates on the entire territory of the Republic of Moldova and has the right to open branches in the country and abroad.
- 1.4 The Association and its branches operate in close collaboration with state and public organizations, with national and foreign public associations, the goals of which do not contradict the goals of the Association.
- 1.5 The Association may join national and international non-governmental organizations either as an incumbent member or as an associate member or observer.
- 1.6 The Association may be a collective member of various institutions, as well as a plenipotentiary partner in international public or non-governmental companies, and it may establish contacts and maintain direct links with them by concluding agreements.
- 1.7 The Association has the right to own various media outlets and disseminate information about its goals and activities, as well as other information.
- 1.8 The Association has the right to carry out economic activities in order to meet its statutory needs and support the Association’s activities in accordance with the legislation in force.
- 1.9 The Association will not support any political party, electoral bloc, or candidate to a position within public authorities, nor will it use any part of its revenue or property for their financing.
- 1.10 The Association is a legal entity. It has a stamp, letterhead, symbols, and media outlet, as well as accounts in banking institutions, including foreign currency accounts. It can be a plaintiff or a defendant in a court of law or a court of arbitration.
- 1.11 The operation of the Association is unlimited in time.

2. PRINCIPLES OF OPERATION OF THE ASSOCIATION

- 2.1 The Association is established voluntarily and operates on the basis of principles of freedom of association, legality and transparency, equal rights for all members, free expression of opinion by all members, their access to any information pertaining to the activity of the Association, self-administration, and self-management.
- 2.2 The Association is free to choose its own activities and their forms and methods, and to establish its internal organizational structure. The interference of public authorities in the activity of the Association, as well as the interference of the Association in the activity of public authorities, is prohibited.
- 2.3 The Association promotes in its activity the national and civic values and interests, democracy, rule of law, partnership, open competition, and complies with the ethical standards of the non-profit sector. The Association avoids conflict of interests in its activities.
- 2.4 The Association is free to request, receive, and use financial and material resources, from the country or from abroad, in order to achieve its statutory goals.
- 2.5 The Association cannot provide material support or free services to political parties and socio-political organizations.
- 2.6 The Association’s operation is transparent. The Association makes public its annual activity report, which contains information on the activities carried out, the amount of funds and materials obtained and used, as well as other relevant information. All individuals and legal entities are guaranteed free access to the activity and financial reports of the Association.

2.7 The Association cannot be obliged to accept new members, except under the conditions provided by the Charter.

3. GOALS AND METHODS OF ACHIEVEMENT

- 3.1.** The goal of the Association is to contribute to improving the quality of life of people with disabilities.
- 3.2.** The vision of the Association is: “There are no people with disabilities. There are societies that create barriers and difficulties for people with different needs. Disability is in the society itself, and not in the physical condition of each individual” (Simon Brisenden, 1986).
- 3.3.** In order to achieve the statutory goals, the Association has all the rights guaranteed by the legislation of the Republic of Moldova, including:
 - 3.3.1.** To promote the rights of people with disabilities and to raise public awareness of the problems and potential of people with disabilities;
 - 3.3.2.** To raise public awareness of the social inclusion of people with disabilities;
 - 3.3.3.** To raise public awareness of people with disabilities’ access to public services;
 - 3.3.4.** To promote a positive attitude towards the social inclusion of people with disabilities;
 - 3.3.5.** To develop civil society with the participation of people with disabilities by empowering and providing information and financial support to the initiative groups of these people, as well as by facilitating the creation of partnerships with central and local public authorities;
 - 3.3.6.** To improve access to infrastructure, public transport, and services for people with disabilities by constantly assessing and monitoring accessibility, reporting on irregularities, advocating for removal of barriers, developing solutions, analyzing and adjusting construction standards and regulations;
 - 3.3.7.** To empower people with disabilities economically, by providing employment support, training, and preparation for the open labor market; providing financial support for start-ups; informing, training, and preparing employers; promoting a legal framework that will facilitate the creation of jobs for people with disabilities;
 - 3.3.8.** To enable persons with locomotor disabilities for independent living by informing, training, and empowering them;
 - 3.3.9.** To promote new assistive technologies in Moldova;
 - 3.3.10.** To carry out organizational development of the Association MOTIVATIE Moldova;
 - 3.3.11.** To increase the sustainability of services for people with disabilities by developing specialized social services for pay;
 - 3.3.12.** To increase the diversity of professional integration programs for people with disabilities by developing insertion companies and social entrepreneurship;
 - 3.3.13.** To increase the sustainability of the Association by developing economic and social entrepreneurship activities that are not in conflict with the legislation in force.
- 3.4.** In order to achieve its goals, the Association carries out the following activities:
 - 3.4.1.** Organizes information campaigns and advocacy actions; involves mass media; organizes round tables and conferences; establishes partnerships with other NGOs and public authorities;
 - 3.4.2.** Informs different target groups, key groups (journalists, educators, social workers, etc.) about the social inclusion of people with disabilities and builds their capacities as promoters of the rights of people with disabilities;
 - 3.4.3.** Provides specialized social services for the inclusion of people with disabilities;
 - 3.4.4.** Provides training services for social workers, support workers, etc., to prevent abandonment and institutionalization;
 - 3.4.5.** Provides active recovery services, independent living for people with disabilities;
 - 3.4.6.** Offers training/grant/support programs for the inclusion of people with disabilities in community life, in the decision-making process, and promotes citizen activism;
 - 3.4.7.** Promotes and provides services in the field of assistive technologies for people with disabilities;
 - 3.4.8.** Develops volunteer programs;

- 3.4.9.** Organizes seminars, trainings, courses, conferences on the topics of social integration, active recovery, rights of people with disabilities, tolerance, acceptance, assisted employment, etc.;
- 3.4.10.** Organizes active recovery internships, summer schools/camps, courses, seminars for children and young people with disabilities and their families;
- 3.4.11.** Organizes seminars, courses, internships, training for specialists of the Association;
- 3.4.12.** Conducts seminars, courses, internships, training for integration specialists, volunteers, and trainers;
- 3.4.13.** Creates partnerships with mass media, radio and television programs to promote the abilities of people with disabilities and respect for their rights;
- 3.4.14.** Implements partnership projects with state institutions, non-governmental organizations, and other social actors;
- 3.4.15.** Edits typographic products, including posters, leaflets, brochures, methodic literature in the fields of inclusive education, employment, accessibility, independent living, respect for rights, social integration;
- 3.4.16.** Develops and implements scientific, educational, cognitive, social, cultural, artistic, sporting, tourist, child and youth charity programs;
- 3.4.17.** Appeals to state bodies with proposals regarding the functioning of the legislative and regulatory framework concerning the problems of people with disabilities;
- 3.4.18.** Protects the rights of people with disabilities in state and public bodies;
- 3.4.19.** Establishes companies and organizations to act as legal persons in order to achieve statutory goals;
- 3.4.20.** Conducts other activities that are not in conflict with the legislation in force;
- 3.4.21.** Carries out economic activities (adapted transport, training, consultancy, technical and information assistance, job creation for people from vulnerable categories) to support social services and beneficiaries of the Association;
- 3.4.22.** Supports beneficiaries by offering start-up for increasing the level of financial independence;
- 3.4.23.** Supports people with disabilities in the process of raising funds for surgery and recovery, as well as purchasing assistive equipment;
- 3.4.24.** Provides assisted employment services to people with disabilities;
- 3.4.25.** Provides services of design and evaluation of public facilities/institutions in terms of accessibility and development of technical and graphic solutions.
- 3.5.** The Association is obliged to comply with the legislation of the Republic of Moldova, including:
 - 3.5.1.** To adjust its Charter in the event of changes in legislation;
 - 3.5.2.** To keep records of its members;
 - 3.5.3.** To present, within maximum 3 months, to the state registration authority the documents confirming the amendment of the Charter, change of the electronic address, change of office and of the composition of its management and control bodies.
- 3.6.** In accordance with article 6 paragraph (2) of Law no. 86 of June 11, 2020 on non-commercial organizations, in order to achieve its statutory goals, the Association may carry out any kind of activity not prohibited by law. The Association has the right to carry out economic activity, including social entrepreneurship. Economic activity can be exercised either directly by the Association, or by setting up legal entities for profit. The Associations' activity that is subject to licensing under the law can be practiced only after obtaining the license.

4. MEMBERSHIP IN THE ASSOCIATION

- 4.1.** The basic principle of activity is voluntary participation.
- 4.2.** The founders of the Association become real members of the Association.
- 4.3.** The following can become members of the Association:

4.3.1. Individuals who have attained the age of 18, regardless of nationality, social status, gender, faith, language, who accept the goal and objectives of the Association as provided by this Charter;

4.3.2. Legal entities that sign the Agreement of Accession to the Association, within the terms established by the Board of Administration. A collective member of the Association must appoint an individual as its representative, through which the legal entity will exercise its functions of member. The collective members of the Association inform the Board of Administration in writing about any appointment or dismissal of a representative. The appointed representative participates in voting on behalf of the organization that appointed him.

4.4. Membership is acquired based on a decision of the Association's Board of Administration, which is issued after examination of the written application of the candidate.

4.5. Admission to the Association takes place at a meeting of the Board of Administration if 2/3 of those present vote for it. Individuals submit a written application, and legal entities also present the charter of their organization and a copy of the registration certificate.

4.6. Membership is lost:

4.6.1. For individuals: because of death, written resignation, or exclusion by the General Meeting for a serious reason, including non-payment of membership fees;

4.6.2. For legal entities: based on the decision of the governing body of the legal entity by submitting a written application to the Association's Board of Administration, by legal liquidation or dissolution, by exclusion for non-compliance with the Agreement of Accession to the Association or non-payment of membership fees, if 2/3 of the Board of Administration members present vote for it.

4.7. The members of the Association pay an admission fee and membership fees (annual) in accordance with the decision of the General Meeting as provided for by this Charter, which determines the size of fees and their payment procedure.

4.8. The members of the Association have the following rights:

4.8.1. To participate in the development and implementation of the Association's programs;

4.8.2. To elect and be elected in the governing and control bodies of the Association;

4.8.3. To come up with proposals to amend and supplement this Charter;

4.8.4. To have any information about the activity of the Association and the Association's governing bodies;

4.8.5. To voluntarily renounce membership of the Association.

4.9. The members of the Association have the following obligations:

4.9.1. To comply with the provisions of this Charter;

4.9.2. To contribute actively to the achievement of the Association's statutory goals;

4.9.3. To comply with and execute the decisions of the Association's governing bodies;

4.9.4. To pay membership fees within the established term and size.

5. MANAGEMENT AND CONTROL BODIES

5.1. The following bodies are part of the organizational structure of the Association:

5.1.1. General Meeting;

5.1.2. Board of Administration;

5.1.3. Administrator / Executive Director;

5.1.4. Commission of Censors.

Section 1. The General Meeting

- 5.2. The supreme body of the Association is the General Meeting, which is convened in ordinary sessions once a year. If necessary, an extraordinary General Meeting may be convened by the Board of Administration, the Commission of Censors, or at the initiative of at least 1/3 of the members of the Association.
- 5.3. The sessions of the General Meeting are presided by the chairperson of the Board of Administration or by a member of the Board of Administration, appointed by the chairperson of the Board of Administration.
- 5.4. The sessions are deliberative in the presence of 50% + 1 of the members of the Association. Decisions are adopted by a simple majority of votes (50% + 1) of those present, except for the decisions to amend and supplement the Charter and to reorganize or liquidate the Association, which are adopted by the vote of 2/3 of the number of members present at the session.
- 5.5. The following functions are the exclusive competence of the General Meeting:
 - 5.5.1. To adopt, amend, or supplement the Charter of the Association;
 - 5.5.2. To elect and dismiss the members of the Board of Administration and the Commission of Censors;
 - 5.5.3. To approve affiliation or association with similar national and international organizations;
 - 5.5.4. To adopt decisions to grant the title of honorary member of the Association;
 - 5.5.5. To adopt the decision to modify the name of the Association;
 - 5.5.6. To adopt the decision to modify the legal address of the Association;
 - 5.5.7. To adopt decisions to reorganize or liquidate the Association;
 - 5.5.8. To hear the activity and financial reports presented by the Executive Director and/or Commission of Censors.

Section 2. The Board of Administration

- 5.6. The Board of Administration is elected for a period of 4 years, and it ensures the strategic management of the Association. The Board of Administration is composed of five members, acting on voluntary principles.
- 5.7. The Board of Administration carries out its activity on the basis of this Charter and the Board of Administration Regulations approved by the General Meeting.
- 5.8. The Board of Administration convenes as necessary, but not less than once every three months. Meetings can be organized with the presence of its members, by correspondence (online, with the use of modern information technologies), or in a mixed form (with physical and online presence), and the vote expressed online is confirmed by a handwritten or digital signature applied by the member on the minutes within two weeks.
- 5.9. The Board of Administration elects from among its members a chairperson to lead its activity and preside over the meetings of the Board of Administration.
- 5.10. The Board of Administration adopts decisions by simple vote.
- 5.11. The Board of Administration has the following duties:
 - a) To appoint the Executive Director of the Association;
 - b) To approve the projects applied for financing by the Association;
 - c) To approve the opening of Association's branches and create social or social insertion companies to ensure the sustainability of the Association's activity;
 - d) To adopt, amend, or supplement the policies, instructions, operational manuals, regulations, and other internal regulatory acts of the Association;
 - e) To hear and approve financial and activity reports presented by the Executive Director and the Commission of Censors;
 - f) To consult and adopt the Association's Strategic Plan;
 - g) To propose to the General Meeting candidates for granting the title of honorary member of the Association;
 - h) To organize, whenever necessary, commissions and activity groups in various fields;

- i) To propose to the General Meeting creation of the Consultative Council with the aim to consult, advocate for, and promote the Association;
- j) To approve the annual budget of the Association, once the Executive Director presents the financial statement and balance at the end of every fiscal year;
- k) To approve the Personnel Policy;
- l) To approve contracts for acquiring and alienating the property of the Association;
- m) To distribute functions among the members of the Board of Administration;
- n) To monitor and evaluate the activities aimed at implementing the Association's objectives;
- o) To represent the Association in relations with other public associations at the local and international level, with state institutions and bodies, in official meetings, working groups, etc.;
- p) To perform other tasks arising from the decisions of the General Meeting.

Section 3. Administrator of the Association / Executive Director

- 5.12.** The Association is administered by the Administrator / Executive Director, who is an individual appointed by the General Meeting for a term of 04 years.
- 5.13.** The Administrator of the Association cannot be a member of the Board of Administration.
- 5.14.** The Administrator carries out his activity based on the Regulation of the Executive Body, approved by the General Meeting.
- 5.15.** The Administrator manages the activity of the Association by initiating, co-executing and coordinating the policy and activities with the consultation and under the final responsibility of the Board of Administration.
- 5.16.** The Administrator / Executive Director has the following duties:
 - a) To perform the current management of the Association;
 - b) To represent the Association in relations with other local and international public associations, with state institutions and bodies, at official meetings, in working groups, etc.;
 - c) To manage the financial resources of the Association within the maximum financial quotas established by decision of the Board of Administration;
 - d) To be responsible for the property and financial and material resources of the Association;
 - e) To be responsible for the preparation of annual activity and financial reports of the Association;
 - f) To be responsible for executing the decisions of the Board of Administration;
 - g) To coordinate the implementation of programs, projects, and the work of program and project managers (coordinators);
 - h) To provide the necessary expertise and consultancy in order to achieve the objectives of the projects and programs carried out by the Association;
 - i) To contribute to the development of programs and projects in order to implement the Association' Development Strategy;
 - j) To organize and conduct the activity of the Association and its subdivisions;
 - k) To employ the personnel necessary to ensure the Association's goal and objectives in accordance with the Personnel Policy approved by the Board of Administration;
 - l) To appoint and dismiss employees, to set the level of remuneration for work depending on each individual's contribution and the existing resources, and to apply disciplinary sanctions in accordance with the current labor law;
 - m) To initiate the development of policies, instructions, rules, regulations concerning the Association's subdivisions, and other regulatory acts of the Association;
 - n) To issue orders and instructions, and to approve accounting reports;
 - o) To conclude acts of collaboration, contracts, and agreements with various economic agents;
 - p) To sign contracts for the acquisition and alienation of property within the limits established by decision of the Board of Administration;
 - q) To operatively manage the Association's resources, conclude transactions, sign contracts, issue powers of attorney, open bank accounts, and sign other financial documents;

- r) To create, whenever necessary, groups of experts in order to study important problems and discuss certain programs related to the Association's activity, to raise public awareness on some major problems of the society;
- s) To apply relevant procedures to record and solve situations of intimidation/harassment of employees, to receive any sexual harassment or intimidation complaints, to apply procedures to investigate and solve the situation for the benefit of the employee and the Association;
- t) To perform other functions assigned by the General Meeting or the Board of Administration;
- u) To initiate procedures for preparing the Association's Development Strategy and to propose to the Board of Administration modifications for the current activity plans.

Section 4. Commission of Censors

5.17. Control over the financial activity of the Association is carried out by the Commission of Censors, elected by the General Meeting for a term of four years.

5.18. The Commission of Censors consists of three persons, who are not members of the Board of Administration.

5.19. Financial checks are carried out at the initiative of the Board of Administration, of 2/3 of the members of the General Meeting, or of the Executive Director, not less than once a year. The Commission of Censors may decide to carry out controls in case violations in the financial activity of the Association are reported.

5.20. The Commission of Censors:

5.20.1. Analyzes compliance with the Charter of the Association and execution of decisions adopted by the General Meeting and the Board of Administration, and presents conclusions regarding the above to the General Meeting;

5.20.2. Controls whether the Association's funds are used in a timely and legal manner.

5.21. The Commission of Censors has the right to request from the Board of Administration and the Executive Director data about their activity for a specific period, and to study all documents concerning the activity of the Association.

5.22. The results of the control carried out by the Commission of Censors are presented as a report to the Board of Administration and the General Meeting.

5.23. At the proposal of the General Meeting, the Commission of Censors employs audit control.

6. THE PROPERTY AND FINANCIAL RESOURCES OF THE ASSOCIATION

6.1. The Association may own any goods, except the ones prohibited by law.

6.2. The property of the Association is used exclusively in order to achieve its statutory goals.

6.3. The property of the Association is formed from any sources not prohibited by law, including:

6.3.1. The admission fees and the annual fees of the members of the Association;

6.3.2. Donations, sponsorships, grants, or special purpose funding;

6.3.3. Volunteer donations of citizens of the Republic of Moldova and of foreign citizens, public and state organizations, charitable foundations, economic agents, other institutions and organizations;

6.3.4. Property received as charity or purchased in accordance with the legislation in force;

6.3.5. Benefit obtained from the activities of the companies acting as legal entities created by the Association in order to achieve statutory goals, as well as from other economic activities;

6.3.6. Revenue from the services provided;

6.3.7. Resources and allocations from the local or republican state budget;

6.3.8. Income from the placement of financial resources in the form of financial investments or bank deposits;

6.3.9. Other revenue allowed by the legislation in force.

6.4. The goods transmitted to the Association by its members as fees and donations cannot be revoked and constitute the property of the Association.

- 6.5. Donations and sponsorships may be made in the form of money and tangible and intangible assets. All donations and sponsorships, regardless of form, are used exclusively for achievement of statutory goals, for the needs of self-management and self-development.
- 6.6. All receipts and revenue obtained by the Association from different activities, including from social entrepreneurship activities, are used according to the destination pre-established by decision of the Board of Administration in accordance with the statutory provisions and goals of the Association.
- 6.7. The Association does not use any part of its property or revenue in the interests of a member of the Association, founder, or other private person, nor for the financing of political parties, electoral blocs, or independent candidates.
- 6.8. The Association is responsible for its revenue and presents to donors reports on how sponsorships and donations are used.
- 6.9. The Association's resources are managed solely on the basis of a decision of the General Meeting in order to meet statutory goals. The Administrator is responsible for the management and efficient use of resources, within the limits established in the Board of Administration Regulations and the Executive Body Regulations.

7. TRANSPARENCY OF ACTIVITY: NARRATIVE AND FINANCIAL REPORTS

- 7.1. Narrative and financial reports are prepared and presented in the terms and forms prescribed by the legislation of the Republic of Moldova.
- 7.2. The narrative and financial reports for projects/grants are presented to funders/donors in the terms and forms provided for by the grant contracts signed with them.
- 7.3. The annual narrative and financial reports of the Association include:
 - 7.3.1. The financial accounting report, prepared and presented according to the provisions of the Law on Accounting and the National Accounting Standards;
 - 7.3.2. Tax reports, according to the provisions of the Tax Code and the tax legislation;
 - 7.3.3. Statistical reports, according to the provisions of the legislation in force;
 - 7.3.4. The annual narrative report of the Executive Director, presented at the General Meeting of the Association;
 - 7.3.5. Other reports for different users (funders, central or local public authorities, etc.).
- 7.4. The annual narrative and financial reports of the Executive Director include:
 - 7.4.1. Activities organized and carried out by the Association, including the projects/grants managed;
 - 7.4.2. The results obtained from these activities, the obstacles encountered, and the solutions identified;
 - 7.4.3. The financial and material situation of the Association – summary on the sources and size of the Association's revenue;
 - 7.4.4. The total value of the financial and material resources used during the financial year in order to achieve statutory goals;
 - 7.4.5. Number and categories of beneficiaries of services and goods provided;
 - 7.4.6. The size and direction of expenses for carrying out the basic activities;
 - 7.4.7. Existence and use of financial resources from funding (grants, sponsorships, donations, etc.).
- 7.5. The reports mentioned in paragraph 6.2 are kept at the Association headquarters.
- 7.6. All individuals and legal entities are guaranteed free access to the information presented in narrative reports based on a written request approved by the Administrator.
- 7.7. The competent public authorities are guaranteed free access to the information presented in financial reports.

8. ADOPTION, SUPPLEMENTATION, AND/OR AMENDMENT OF THE CHARTER

- 8.3.** The Association is established by the Charter. The Charter of the Association is approved by decision on establishment, recorded in the minutes.
- 8.4.** Amendments and/or supplementations to the Charter of the Association are approved by the General Meeting, which is deliberative only in case more than half of its members or their representatives participate in it. Each member has one vote. Decisions are made by the vote of a simple majority of those present.
- 8.5.** Amendments and/or supplementations to the Charter enter into force for third parties from the moment of their registration.
- 8.6.** Supplementations and amendments to the Charter may be initiated by the Board of Administration, General Meeting, Executive Director, or 1/3 of the members of the Association. Such initiatives shall be debated by the General Meeting and adopted according to the provisions of this Charter.

9. BRANCHES OF THE ASSOCIATION

- 9.1.** The decision to create a branch is adopted by the General Meeting. Branches carry out activities in the same directions as the Association.
- 9.2.** A branch operates on the basis of the regulations approved by decision of the General Meeting. The administrator of a branch is appointed by the General Meeting.
- 9.3.** The administrator of a branch permanently presents reports on the activity of the branch to the General Meeting of the Association.

10. REORGANIZATION AND LIQUIDATION

- 10.1.** The Association ceases its activity through:
 - a) Voluntary liquidation,
 - b) Forced liquidation,
 - c) Reorganization by merger, disaggregation, or transformation.
- 10.2.** The Association ceases its activity based on a decision of the General Meeting, adopted under the conditions set by this Charter.
- 10.3.** The reorganization of the Association is carried out, in accordance with the law, by merger (fusion, absorption), disaggregation (division, separation), or transformation with the prior notification of the creditors. Reorganization takes effect only after state registration.
- 10.4.** Voluntary liquidation may take place if the statutory goals cannot be achieved due to lack of funds or if the statutory goals are achieved.
- 10.5.** The Association may be forcibly liquidated by court decision, at the request of the Ministry of Justice, if its activity is contrary to the interests of national security, public safety, law enforcement or prevention of crime, protection of health, morals, and the rights and freedoms of others; if this measure is necessary in a democratic society; as well as if the provisions of article 11 paragraph (6) of Law no. 86/2020 are not met. Failure to submit the annual activity report after a repeated request of the Ministry of Justice is cause for initiating the forced liquidation procedure if the activity report is not submitted within 6 months from the second request. The examination of the request for forced liquidation is within the competence of the Chisinau Court.
- 10.6.** The voluntary liquidation of the Association has the effect of opening the liquidation procedure. Upon registering the dissolution of the Association, the state registration body enters into the State Register the mention "in liquidation." The dissolution of the Association is carried out by the Liquidation Commission, appointed by the body that adopted this decision in accordance with the provisions of this Charter, Law no. 86/2020, and the Civil Code.
- 10.7.** The person empowered by the minutes of the General Meeting shall apply to the state registration body with a request to dissolve the Association and enter this information into the State Register, and shall communicate such data to the Liquidation Commission.

- 10.8.** The Liquidation Commission has the rights and obligations that do not contradict the purpose of liquidation. The Liquidation Commission suspends the activity of the Association, collects receivables from debtors, sells assets, settles accounts payable, and distributes the remaining assets according to the law and the Charter.
- 10.9.** The Liquidation Commission draws up the liquidation balance sheet, which indicates the value and composition of the remaining assets, and presents it for approval to the body that decided the liquidation.
- 10.10.** The assets remaining after settlement of accounts payable cannot be distributed among the members of the Association and the members of its bodies.
- 10.11.** The goods remaining after the voluntary liquidation of the Association, after the settlement of accounts, are transferred to another non-commercial organization with goals similar to those of the liquidated organization, mentioned in the Charter or established by the supreme governing body. The goods of the Association that is forcibly liquidated are transferred to the non-commercial organization mentioned in the Charter or, if the Charter does not mention the beneficiary non-commercial organization, to the non-commercial organization designated by the court following a public announcement.
- 10.12.** The Liquidation Commission is liable for damages caused to creditors if it failed to fulfill its obligations, distributed the assets of the Association before settling accounts payable or in violation of the law or the Charter of the Association.
- 10.13.** The Liquidation Commission is liable for the damages caused to the Association through its fault.

11. FINAL PROVISIONS

- 11.1.** The Association ceases its activity in the cases provided by the legislation in force. The decision to cease the activity is adopted by the General Meeting with the votes of 2/3 of the total number of members.
- 11.2.** The assets and funds remaining after settlement with creditors and payments to the budget, based on a decision of the General Meeting and the provisions of the legislation in force, are transmitted to the successor in law or used in order to achieve the statutory goals.
- 11.3.** This Charter shall enter into force upon its registration and may be changed or amended only by decision of the General Meeting.

Administrator / Executive Director
/IACHIM Ludmila March 12, 2021

