

STATUTES

of the

mosparo Association

The association aims to maintain, further develop, and provide general support for mosparo. mosparo is a modern spam protection for web forms, available as open source and free to use. It can be used by anyone (accessibility) and collects as little data as possible. The association is free to plan and organize other social events.

Change history

Version	Date	Changes
1.0	Dezember 20, 2023	Statutes approved at the founding meeting.
1.1	January 29, 2024	Moving the articles for service provider members to the regulations for service providers (Art. 4) and adding the regulations for donations (Art. 8).
1.2	Juni 10, 2024	Adjusted Article 6 regarding exclusion for non-payment; changed the article number for Articles 19, 20, and 21 to new 22, 23, and 24; inserted the new chapter regarding data protection as Articles 19, 20, and 21.

I. General regulations

Article 1 Name, location and duration

An association exists under the name "mosparo Association" (hereinafter "Association") within the meaning of Art. 60 et seq. of the Swiss Civil Code (ZGB).

The association is located in 5507 Mellingen, and the head office is in 5507 Mellingen.

The duration is unlimited.

Article 2 Purpose and aim

The association aims to maintain, further develop, and provide general support for mosparo. mosparo is a modern spam protection for web forms, available as open source and free to use. It can be used by anyone (accessibility) and collects as little data as possible. The association is free to plan and organize other social events.

Article 3 Neutrality

The association is politically and confessionally neutral.

II. Membership

Article 4 Types of membership

The association has the following types of membership:

- a) Active member;
- b) Service Provider member;
- c) Passive member;
- d) Patron member;
- e) Honorary member.

The membership types apply to both genders. Legal entities and institutions are also entitled to all types of membership.

The Executive Board decides on the acceptance of members.

The Regulations for Service Providers v1.0 (adopted at the Extraordinary General Meeting on January 29, 2024) regulate the requirements, rights, and obligations of service provider members.

Article 5 Leaving

Resignation from the association is possible at any time. The request must be submitted in writing to the Executive Board.

Article 6 Exclusion

A member may be excluded by resolution of the General Meeting at the Executive Board's request without stating reasons.

In the event of non-payment of the membership fee, the Board of Directors may expel a member from the association by a simple majority. The member will be reminded three times in writing to pay the membership fee, and the possible exclusion will be announced in the third reminder.

Article 7 Consequences of resignation and exclusion

The resigned or expelled member loses any claim to the association's assets. They must pay the entire annual membership fee for the current association year.

Article 8 Contributions and funds

The contributions of the association members consist of

- a) the annual fee according to the type of membership;

The annual membership fees are due for payment at the beginning of the association year.

The membership fees are determined annually by the General Meeting. The Executive Board can temporarily reduce or waive membership fees due to unemployment, illness, or other important reasons.

Other sources of funding are:

- a) Voluntary donations from members
- b) Voluntary donations from third parties
- c) Income from service agreements
- d) Income from own events

All funds are used primarily for the maintenance and further development of mosparo.

The handling of voluntary donations is governed by the regulations for donations v1.0 (adopted at the Extraordinary General Meeting on January 29, 2024).

Article 9 Liability

The personal liability of the association member is limited exclusively to any unpaid personal membership fees.

Only the association's assets are liable for association debts.

Article 10 Association and financial year

The association and financial year begin on January 1 and end on December 31.

III. Organization

Article 11 Association bodies

The bodies of the association are:

- a) the General Meeting;
- b) the association meetings;
- c) the Executive Board;
- d) the auditors.

Article 12 General meeting

The general meeting is the supreme body of the association. It takes place at least once a year in the spring. Extraordinary general meetings are convened if the Board of Directors deems it necessary or if 1/5 of all members with voting rights submit a written request.

The Executive Board convenes the General Meeting at least 20 days in advance, stating the agenda items. Members submit their written motions to the Executive Board at least 30 days before the General Meeting.

The General Meeting constitutes a quorum if at least half of all members entitled to vote are present. If the quorum is not reached, a new General Meeting with the same agenda must be convened within one month. This meeting is quorate without a quorum.

The General Meeting passes its resolutions by an absolute majority. Votes and elections are open unless the majority of members present and entitled to vote request a secret ballot.

Passive members and patron members are not entitled to vote.

Voting by proxy or by correspondence is excluded.

Article 13 Competencies of the General Meeting

The General Meeting has the following final competencies:

- a) Approval of the President's report;
- b) Approval of the annual financial statements;
- c) Approval of the auditors' report;
- d) Discharge of the Executive Board and the auditors;
- e) Approval of the budget and determination of contributions;
- f) Election of the Executive Board and the auditors;
- g) Determination of the association meetings;
- h) Amendments to the Articles of Association in accordance with Art. 22 below;
- i) Dissolution of the Association in accordance with Art. 23 below.

Article 14 Association meetings

The association meetings take place once a year, subject to exceptions.

Provided that at least half of all members with voting rights are present, resolutions may be passed on to all businesses that do not fall within the competence of the General Meeting or the Executive Board.

Association meetings can also be held via the Internet.

Article 15 **Executive Board**

The Executive Board is the executive body of the association. It consists of at least the following office holders:

- a) the President;
- b) the Secretary;
- c) the Cashier;

Officers are elected indefinitely until an entry is received for new elections. They are eligible for re-election.

Article 16 **Competencies of the Executive Board**

The Executive Board implements the resolutions of the General Meeting and the association's meetings and is responsible for day-to-day business.

He represents the association by the joint signature of the President and another member of the Executive Board.

The work carried out by the association is voluntary, and no wages are paid. Expenses can be reimbursed.

The authority for expenditure not included in the budget is CHF 100 in individual cases but no more than CHF 2000 per association year.

Article 17 **Tasks of the officers**

The **president** convenes the Executive Board and chairs its meetings. He presides over the General Meeting and the Association meetings. When voting, the President's vote counts double; this is justified by his specific expertise.

The **secretary** draws up the protocols, issues the invitations, handles the correspondence, and looks after the archive.

The **treasurer** is responsible for all accounting and prepares the budget and annual accounts. He manages the collection and payment transactions. He has the sole signature in these functions.

Article 18 **Auditors**

The auditors check whether the bookkeeping, annual financial statements, and proposal for the appropriation of the balance sheet profit comply with the law and the Articles of Association. They may carry out checks at any time.

The auditors report to the General Meeting in writing on the results of their audit and recommend either acceptance, with or without qualification, or rejection of the annual financial statements.

The term of office of the auditors is unlimited until an entry is received for new elections. They are eligible for re-election.

IV. Data protection

Article 19 Handling of data

The mosparo Association values the protection of its members' data. For this reason, the association only stores the necessary data of a member. Handling of data in the mosparo Association is defined in the privacy policy.

The Privacy Policy is not part of the Articles of Association and can be amended by the Executive Board independently of the Articles of Association.

Article 20 Required data

Only the name and e-mail address are required for active, passive or patron membership. The address is optional.

For service provider members, the entire address is essential in order to be able to better assess whether the service provider is a reputable provider and a reputable offer.

Article 21 Transfer of data

The mosparo Association does not pass on any data.

An email service provider may be used to send emails, which can see the email address and the content of the email. The service used is defined in the privacy policy.

V. Concluding regulations

Article 22 Amendments to the Articles of Association

The General Meeting may amend these Articles of Association with a 2/3 majority of the members present and entitled to vote in compliance with the statutory provisions (ZGB 60 ff.).

The proposed amendments to the Articles of Association must be specified in the invitation.

Article 23 Dissolution and liquidation

The association's dissolution can be decided by an extraordinary general meeting convened for this purpose, with a 3/4 majority of all members entitled to vote.

The Executive Board shall carry out liquidation unless the General Meeting appoints special liquidators for this purpose.

Any liquidation surplus is to be donated in full to one or more charitable institutions to be determined by the liquidators, to works of public benefit, or to third-party associations that actively support the mosparo project.

A transfer of assets to a successor organization remains possible.

Article 24 Entry into force

These Articles of Association were approved at the Founders' Meeting on December 20, 2023.

Version 1.1 of the Articles of Association was approved at the Extraordinary General Meeting on January 29, 2024 (amendments: Articles 4 and 8 were supplemented with the regulations for service providers and donations).

Version 1.2 of the Articles of Association was approved at the 2024 Annual General Meeting on June 10, 2024 (amendments: amend Article 6 regarding exclusion for non-payment; change the article number for Art. 19, 20, 21 to new 22, 23, 24; insert the new chapter on data protection and Art. 19, 20, and 21).

5507 Mellingen,

June 10, 2024

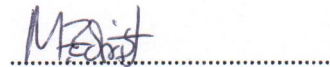
Association „mosparo Association“

The president



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Marc Brühwiler

The secretary



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Matthias Zobrist