

**STATUTE  
of  
Foundation for Social Participation**

Poznań, 26 February 2020

**I.**  
**GENERAL PROVISIONS**

§1

1. Foundation: The Foundation for Social Participation, hereafter referred to as the Foundation, operates on the basis of the Act of 6 April 1984 on Foundations (Journal of Laws 1991.46.203 as amended), the Act of 24 April 2003 on Public Benefit Activity and Volunteer Work (Journal of Laws 2010.234.1536 as amended) and this statute.
2. The Foundation has been established by Ms Maria Szemiel, hereafter referred to as the Founder, by a notarial deed drawn up by a Notary Public - Krzysztof Kubiszewski from the Notary Office in Śrem, at Plac 20 października no. 51, on 29 October 2013.
3. The Founder may act through proxies.
4. The Founder establishes the statute of the Foundation.

§ 2

1. The Foundation is a legal entity.
2. The Foundation operates under the name: Foundation for Social Participation.
3. The duration of the Foundation is indefinite.
4. The seat of the Foundation is the city of Poznan
5. The Foundation's area of activity is the entire territory of the Republic of Poland, but to the extent necessary for the proper implementation of objectives, the Foundation may also conduct its activities outside the borders of the Republic of Poland.

§ 3

The Foundation shall be supervised by the competent minister in charge of labour and social policy.

**II.**

**OBJECTIVES, PRINCIPLES AND SCOPE OF THE FOUNDATION'S ACTIVITY**

§ 4

The objectives of the Foundation include:

- 1) promoting social participation activities
- 2) educational and training activities for social groups at risk of exclusion;
- 3) promoting lifelong learning;
- 4) promotion of pre-school, school and extra-curricular education;
- 5) conducting educational activities at every stage of human development;
- 6) undertaking integration activities in the area of education between educational institutions;
- 7) initiating and developing cooperation with scientists and national and foreign experts in the field of heritage and environmental protection and sustainable development of local communities;
- 8) activities for the benefit of people with disabilities;
- 9) professional and social integration of people with disabilities;
- 10) promoting safety on the roads and preventing disability;
- 11) supporting the development of children and young people;
- 12) undertaking activities for equal opportunities of women and other social groups threatened by social exclusion;
- 13) undertaking activities aimed at the professional promotion of women in the labour market, supporting the active role of women in society;
- 14) involving the corporate sector in the Foundation's activities;
- 15) undertaking initiatives for the development of civil society and local democracy;
- 16) promoting active citizenship among young people and participation in democratic and public life;

- 17) activities for the development of local rural communities;
- 18) undertaking actions to support youth initiatives;
- 19) undertaking activities for the development of the social economy;
- 20) activities supporting economic development and small and medium enterprises in local communities in Poland;
- 21) actions to promote international cooperation, European integration and the development of contacts between societies;
- 22) implementation of international projects through the accomplishment and execution of educational activities for environmental protection and preservation of the common cultural heritage by promoting language and culture;
- 23) taking action to promote European integration;
- 24) undertaking activities aimed at promoting young people in the labour market;
- 25) undertaking measures for economic activation of people over 45 and groups threatened by social exclusion;
- 26) promotion of employment, self-employment and entrepreneurship among people, and young people;
- 27) cooperation with government and local government authorities to support the objectives of the Foundation;
- 28) cooperation with national and international intervention services in terms of improving competencies of the Staff and combating crime, including preventing domestic violence;
- 29) activities to improve cybersecurity and preventing cybercrime;

#### § 5

1. The Foundation shall pursue its objectives as part of unpaid charitable activities for the benefit of the general public or a specific group of entities, isolated on account of their particular life or material situation in relation to the society, in particular through:
  - a) the organisation and conduct of training activities, including various forms of further education for adults;
  - b) the organisation of conferences, workshops, meetings, exploratory trips, exhibitions, fairs, exchanges of experts, training, competitions, contests;
  - c) substantive support for initiatives aimed at the development of rural areas;
  - d) cooperation with the media;
  - e) cooperation with international foreign organisations, institutions and foundations;
  - f) the organisation of workshops on the acquisition of skills in the area of mutual conflict resolution, communication, interpersonal relations, appropriate choices and decision-making, developing accountability;
  - g) organising cultural, recreational and sporting events;
  - h) promoting physical culture and sport in the local community;
  - i) organising holidays for children and young people and developing social tourism;
  - j) supporting the development of the Polish model of social economy;
  - k) development of civic counselling and advocacy;
  - l) organising and participating in events promoting safety on roads;
  - m) conducting publishing activities within the implementation of its statutory objectives;
  - n) funding scholarships and internships;
  - o) organising and conducting various forms of information, education and advisory activities;
  - p) cooperation with entities from the LGU sector and units of the chain of justice;
  - r) transfer or excoitation of innovative methods, which are aimed at solving problems in the field of the job market, social policy and equal opportunities;
2. The Foundation's charitable activity for the benefit of the public, in keeping with the accounting principles, is separate from other forms of activity conducted by the Foundation.

## § 6

1. The Foundation shall pursue its objectives as part of unpaid charitable activities for the benefit of the general public or a specific group of entities, isolated on account of their particular life or material situation in relation to the society, in particular through:
  - a) the organisation and implementation of training activities, including various forms of further education for adults;
  - b) the organisation of conferences, workshops, meetings, exploratory trips, exhibitions, fairs, exchanges of experts, training, competitions, contests;
  - c) substantive support for initiatives aimed at the development of rural areas;
  - d) cooperation with the media;
  - e) cooperation with international foreign organisations, institutions and foundations;
  - f) the organisation of workshops on the acquisition of skills in the area of mutual conflict resolution, communication, interpersonal relations, appropriate choices and decision-making, developing accountability;
  - g) organising cultural, recreational and sporting events;
  - h) promoting physical culture and sport in the local community;
  - i) organising holidays for children and young people and developing social tourism;
  - j) supporting the development of the Polish model of social economy;
  - k) development of civic counselling and advocacy;
  - l) organising and participating in events promoting safety on roads;
  - m) conducting publishing activities within the implementation of its statutory objectives;
  - n) funding scholarships and internships;
  - o) organising and conducting various forms of information, education and advisory activities;
2. In the case of pursuing the objectives of the Foundation within the framework of paid public benefit activity, this activity shall not constitute economic activity, in accordance with the provisions of Article 9 (1) of the Act on Public Benefit Activity and Volunteer Work, in particular:
  - a) a) revenues from a paid public benefit activity are allocated exclusively for public benefit activities;
  - b) b) the remuneration charged for a paid activity must not exceed the remuneration resulting from the calculation of the costs of such activity;
  - c) c) the average monthly remuneration of a natural person does not exceed the statutory threshold indicated in the provisions of Article 9 (1)(2) of the Act on Public Benefit Activity and Volunteer Work.
3. In the case of pursuing the objectives of the Foundation within the framework of paid public benefit activity, the indicated activity is separated from other forms of activity conducted by the Foundation.

## III.

### FORMS OF THE FOUNDATION'S WORKS

## § 7

1. The Foundation may establish organisational units for its activities, such as branches, divisions and centres.
2. The decision to establish a branch, division or centre as well as the appointment and dismissal of their director (manager) shall be taken by the Board of the Foundation.
3. The decision to close a branch, division or centre shall be taken by the Board of the Foundation.
4. Organisational units, such as branches and divisions, are separated according to their territorial scope of activity.
5. Organisational units, such as centres, are separated according to their substantive scope of activity.
6. The scope of activity of the separated organisational unit and the detailed scope of powers and duties of the appointed director (manager) shall be defined in the organisational regulations adopted by the Board of the Foundation.

**IV.  
ASSETS AND INCOME OF THE FOUNDATION**

§ 8

1. The Foundation's assets include the founding fund of PLN 2,000.00 (say: two thousand zlotys) and other property acquired by the Foundation in the course of its activities.
2. All income generated by the Foundation is allocated to its statutory activities.

§ 9

The foundation's revenue may come from:

- 1) donations, inheritances, bequests;
- 2) grants and subsidies;
- 3) fund-raisers and public events;
- 4) assets of the foundation;
- 5) bank interests;
- 6) revenue from statutory activities
- 7) in the case of business activities, income from business activities;

§ 10

1. The Board of the Foundation may, within the scope of its assets, establish separate funds for the implementation of particular objectives of the Foundation.
2. Income from grants, donations, inheritances and bequests may be used for the implementation of all the Foundation's objectives unless otherwise agreed by the donors.

§ 11

If the Foundation is established as a beneficiary of an inheritance, the Board of the Foundation shall make a declaration on acceptance of the inheritance with the benefit of the inventory only if at the time of making such a declaration it is evident that the active state of the inheritance significantly exceeds the inheritance debts.

§ 12

1. The Foundation shall keep financial records of its accounts in accordance with applicable regulations.
2. The financial year shall be the calendar year.
3. The Foundation shall be liable to the extent of its entire assets.

**V.**

**BUSINESS ACTIVITY**

§ 13

1. The Foundation does not conduct any business activity.
2. The Foundation shall be entitled to conduct business activity in a scope aimed at pursuing its statutory objectives, after making relevant changes to this statute and entering the Foundation in the appropriate register.
3. If the Foundation conducts business activities, the income from the business activities shall be used to accomplish its statutory objectives.

**VI. BODIES OF THE FOUNDATION**

#### § 14

- a) The bodies of the Foundation are as follows:
- b) The Board of the Foundation hereafter referred to as “the Board”;
- c) The Council of the Foundation hereafter referred to as “the Council”.
1. Members of the Council of the Foundation do not receive remuneration for participation in the work of this body, but may, in justified cases, receive reimbursement for incurred and documented expenses related to this activity.
2. Members of the Board may receive remuneration, provided that the Council of the Foundation adopts an appropriate resolution on the allocation and amount of remuneration.
3. It is forbidden to combine the functions of a member of the Council of the Foundation and the President of the Board of the Foundation.
4. The Council is appointed to perform functions related to internal control, supervision and management of the Foundation's affairs as well as the election of its members and to define the Organisational Regulations of the Council of the Foundation.

#### § 15

1. The Council is the decision-making, control and advisory body of the Foundation;
2. The competence of the Council:
  - a) appointment and dismissal of members of the Board;
  - b) evaluation of the Board's activity each time at the latest in January and July of each year and presentation of a written report to the Founder;
  - c) Meetings of the Council shall be held at least once every six months.
3. Detailed rules for the functioning of the Council shall be defined in the organisational regulations adopted by the Founder.
4. The Council shall make decisions by way of resolutions with a simple majority of votes. In the event of an equal number of votes, the Chairperson of the Board shall have the casting vote.
5. The Council shall consist of two members; The Chairperson and the Secretary, and shall be appointed for a three-year term of office. The Founder or its inheritors shall each time appoint the Chairperson of the Council.
6. Members of the Council shall be appointed and dismissed by the Founder or its inheritors upon expiry of the term of office.
7. Membership in the Council of the Foundation shall cease in the event of written resignation of membership or death of a member of the Council; In such a case, the Founder shall appoint a new member for the period until the end of the current term of office.

#### § 16

1. The Board of the Foundation consists of one person, appointed by the Council of the Foundation for a three-year term of office. The President of the Board is the sole member of the Board. The President of the Board represents the Foundation outside.
2. The Board is appointed by a resolution with a simple majority of votes. In the event of an equal number of votes, the Chairperson of the Supervisory Board shall have the casting vote.
3. The President of the Board may serve for more than one term of office.
4. Membership of the Board of the Foundation shall cease as a result:
  - a) submission of a written resignation by the President of the Board to the Council of the Foundation;
  - b) deprivation of the public rights of the President of the Board as a result of a final court sentence for a crime committed through willful misconduct;
  - c) death of the President of the Board;
  - d) dismissal from the position of a Board Member;
5. The Council of the Foundation is entitled to dismiss the President of the Board.

#### § 17

The Founder may become the President of the Board or a Member of the Foundation Council and participate in the activities of the Foundation on the same principles as other members of the Board or other bodies.

#### § 18

1. The Board manages the activities of the Foundation and represents it outside, under the principles set out in §18, 19 of this Statute.
2. The competences of the Board include:
  - a) managing the day-to-day activities of the Foundation;
  - b) implementing its statutory objectives;
  - c) drawing up work plans and budgets;
  - d) managing the Foundation's assets;
  - e) representing the Foundation outside, subject to § 17 of this Statute;
  - f) hiring employees and determining their remuneration, subject to § 17 of this Statute;
3. If the Founder is not a Member of the Board, the Board is obliged to submit an annual report on the Foundation's activities to the Council every year.
4. The Board shall submit an annual report on the Foundation's activities to the competent minister in charge of labour and social policy.
5. The Board shall make the reports referred to in sec. 5 available to the public in the manner established by a resolution of the Board.
6. The Board makes decisions by way of resolutions.

#### § 19

Method of representation - the rules of incurring property obligations and the rules of making declarations of will in all cases other than property matters:

- 1) Declarations of will on behalf of the Foundation in both asset and non-asset matters are made independently by the President of the Board.
- 2) the Foundation shall be represented by a proxy appointed by the Council of the Foundation in the agreement between the Foundation and the President of the Board as well as in any dispute between them;

### **VII. FINAL PROVISIONS**

#### § 20

1. The Founder or its inheritors shall be entitled to amend the Statute of the Foundation.
2. The Foundation may also amend its statute in the scope of its objectives.

#### § 21

1. The Foundation may merge with another foundation, in particular, to effectively implement its statutory objectives.
2. The Founder shall decide on mergers with other foundations.

#### § 22

1. The Foundation may be liquidated, among others, if it has accomplished the objectives for which it was founded, or if it has exhausted its financial resources and assets.
2. The Board of the Foundation shall notify the minister in charge of Labour and Social Policy of the liquidation of the Foundation.
3. The decision on liquidation shall be made by the Board, with the consent of the Founder or its inheritors.
4. The Board, upon the consent of the Founder, shall appoint a liquidator and supervise the liquidation activities.
5. The financial resources and assets resulting from the liquidation of the Foundation may be allocated by a

resolution of the Founder or the Board for the benefit of organisations operating in the Republic of Poland, whose objectives are similar to the statutory objectives of the Foundation.