

EuroExpert

Statutes

**59, Boulevard de Verdun
2670 Luxembourg**

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Part I

Art. 1. Objects

EuroExpert, is a not for profit organization, which shall not pursue any party political objectives. Its objects are:

1. The development, promotion and convergence of and education in common ethical and professional standards for experts within the European Union, based upon the principles of high qualification; personal integrity; independence; impartiality; objectivity and respect for confidentiality.
2. The provision of a point of contact between experts and the European Commission; the European Parliament; the European Court and other institutions of the European Union as well as any other institution which deals at European or international levels with tasks and issues concerning the type of work which experts do.
3. Cooperation and relations with judicial and legal authorities, government departments, official and private bodies and other appropriate tribunals and organisations for the purposes of accreditation and certification of experts and other matters relevant to the work which experts do.
4. The provision of a forum for experts worldwide.

Art. 2. The Seat of EuroExpert

The seat of EuroExpert is in 2670 Luxembourg, 59, Boulevard de Verdun.

Art. 3. Definition of "expert"

1. Since there are differences in different states in the definition of the term "expert", the meaning of the word "expert" in relation to each member is listed and registered by the council. Members shall also undertake to adopt all EuroExpert standards. However, a common characteristic of all EuroExperts is an involvement in contentious matters and/or litigation.

Art. 4. Membership

A. Requirements for Membership

1. Full Membership

- a) There shall be not more than one full voting member for each Member State of the European Union. An organisation representing a substantial body of experts both numerically and by discipline in any one Member State shall be eligible to be such a member. Each such member organization shall be entitled to nominate one of its members to be its representative at General Meetings of EuroExpert.
- b) If in any Member State of the European Union no organisation exists that qualifies for membership under 1 a) any organisation representing experts in that state may apply in its own name or jointly with any other organisation or organisations in that state to represent (jointly, where appropriate) this state as a member in EuroExpert according to the EuroExpert regulations for Box Models.

2. Associate Membership

- a. If in any EU member state no organisation exists or qualifies for membership under 4 A, 1, a) or b) EuroExpert may elect one expert from that state to be a non-voting associate member, until such time as a body from that state is accepted for membership under 4, A, 1, a) or b).
 - b. Outside the European Union
 - a) i. Europe

There shall be created a Box in accordance to the EuroExpert Box Model for all European states which are not members of the European Union.
 - b) ii. International Organisations

There shall be created a Box in accordance to the EuroExpert Box Model for all International Organisations of experts.
 - c) iii. Africa

There shall be created a Box in accordance to the EuroExpert Box Model for all African states.

3. Corresponding Membership

Any Organisation that has an appropriate professional interest in matters involving experts may apply to become a Corresponding Member.

4. Rules of procedure

The Council may establish any procedures and rules for the implementation of Art. 4 A (Membership). For the avoidance of doubt, Membership includes EuroExpert Box Models providing council unanimously adopts them.

B. Any candidate for admission to EuroExpert shall before admission submit for approval by EuroExpert a definition of "expert" for that country. Any proposed amendment to such definition shall be subject to approval by EuroExpert.

C. Voting at General Meetings

- i.) Each representative of a full voting member at a General Meeting shall have the number of votes to which the Member's State is entitled under Article 148 of the Treaty of Rome of 1957 in the consolidated version of the Treaty on European Union (Article 205 of the Treaty of Amsterdam 1997) and its follow-up treaties.
- ii.) At general meetings there shall be no voting by proxy and no postal voting.
- iii.) The right to vote in the General Meeting shall depend on the membership contributions having been paid in full. The complete membership contribution must be credited to the specified account of EuroExpert by 1 April of any given year. Payments of membership contributions shall first be credited against any outstanding arrears.

Art. 5. Withdrawal of Recognition

In the event that as a result of a change in the pattern of representation of experts in a particular state, a member shall no longer be recognised by EuroExpert as representing a substantial body of experts in that state or shall fail to adopt EuroExpert standards, its membership shall lapse upon the passing of a resolution withdrawing recognition from that member.

Art. 6. Founder Members

The founder members of EuroExpert are La Federation Nationale Des Compagnies D'Experts Judiciaires (FNCEJ) (France); Bundesverband oeffentlich bestellter und vereidigter sowie qualifizierter Sachverstaendiger e.V., (BVS) (Germany) and The Academy of Experts (TAE) (United Kingdom).

Art. 7. Changes in the Constitution

A resolution to effect changes in the Constitution of EuroExpert requires approval by 90 per cent of the number of votes which could be cast if all full members attended and voted.

Art. 8. Resolutions on Critical Matters

Resolutions on the following critical matters require approval by 75 per cent of the number of votes which could be cast if all full members attended and voted.

1. Changes in Ethical and Professional Standards for Accreditation and Recognition
2. The election or removal of a member
3. Granting or withdrawing recognition of an organization as being representative of a substantial body of experts
4. Any matter designated by the Council as a critical matter

Art. 9. Other business

Any other resolution requires approval by a simple majority of the votes which could be cast if all full members attended and voted.

Art. 10. Languages

The official and working language used by EuroExpert shall be English but individual members are free to use any convenient language when communicating with each other.

Part II

Management of EuroExpert

Art. 11. Council

There shall be a Council of EuroExpert. Subject to Article 16(1), the Council shall at the annual general meeting be elected from the representatives of full voting members of EuroExpert, for a term of three years. One third of the elected members of the Council shall resign in each year in rotation at the Annual General Meeting. The membership of the Council shall be as follows:

1. a) Officers:

President
1st Vice President
2nd Vice President

b) Members:

Not more than six representatives one of whom shall be elected by the council as treasurer.

2. No two members of the council shall be from the same state.
3. The officers shall not be eligible to serve for more than six consecutive years.
4. The term of office of the Council shall commence on 1 September in the year of its election and shall end on 31 August.
5. Any Council Member may nominate a person to act as alternate at any meeting he is unable to attend. This shall not apply to any duty as an officer.

Art. 12. Vacancy in Council

If a vacancy occurs in the Council between annual general meetings, the Council shall have power to co-opt a representative of a voting member of EuroExpert to serve on the Council to fill the vacancy until the next annual general meeting.

Art. 13. Secretary General

There shall be a Secretary General, to be appointed by the Council. The Secretary General shall attend meetings of the Council and shall have no vote.

Art. 14. Powers of the Council

The Council shall have make and publish regulations governing the conduct of the affairs of EuroExpert.

Art. 15. Committees and Working Parties

1. The Council shall have power to establish committees and working parties to carry out (subject to the Council's control) the objects of EuroExpert.
2. In particular Council shall have the power to appoint a committee to cooperate with national and European institutions, especially responsible accreditation and certification authorities, with a view to the creation of a qualification standard for experts which is generally recognised throughout Europe. This committee shall act as a coordinating body with a view to:
 - the convergence of national qualifications for experts
 - the establishing of qualification criteria recognised throughout Europe for experts.

Art. 16. Meetings

1. Annual General Meeting

There shall be an Annual General Meeting of members not later than the end of July of each year, of which not less than two calendar months notice shall be given. The notice shall include details of the location and business to be conducted. The council shall agree the date and location of the meeting in sufficient time to enable the Secretary General to serve the appropriate notice.

At alternate annual general meetings, the 1st Vice President shall become President and the 2nd Vice President shall become 1st Vice President and a 2nd Vice President shall be elected. Each officer of the Council shall present a report on his year in Office and the Treasurer shall present audited accounts of the previous financial year for approval by the General Meeting.

2. Special General Meetings

Upon the requisition, which must state its purpose, of not less than fifty per cent of full voting members, a special general meeting shall be called. Not less than one month's notice of the meeting and its purpose shall be given.

3. Quorum

A meeting shall be validly constituted if representatives holding at least fifty one per cent of possible votes are present.

Art. 17. Bank Account

The Treasurer shall open a bank account or bank accounts in the name of EuroExpert for the purpose of conducting the financial affairs of EuroExpert. Cheques are to be signed by not less than two authorized signatories, one of whom must be an officer of the Council.

Art. 18. Accounts

The financial year of EuroExpert shall run from 1 January to 31 December in each year. Audited accounts for the year ending on the 31 December prior to the annual general meeting shall be presented at the annual general meeting for approval. The books of account shall be produced to the Council upon demand.

Art. 19. Auditor

An independent external auditor who shall have no connection with the Council shall be appointed for one year at the annual general meeting.

Art. 20. Out-of-court and Court Representation

The President and a Vice President or the President and the Secretary General or a Vice President and the Secretary General shall execute all deeds and documents for and on behalf of EuroExpert. The same shall apply to the court and out-of-court representation of EuroExpert, and to the giving of declarations of intent and the acknowledgement of receipt of notices for and on behalf of EuroExpert.

Art. 21. Patrons

The Council may confer the title of Patron upon distinguished people who have or will contribute to the well being of EuroExpert.