



**International School Chess Union**

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Mr. Arkady Dvorkovich

President

International Chess Federation

Dear Mr. President,

Hereby, the Association ISCU – International School Chess Union, with registered office in Bucharest, 102 – 108 Calea Victoriei, ap. 8, Romania is applying to be admitted as an Affiliate Organisation of FIDE.

ISCU Association represents people with the common interest in promoting chess in schools and in introducing chess to educational systems of countries all over the world.

ISCU Association is the continuator of the International School Chess Union, the Affiliated member of FIDE, and the Association's main objectives are to introduce chess in schools' curriculum, to promote and spread chess as part of the culture and history of human civilization.

ISCU is a non-governmental and non-political legal entity, and its members are Vlad Ungureanu, Ion-Serban Dobronauteanu and "Gambit Chess Foundation – Elisabeta Polihroniade". Board of Directors are Vlad Ungureanu, President, Ion-Serban Dobronauteanu, Vice-President, and Stelian Azimioara, Vice-President. The ISCU Association remains open to affiliate new members, who share the same objectives and can contribute to the purpose of the Association, from Romania and from other countries as well.

Since its establishment in December 2022, ISCU Association has proudly organized the International School Championship, July 2023, Romania, attended by 75 schools from seven countries, and was celebrating the World Teachers' Day on 5<sup>th</sup> October 2023, where 3042 kids attended 45 separate events in four countries.

For the future, ISCU is preparing the 2<sup>nd</sup> edition of the International School Championship in 2024 and many other activities to promote chess in educational institutions.

The activity of ISCU is based on sponsorships and on the dedication of its members and of other chess promoters, and a key goal in the next stage is to invite as Honorary members, personalities from all over the world who contributed or can contribute to the development of chess in schools.

Dear Mr. President, we believe ISCU Association can have a considerable contribution to the promotion and to the introduction of chess in educational institutions as an Affiliate Member of FIDE and we would be proud if you and the FIDE General Assembly will admit ISCU Association as an Affiliated Member of FIDE.

Please find attached the ISCU Statutes and Court Decision.

Yours sincerely,

Vlad Ungureanu

FM, FA, FT, Mathematics Teacher

ISCU President

23.10.2023



To the FIDE President

Mr. Arkady Dvorkovich

For members of the FIDE Congress

Dear Mr. President,

Dear Colleagues,

Allow me to express my deep respect for the chess community, in whose representative bodies I have had the honor of serving for more than 35 years.

While remaining a member of the FIDE Chess in Schools Commission and following the advice of its founder Nicolo Palladino, I created the International School Chess Union (ISCU) in 1999 as an affiliated organization of FIDE.

The main goal of ISCU was to initiate the holding of World Championships among schoolchildren. With the help of my friends and colleagues from Bulgaria, Turkey, Greece, Poland, Romania, and a number of Asian and Latin American countries, this goal was achieved. FIDE has been holding World School Chess Championships since 2005.

Now I am 75 years old, I have switched to teaching, but I would like ISCU to continue its activities and it could be headed by a younger, but very experienced organizers.

Ion Serban Dobronauteanu and Vlad Ungureanu from Romania accepted my proposal, created a strong team, registered the "ISCU Association" in Bucharest as the successor to ISCU and have already held a number of major events.

I ask you, Mr. President and members of the FIDE Congress, to support the request of the ISCU Association to join FIDE as an affiliated organization.

Yours sincerely,

Alexander Kostyev,

Founder and President of ISCU (1999 – 2022)

## STATUTES OF THE ISCU ASSOCIATION

We, the undersigned:

**VLAD UNGUREANU**, Romanian citizen,

**ION-SERBAN DOBRONĂUȚEANU**, Romanian citizen,

**"GAMBIT" - ELISABETA POLIHRONIADE CHESS FOUNDATION**, with the registered office in the Bucharest municipality, 102-108 Calea Victoriei, ALBA block of flats, entrance A, 3rd floor, apartment number 3 district 1, with Tax Identification Code 8677330, by legal representative **GABĂR EMIL DĂNUȚ**, personal code number: 1590227400513,

On basis of Government Order no. 26/2000 on associations and foundations, approved by Law no. 246/2005, we express our will of associating in order to set up the ISCU ASSOCIATION as a legal subject, adopting for this purpose these Statutes.

### Chapter I - Name, registered office, duration

1.1. (1) The ISCU - INTERNATIONAL SCHOOL CHESS UNION ASSOCIATION is hereby established as a non-governmental and non-political Romanian legal entity, without patrimonial purpose, which carries out its activity on basis of this statute and in accordance with the legal provisions in force governing associations and foundations.

(2) In all documents issued by the ISCU ASSOCIATION, the name shall be followed by the legal form of organization, the registered office and the number of the certificate of registration in the Register of Associations and Foundations of non-profit legal entities, the tax code, as well as its own logo.

(3) Name reserved by proof of availability of the name with no. 199048 of 06 of July 2022, issued by the Ministry of Justice of Romania, Communication and Public Relations Service.

1.2. (1) The registered office of the Association is in **Romania, Bucharest municipality, 102-108 Calea Victoriei, Alba block of flats, entrance A, third floor, apartment 8, sector 1**. The registered office of the Association may be changed by decision of the Board of Directors.

(2) The Association may establish branches or subsidiaries in any locality of Romania.

1.3 (1) The duration of operation of the Association is unlimited, starting as of the date of registration in the Register of Associations and Foundations.

(2) The provisions of paragraph (1) of this article concerning the duration of operation may be modified by resolution of the General Meeting.

## **Chapter II. Purpose and objectives of the Association**

### 2.1. Purpose:

(1) The purpose of the Association is to promote chess in schools.

(2) The Association also campaigns for the education of children and young people through chess.

(2) The purpose of the Association shall be changed only by the general meeting of the members according to the procedure laid down in these Statutes.

### 2.2. Objectives:

In order to achieve the proposed purpose, the Association will have the following objectives:

1. To introduce chess into the school curriculum;
2. To promote chess in the most varied ways;
3. To promote a chess culture in order to affirm human spirituality in Romania and abroad;
4. To spread chess as part of the culture and history of human civilization;
5. To organize cultural and educational activities in the country and abroad;
6. To edit publications of chess culture, as well as other publications, intended for the Romanian and foreign public;
7. To support the establishment and functioning of other institutions of the same and similar profile;
8. To support the establishment and functioning of chess circles, clubs and schools;
9. To organize the dissemination of chess ideas in the media and online;
10. To establish and maintain contacts and links with institutions and organizations with the same or related specificities, in the country and abroad;
11. To organize national and international competitions, festivals and events;
12. To organize chess schools;
13. To award scholarships and prizes to those who make meritorious efforts to promote chess at international and national level;
14. It will affiliate itself to Romanian and foreign organizations activating in the field of chess, education and youth;

15. It will support any kind of activity aimed at the affirmation and knowledge of chess, chess life and movement in the country and abroad.

### 2.3. (1) Activities:

In order to achieve the purpose and objectives for which it was established, the Association shall carry out the following activities:

- Organization of workshops, information sessions, conferences, educational and personal development courses;
- Association and collaboration with organizations and institutions in the fields of education and training culture and sport in Romania and abroad;
- Attracting funding sources, sponsorships, in order to develop projects and programs;
- Attracting funding by promoting and coordinating projects with cultural, social, health, educational and community components;
- Organizing other activities and carrying out other projects that contribute to the fulfilment of its mission;
- Funding/publishing scientific articles, as well as producing, editing, designing manuals, books, guides;
- Organizing events with the public or for sponsors;
- Professional training and continuing education programmes for people in specific services, such as teachers, sports instructors, referees, coaches, organizers;
- Access to European funds, structural funds;
- Events and interactive actions to facilitate the assimilation of notions and information specific to the achievement of the above objectives;
- Implementation of various educational, information and training programmes, appropriate to the objectives set;
- Development of programmes addressed to members and target groups of the Association, in order to reinforce the values promoted by the Association;
- Development of social programmes, the Association fulfilling the role of social service provider for all categories of people who can benefit from them;
- Running educational, information and awareness programs and campaigns, courses, training activities, meetings, debates, seminars, conferences, fairs, exhibitions, competitions, fundraising campaigns, training courses, meetings, scientific sessions, theme camps, sports activities, studies and research, publications, festivals, in order to support the purpose of the Association;
- Organizing, financing, participating in conferences, debates, courses, fairs, symposia and other events, including through external programmes, in order to support and promote the interests of the Association;

- To promote high level professional research programs, through collaboration with Romanian statutory institutions or with other bodies in Romania and abroad, in order to train members and target groups of the Association in the line of the activities carried out by the Association;
- Editing, printing, dissemination of books, magazines, programs, various publications in the field of interest for the realization and promotion on a large scale of the objectives of the Association;
- Association and collaboration with other natural or legal persons, trade unions and professional associations in order to support the aims of the Association;
- Carrying out activities through commercial companies set up under the terms of 47 Article belong to Government Ordinance no. 26/2000 or directly, on basis of Article 48 of the same normative act, any commercial activities likely to produce income, exclusively intended for the achievement of the Association's statutory aims.

(2) The activity of the Association is carried out on basis of programmes and projects.

(3) Depending on the nature of the programmes and projects, the Association shall develop partnerships with legal entities of public and private law, such as: associations and foundations, public, local and central authorities, educational institutions regardless of their level, similar international structures, media companies in the country and abroad.

(4) In order to carry out its object of activity, the Association sets up and organizes its own internal structures, such as departments, directorates, offices or services, councils, employs staff, on the basis of civil or labour law contracts. The Association may also outsource activities by subcontracting, in accordance with the legislation in force.

### **Chapter III Assets of the Association**

3.1. (1) The assets of the Association shall consist of movable and immovable property, money and securities, in accordance with the provisions of these Statutes and the laws in force.

(2) The initial patrimonial assets of the Association are 1500 Romanian Lei.

(3) The Association's assets may only be used for the purpose of achieving its objectives and for covering its operating expenses.

**3.2** (1) The activity of the Association shall be financed from various resources:

(a) Membership fees of the members of the Association and the registration/membership fees of new members. The membership fees shall be established periodically by the Board of Directors;

(b) The interest earned on the membership fees shall be paid in the amounts available, under the terms and conditions laid down by law;

c) income realized in profits/dividends as a result of an economic activity carried out by a civil partnership, in accordance with the Civil Code and Law No 31/1990 republished;

d) Donations, sponsorships or legacies;

- e) Funding obtained from the implementation of programmes and projects with national and international financing;
- h) Income from rentals, sales of publications, and other income realized in accordance with the law;
- i) Revenue deriving from the redirection of 2% or 3.5% of income tax;
- j) Resources obtained from the state or local budgets;
- k) Revenues from the redirection of 20% of corporate income tax within the limit imposed by law.

(2) Programme and project financing is carried out on basis of financing agreements or by means of contracts, partnership agreements, and others, approved and signed by the president of the Association or by another person from the board of directors, expressly mandated for this purpose.

(3) Donations and legacies may consist of sums of money in the form of movable property, chattels, securities or other rights, if these are free of charge. Donations may only be made for charity in cases where the charge is in conflict with the objectives of the Association. Any donation or legacies may be refused by the Association, by decision of the Board of Directors, if such donation is contrary to the law and the objectives of the Association.

3.3. The assets of the Association may not be encumbered by the personal debts of its members. As such, creditors of the members of the Association may not make claims on the assets of the Association.

3.4. The expenses of the Association shall be incurred in accordance with the budget approved by the General Meeting of the Association, in accordance with the legal provisions in force and these Statutes. Expenditure shall be structured by purpose, taking into account the programmes and projects drawn up and underlying the annual activity of the Association. Expenditure must also take into account the payment of staff employed on a contractual or civil basis, payments related to covering the co-financing of projects financed from national and international sources, the payment of utilities, purchases and capital investments, as well as payments related to litigation.

#### **Chapter IV - Members of the Association**

4.1. (1) Members of the association: natural or legal persons under private law, Romanian or foreign, as well as:

- a) Civil companies established under the Civil and Law no. 31/1990, republished;
- b) Associates or shareholders of a civil company constituted according to the Civil and Law no. 31/1990, republished;
- c) Licensed natural persons;
- d) Any other natural person with full legal capacity.

(2) Membership of the Association may be acquired by any natural or legal person who registers with the Association, pays the registration fee, agrees to abide by the provisions of these Statutes and the internal regulations of the Association.



(3) Membership of the Association is acquired upon approval of the application by the Board of Directors.

4.2. (1) The Association has the following categories of members:

- a) Founding members;
- b) Adherent members;
- c) Supporting members;
- c) Honorary members.

(2) Founding members are the persons listed in the Statutes who took the initiative to establish the Association.

(3) All other members shall obtain membership in accordance with the membership procedures and these Statutes by decision of the board of directors.

Adherent members - any natural and/or legal person who expresses a wish to be active in the Association, undertakes to observe the values, aims and objectives of the Association, the provisions of the Statutes and the Rules of Organization and Operation and supports the objectives of the Association. They have all the rights and obligations of members of the Association, including the right to elect and be elected to the governing structures of the Association.

Supporting members - any natural and/or legal person who expresses a wish to be active in the association, undertakes to observe the values, aims and objectives of the Association, the provisions of the Statutes and the Rules of Organization and Operation and supports the objectives of the Association. They have all the rights and obligations of members of the Association, except the right to elect and be elected to the Association's governing structures.

(4) Honorary membership shall be awarded to individuals who have distinguished themselves in the promotion of chess and education. Honorary members have an advisory role. They shall have all the rights and obligations of members of the Association except the right to vote and the right to be elected to leadership positions. Honorary members are not obliged to pay membership fees to the Association or to pay any other financial contributions decided by the governing bodies of the Association for its members.

4.3. Rights of members of the Association:

Members of the Association have the following rights:

- (a) To be informed of the decisions of the Board of Directors;
- b) To be consulted on general policy actions of the Association;
- c) To elect and to be elected to the governing positions of the association if they have paid their membership fees up to date;
- d) to participate with the right to vote in the general meetings of the Association, if they have paid the membership fee up to date, with the exception of honorary members as provided for in Article 4.2 section 4;

- e) To participate in the activities of the Association in accordance with the Association's organizational regulations;
- f) To collaborate in the implementation of programmes, projects and publications carried out by the Association;
- g) To receive regular information on the work of the Association, including its financial aspects, to participate in actions organized by the Association and to make proposals to its governing bodies;
- h) to benefit from the programmes and projects of the Association;
- i) to make proposals to improve the work of the Association or in relation to the strategic planning of this Association, as well as in relation to the policies it promotes;
- k) to have access to the premises and facilities of the association for the organization of activities related to its aims and objectives.

#### **4.4 Obligations of members:**

The members of the Association have the following obligations:

- a) To participate in the Association's activities, programmes, projects, conferences, seminars;
- b) To know and observe the provisions of these Statutes;
- c) To pay membership fees regularly;
- d) To notify the Board of Directors of any change in the information concerning them contained in the application for membership;
- e) Not to denigrate the Association;
- f) Fulfil the material and financial obligations according to the commitments they have undertaken;
- g) To promote the interests of the Association and to avoid any state of conflict that could affect its prestige and purpose;
- h) Participate, directly or by representation, in all meetings to which they are invited;
- i) To have recourse to the mediation structures of the Association in any state of conflict with any associate member.

#### **4.5. (1) The following acts may be sanctioned against the associates:**

- a) Actions that cause material and image damage to the Association;
- b) Engaging the Association in actions for which it has not been authorized by its management structures;
- c) Committing payments or debts on behalf of the Association not approved by the board of directors;
- d) Deviations from the professional and moral ethics included in the internal rules of organization and functioning of the Association;

e) Committing criminal offences for which he/she has been convicted by a final court decision;

f) Systematic non-participation in the activity of the Association or preventing by any means the Association and its territorial structures - subsidiaries and branches - from carrying out their activity.

(2) The provisions of paragraphs 4.4. to 4.5. shall also apply to the relationship between members - local management structure at a branch. In the case of branches of the Association, the sanctioning provisions shall apply in accordance with their statutes.

(3) The sanctions applicable to members who have committed one of the offences referred to in paragraph (1) of this clause are as follows:

- (a) Written warning;
- (b) Suspension for a specified period from membership;
- (c) Expulsion from the Association.

The sanctions shall be ordered by the General Meeting.

4.6 (1) Membership of the Association may be lost in the event of death, withdrawal or exclusion.

(2) Withdrawal of membership of the Association may be made on request and shall become effective within 30 days after written notification of the intention to withdraw has been submitted to the secretariat of the board of directors of the association.

(3) Membership of the Association shall be lost by expulsion if the member:

- (a) Causes material or image damage to the Association;
- b) Repeatedly fails to comply with these Articles of Association and Statutes or with the decisions of the General Meeting or the Board of Directors;
- c) Has been convicted of a criminal offence.
- d) By non-payment of membership fees for 6 consecutive or alternative months.

The exclusion of members of the Association shall be decided by the General Meeting by secret vote.

## **Chapter V - Management, administration and control**

**The Governing Bodies of the Association are:**

- a) The General Meeting**
- b) The Board of Directors**
- c) The Censor**

## Section 1 - General Meeting

5.1 The General Meeting of the members of the Association is the supreme governing body of the Association, composed of all the members with voting rights, at its establishment:

**VLAD UNGUREANU**, Romanian citizen, born on 12 of July 1978 in the Iași municipality, residing in the Iași municipality, 2 Butnari Street, block of flats A10, entrance B, 3<sup>rd</sup> floor, apartment number 3, Iași County, identified by ID card series MZ no. 298956 issued by Identity Card Service Iași, on 19.06.2014, valid until 12.07.2024, personal cod number: 1780712221194.

**ION-SERBAN DOBRONĂUȚEANU**, Romanian citizen, born on 31 of January 1968 in Bucharest, district 1, residing in Bucharest, 52-60 Banul Andronache Street, entrance E, first floor, apartment 4, district 1, identified with ID card series RK no. 050461 issued by Identity Card Service, on 01.03.2017 valid until 31.10.2027, personal cod number 1681031090060.

**"GAMBIT" - ELISABETA POLIHRONIADE CHESS FOUNDATION**, with the registered office in Bucharest County, 102-108 Calea Victoriei, ALBA block of flats, entrance A, 3<sup>rd</sup> floor, apartment number 3, district 1, with Tax Identification 8677330.

5.2. The General Meeting of the Association shall have the following duties:

- a) Debates and approves/rejects the strategic planning of the Association and the annual action plan, presented by the board of directors;
- b) Debates and approves/rejects the activity report of the Board of Directors;
- c) Reviews and debates the management of the Association;
- d) Examines, approves/rejects the income and expenditure budget and the balance sheet for the previous year, on basis of the reports submitted by the Board of Directors;
- e) approves the allocation and distribution of financial funds on a programme and project basis, in accordance with the approved strategic planning and action plan;
- f) Amends the statutes of the Association;
- g) Appoints and dismisses the members of the Board of Directors;
- h) Appoints and dismisses the censor;
- i) Decides on the dissolution and liquidation of the Association and determine the destination of the assets remaining after liquidation;
- j) Decide on the establishment of subsidiaries and branches of the Association;
- l) Any other duties provided for by law.

5.3 (1) The General Meeting shall be convened by the Board of Directors once a year and whenever necessary during the financial year.

(2) Notice of the meeting shall be given in writing, by registered letter, fax or e-mail with an electronic signature, at least 15 days before the date of the meeting and shall include: the date and time of the meeting, the agenda and the signature of the President of the Association. If the President is unable to do so, the meeting shall be convened by another member of the Board of Directors.

(3) At the first summons, the General Meeting shall be convened in the presence of at least half plus one of the total numbers of members of the Association and shall adopt a resolution by 51% of the valid votes cast by all those present. At the first summons, the meeting shall act with 51% of the votes cast, whatever the number of members present.

(4) If after the first summons the general meeting of the members of the Association has not met, a second summons shall be performed within not more than five working days.

(5) Each member shall have one voting right.

(6) Members of the Board of Directors shall not exercise their right to vote if the order of precedence of the number of members is higher.

(7) At any meeting, members of the Association may be represented by proxy.

(8) Resolutions of General Meetings for the purpose of dissolving and liquidating the Association may be passed only by a 2/3 majority of the members of the Association.

5.4 (1) Resolutions of General Meetings shall be binding on all members of the Association, including those who have voted against, those who are present or represented by proxy, unless they contravene the law or these Statutes.

(2) Decisions shall be recorded in minutes and entered in a register of the Association. The minutes of the general meeting shall be drawn up in the Romanian language and shall be signed by the board of directors and a representative of the general meeting.

## **Section 2 – Board of Directors**

5.5. The governing of the Association shall be the Board of Directors consisting of 3 persons, including a President and Vice-Presidents.

Incompatibilities and Conflict of Interest:

(1) No person may be appointed to the board of directors who is not competent to act, who has committed a criminal offence or who, although not having committed a criminal offence, has endangered the credibility and viability of another association, in an equivalent position or as a censor or partner in a civil company. Persons holding a leading position in an employers' or trade union association, federation or confederation may not be appointed to the board of directors.

(2) Members of the board of directors may not vote in the general meeting if they have an interest contrary to that of the Association.

(3) According to the provisions of the Statute the first members of the board of directors are:

**PRESIDENT: VLAD UNGUREANU**, Romanian citizen, born on 12 of July 1978 in the Iași municipality, residing in the Iași municipality, 2 Butnari Street 2, block of flats A10, entrance B, 3<sup>rd</sup> floor, and apartment number 3, Iași County, identified by ID card series MZ no. 298956 issued by Identity Card Service Iași, on 19.06.2014, valid until 12.07.2024, personal code number: 1780712221194.

**VICE-PRESIDENT: ION-SERBAN DOBRONĂUȚEANU**, Romanian citizen, born on 31 of January 1968 in the Bucharest municipality, district 1, residing in the Bucharest municipality, 52-60 Banul Andronache Street, entrance E, first floor, apartment 4, district 1, identified with ID card series RK no. 050461 issued by Identity Card Service, on 01.03.2017 valid until 31.10.2027, personal code number 1681031090060.

**VICE-PRESIDENT: STELIAN AZIMIOARĂ** Romanian citizen, born on 19 of May 1958 in the Bucharest municipality, district 1, residing in the Bucharest municipality, 40 Petru Maior street district 1, identified by ID card series RX no. 759082 issued by Identity Card Service, on 04 of August 2015 valid until 19 of May 2075, personal code number: 1580519090011.

(4) The term of office of the Board of Directors shall be 5 years.

#### **5.7 The Board of Directors shall perform the following duties:**

- a) Ensure the execution of the income and expenditure budget of the Association;
- b) Approve the organization chart, the internal rules of organization and operation and the rules of procedure;
- (c) Approve the staff and salary policy;
- d) Approve programmes, projects and action plans and ensure their implementation;
- (e) Decide on investments to be carried out, appropriate to its field of activity, to be financed from its own resources and bank loans;
- f) Consider and submit to the General Meeting of Members for approval the acquisition, disposal or rental of assets belonging to the assets of the Association;
- g) Convene the general meeting of the Association;
- h) Establish national and international cooperation agreements with any other public or private law entity;
- i) perform such other duties as may be prescribed by law, by these Statutes or by resolution of the General Meeting of Members;

j) present to the General Meeting the activity report for the previous year, the execution of the budget of income and expenditure, the balance sheet, the draft budget of income and expenditure and the draft programmes of the Association;

k) Conclude legal acts on behalf and in the name of the Association;

l) In the performance of its duties, the Board of Directors shall take decisions.

5.8. (1) The activity of the Board of Directors shall be coordinated by the President, who shall represent the Association in all activities and in all matters related to the Association established by the Romanian and foreign legal and juridical persons, in accordance with the provisions of this Statute, the decisions of the Board of Directors and of the General Meeting. In this regard, the President of the Association shall have the following duties:

a) Coordinate, organize, plan and control the activities of the Association;

b) Negotiate and conclude contracts, commit expenses and staff in accordance with the financial and human resources policy established by the Board of Directors;

c) Coordinate the preparation of the Association's strategic plan or propose amendments thereto, which it submits to the Board of Directors for review and approval by the General Meeting;

d) Approve the budget of the Association;

e) Coordinate and oversee the drafting of the internal rules of organization and operation, the rules of procedure, including the code of ethics for employees;

f) Determine the responsibilities of the Executive Directors-heads of departments/directorates or of the Association's consultants for the implementation of an operation, programme or project;

g) Approves the establishment and organization of working groups for programmes or projects;

h) Request the activity report of each internal structure of the Association;

i) Draw up the organization chart of the association by formal internal structures;

j) Convene and chair the Board of Directors;

k) Mandate the vice-president to carry out the duties referred to in points a) - j) of this paragraph, if he/she is temporarily unable to exercise his/her mandate;

l) Establish periodic meetings to evaluate the activity;

m) Deposit the initial assets of the Association with the bank, is empowered to deal with the banks, can issue any documents required (open account, close account, payments, etc.).

(2) In the performance of his duties, the President shall issue decisions.

(3) The powers of the President shall also apply to the Vice-president of the Council, if the President is temporarily unable to exercise his or her mandate, the powers shall be vested in the Vice-president.

5.9. (1) The Board of Directors shall meet at the registered office of the Association, whenever necessary, in accordance with the agenda communicated by the Board Secretariat five days in advance. The Board of Directors may meet at any other seat of the Association, provided that the provisions of the Articles of Association concerning summons are complied with.

(2) Notice of the meeting of the Board of Directors shall be given in writing, by registered letter, fax or e-mail with an electronic signature, at least 5 days before the date of the meeting and shall include: the date and place of the meeting and the agenda and the signature of the President of the Association. If the Chairperson is unable to sign, the meeting shall be convened by the Vice-Chairperson, or if the Chairperson is unable to sign, by another member of the Board of Directors.

5.10. (1) For the validity of the deliberations of the Council, at the first summons, the presence of at least a majority of the total number of members shall be required and decisions shall be taken by a majority plus one of the valid votes cast by the members. The deliberations shall be recorded in minutes and the minutes shall be kept in the Council's register, by the care of the Secretariat.

(2) At the second summons, which shall be held not later than three days after the date of the first summons in which a quorum is not present, the Council shall deliberate by a majority plus one of the valid votes cast, whatever the number of members present.

### **Section 3 - The Censor**

5.11.(1) Control of the financial operations of the Association shall be exercised by one of the members who is not a member of the Board of Directors. The auditor shall be appointed by the General Meeting when the Association reaches the threshold of 15 members.

(2) At the General Meeting, candidates for the position of Censor must present their rules of organization and operation. If this requirement is not met, the General Meeting shall be convened for the approval of the regulations within 6 months.

(3) If the number of members of the Association will exceed 100 registered members by the date of the last general meeting, the internal financial control shall be exercised by a Board of Censors. The Committee shall consist of an odd number of members and at least one of the members of the Committee shall be a certified or chartered accountant.

(4) The following may not be censors and if elected shall forfeit their office:

(a) Relatives or affinities up to and including the fourth degree or spouses of members of the board of directors;



b) Persons who receive a salary for another office or remuneration in any form from the association;

c) Members of the Board of Directors.

5.12. The Censor shall perform the following duties:

a) Periodically check the accounting records of the association;

b) Periodically verify the value of the Association's assets;

(c) He shall draw up written reports for the Board of Directors and the general meeting of members at the end of each financial year.

## **Chapter VI - Dissolution of the Association. Liquidation**

6.1 (1) The Association shall be dissolved in the following cases:

(a) By law;

(b) By order of the court or tribunal, as the case may be;

c) By resolution of the general meeting.

(1) The Association shall be dissolved by law by:

(a) The expiry of the period for which it was set up;

(b) the achievement or, as the case may be, the impossibility of achieving the purpose for which it was set up, if within three months of such fact being ascertained there is no change in that purpose;

(c) the impossibility of constituting the general meeting or the board of directors in accordance with the Statutes of the Association, if this situation lasts for more than one year as of the date on which, according to the Statutes, the general meeting or, as the case may be, the board of directors should have been constituted;

d) Reduction of the number of members below the limit set by law, if it has not been complied with for 3 months.

(2) The dissolution shall be declared by a decision of the court in whose district the seat of the Association is located, at the request of any interested person.

6.2 If the Association is dissolved by a decision of the General Meeting, within 15 days as of the date of the dissolution meeting, the decision of the General Meeting shall be submitted to the court in whose territorial jurisdiction the Association has its seat, in order to be entered in the Register of Associations and Foundations.

6.3. In the event of dissolution, it shall be done in accordance with the provisions of Government Ordinance 26/2000.

6.4.(1) In case of dissolution of the Association, the assets remaining after the liquidation cannot be transferred to individuals.

(2) These assets may be transferred to legal persons of private law with identical or similar purpose, according to the decision of the general Meeting.

(3) If within 6 months after the end of the liquidation the liquidators have not succeeded in transferring the assets in accordance with paragraph 2, the assets remaining after the liquidation shall be assigned by the competent court to a legal person with the same or a similar purpose.

(4) The date of the transfer of the assets shall be the date of the drawing up of the handover and takeover report, unless a later date has been fixed.

6.5 (1) In the cases of dissolution provided for by Government Ordinance 26/2000 in article 55 and 56, the liquidators shall be appointed by the court decision itself.

(2). In the case of dissolution provided for by Government Order 26/2000 in article 57, the liquidators shall be appointed by the General Meeting, under penalty of the dissolution decision being deprived of legal effects.

(3). In all cases, the mandate of the Board of Directors shall cease with the appointment of the liquidators.

(4). The liquidators may be natural or legal persons authorized under the law.

(5). Immediately after taking up their duties, the liquidators shall draw up an inventory and a balance sheet showing the exact situation of the assets and liabilities of the Association.

(6) The liquidators shall be obliged to receive and keep the books and any other documents of the Association. They shall also keep a register of all the operations of the liquidation in the order of their date.

(7) The liquidators are obliged to continue the legal operations in progress, to collect the claims, to pay the credit and, if the cash is insufficient, to convert the remaining assets into money, proceeding to the sale by public auction of movable and immovable property.

(8). Liquidators may carry out only those new operations which are necessary to complete those in progress.

6.6. (1). The amount due to a known creditor who refuses to receive payment of his claim shall be credited to his account.

(2). If payment of the claim cannot be made immediately or when the claim is disputed, the liquidation shall not be declared complete before the creditors are secured.

6.7 Liquidators shall be jointly and severally liable for any damage caused to creditors through their fault.

6.8 (1) The liquidators shall be subject to the rules of the mandate both in relation to the Association and the members.

(2) Upon completion of the liquidation, the liquidators are obliged to file the balance sheet, the logbook and a memorandum declaring the liquidation operations with the Register of Associations and Foundations of the court in whose territorial district the Association has its seat within two months.

(3) The liquidators are obliged to fulfil all obligations for the publication of the liquidation and the removal of the Association from the Register of Associations and Foundations.

(4) The publication of the liquidation shall be made by a poster at the door of the court in whose territorial district the legal person has its seat, within 2 months after the liquidation is completed.

6.9. If within 30 (free) days as of the filing the balance sheet, no objection is lodged, the balance sheet shall be deemed definitively approved and the liquidators, with the authorization of the court, shall hand over to those entitled thereto the assets and sums remaining from the liquidation, together with all the books and documents of the Association and the liquidation. Only then shall the liquidators be deemed discharged and shall be issued with a certificate to that effect.

6.10. (1) Appeals against the balance sheet of the liquidators may be lodged by any interested person with the court in whose territorial jurisdiction the liquidated legal person is located.

(2) All appeals shall be settled by a single judgment. The judgment pronounced by the court shall be enforceable and subject only to appeal.

(3) Upon completion of the liquidation, the liquidators shall apply for the removal of the Association from the Register of Associations and Foundations.

6.11. (1) The Association ceases to exist on the date of the removal from the Register of Associations and Foundations.

(2) The deregistration shall be made on basis of the certificate issued to the liquidators, under the conditions provided for in Government Order 26/2000, at article 69, certifying their discharge from the obligations assumed.

## **Chapter VII - Final provisions**

7.1. The Association shall open bank accounts in RON or in foreigncurrency with a bank in Romania, in accordance with the decision of the Board of Directors, and may use these accounts in accordance with the provisions of these Statutes, the decisions of the Board of Directors and the General Meeting for its own operations in connection with the realization of its object of activity.

## 7.2 Protection of rights:

(1) The failure of an associate or member of the board of directors to insist upon the precise and faithful performance of the paragraphs of these Statutes or to exercise any of his rights under these Statutes shall not mean that such associate or member of the board of directors waives his rights under any provision of these Statutes.

(2) No written contract or resolution of the general meeting, the board of directors, the chairman or the managing director derogating from the provisions of these Statutes shall limit the rights and obligations of members recognized by law.

## 7.3. Disputes:

(1) Disputes arising in connection with the interpretation or execution of the clauses of these Statutes shall be settled amicably by mediation.

(2) Decisions of the general meeting which are contrary to the law, the articles of association or the provisions contained in the Statutes may be challenged in court by any of the associate members who did not attend the general meeting or who voted against it and requested that this be inserted in the minutes of the meeting within 15 days as of the date on which they became aware of the decision or the date on which the meeting took place, as the case may be.

7.4 We, the members of the Association, hereby empower Mr. Vlad Ungureanu, Romanian citizen, born on 12 of July 1978 in the Iași municipality, residing in Iași Country, 2 Butnari Street, block of flats A10, entrance B, 3<sup>rd</sup> floor, and apartment number 3, Iași County, identified by ID card series MZ no. 298956 issued by Identity card Service Iași, on 19.06.2014, valid until 12.07.2024, personal code number: 1780712221194, and George Adrian Rădoi residing in Bucharest, identified with ID card series RK no. 292801 issued by Identity Card Service Bucharest, on 22 of February 2019 valid until 18 of February 2029, personal code number 1750218421517 to carry out on our behalf and for us the procedure for acquiring legal status at the competent Court, the registration of the Association in the Register of Associations and Foundations, his signature being fully binding on us.

7.5. These updated Statutes has been drafted in 6 (six) original copies on the 4<sup>th</sup> of April 2023 and it is completed with the legal provisions in force concerning associations and foundations.

<b>SURNAME AND FORENAME</b>	<b>SIGNATURES</b>
<b>DOBROŢĂŢEANU ION - ŞERBAN</b>	
<b>UNGUREANU VLAD</b>	
<b>"GAMBIT" - ELISABETA POLIHRONIADE CHESS FOUNDATION</b>	





R O M Â N I A  
JUDECĂTORIA SECTORUL 1 BUCUREȘTI  
SECȚIA A-II-A CIVILĂ

Dosar nr. 55394/299/2022

**ÎNCHEIERE**

Ședința din camera de consiliu din data de 15.12.2022

Instanța constituită din:

Președinte: IULIAN-NICOLAE RĂDUȚĂ

Grefier: FLORICA ȚOROPOC



Pe rol se află pronunțarea asupra cererii formulate de petenta ASOCIAȚIA ISCU, având ca obiect acordare personalitate juridică.

Dezbaterile și susținerile în fond ale petentei au avut loc în ședința din camera de consiliu din data de 14.12.2022 fiind consemnate în încheierea de ședință de la acea dată, pentru când instanța având nevoie de timp pentru a delibera a amânat pronunțarea la data de 15.12.2022, când a hotărât următoarele:

**I N S T A N Ț A,**

**Deliberând asupra cauzei de față, constată următoarele:**

Prin cererea înregistrată pe rolul acestei instanțe la data de 27.10.2022 petenta ASOCIAȚIA ISCU a solicitat acordarea personalității juridice.

*În drept*, petenta a invocat dispozițiile OG nr. 26/2000.

*În dovedire*, au fost depuse înscrisuri: dovada achitării taxei de timbru în cuantum de 100 lei, dovada disponibilității denumirii eliberată de Ministerul Justiției sub nr. 199048/06.07.2022, dovada sediului, proces-verbal nr. 1/23.08.2022 al Adunării Generale al Fundației de Șah „Gambit – Elisabeta Polihroniade”, Statut, certificate de cazier fiscal, copii de pe cărțile de identitate.

**Analizând actele și lucrările dosarului, reține următoarele:**

Conform art. 5 alin. 1 din OG nr. 26/2000, „Asociația dobândește personalitate juridică prin înscrierea în Registrul asociațiilor și fundațiilor aflat la greșa judecătorei în a cărei circumscripție teritorială își are sediul.”

Conform art. 7 alin. 1, 2 din OG nr. 26/2000, „(1) Oricare dintre membrii asociați, pe baza împuternicirii date în condițiile art. 6 alin. (2) lit. h), poate formula o cerere de înscriere a asociației în Registrul asociațiilor și fundațiilor aflat la greșa judecătorei în a cărei circumscripție teritorială urmează să-și aibă sediul. (2) Cererea de înscriere va fi însoțită doar de următoarele documente: a) statutul asociației, într-o singură copie certificată pentru conformitate cu originalul de persoana împuternicită în condițiile art. 6 alin. (2) lit. h); b) actele doveditoare ale sediului, precum și cele privind patrimoniul inițial doar în cazul aportului în natură constând în bunuri imobile; c) copii certificate pentru conformitate cu originalul ale actelor doveditoare ale identității membrilor asociați; d) declarație pe propria răspundere a persoanei care, în temeiul alin. (1), formulează cererea de înscriere, care cuprinde datele de identificare ale beneficiarilor reali ai asociației, în sensul reglementărilor din domeniul prevenirii și combaterii spălării banilor și finanțării terorismului. Datele de identificare ale beneficiarului real sunt: numele, prenumele, data nașterii, codul numeric personal, seria și numărul actului de identitate, cetățenia, domiciliul sau reședința. În cazul asociațiilor constituite/conduse doar de persoane fizice, nu este obligatorie depunerea declarației pe propria răspundere atunci când singurii beneficiari reali sunt persoanele fizice ale căror date de identificare sunt cuprinse în documentele din dosar, caz în care completarea registrului central se va face din oficiu pe baza acestora și conform regulilor prevăzute la art. 4 din Legea nr. 129/2019 pentru prevenirea și combaterea spălării banilor și



finanțării terorismului, precum și pentru modificarea și completarea unor acte normative, cu modificările și completările ulterioare; e) dovada disponibilității denumirii eliberată de Ministerul Justiției sau, după caz, refuzul motivat al eliberării acesteia.”

Potrivit art. 8 alin. 1 din OG nr. 26/2000, ”Asociația devine persoana juridică din momentul înscrierii ei în Registrul asociațiilor și fundațiilor”.

Verificând înscrisurile depuse de petentă la dosar în susținerea cererii (statutul asociației, dovada sediului social, dovada disponibilității denumirii, copii de pe actele de identitate și certificatele de cazier fiscal ale membrilor fondatori), instanța constată că sunt îndeplinite condițiile prevăzute de art. 4 – 7 din OG nr. 26/2000, motiv pentru care va admite cererea formulată de ASOCIAȚIA ISCU și va dispune înscrierea acesteia în Registrul asociațiilor și fundațiilor aflat la Judecătoria Sectorului 1 București.

Conform art. 12 alin. 1 din OG nr. 26/2000, ”înscrierea în Registrul asociațiilor și fundațiilor, în conformitate cu art. 8, se efectuează în ziua rămânerii definitive a încheierii de admitere, eliberându-se, la cerere, reprezentantului asociației sau mandatarului acesteia un certificat de înscriere care va cuprinde: denumirea asociației, sediul acesteia, durata de funcționare, numărul și data înscrierii în Registrul asociațiilor și fundațiilor”.

În temeiul art. 74 alin. 1 din OG nr. 26/2000, prezenta încheiere se va comunica Ministerului Justiției, în termen de 3 zile de la data rămânerii definitive.

Odată cu efectuarea înscrierii, prezenta încheiere se va comunica din oficiu, pentru evidența fiscală, organului financiar local, cu menționarea numărului de înscriere în Registrul asociațiilor și fundațiilor, conform art. 8 alin. 3 din OG nr. 26/2000.

În temeiul art. 11 alin. 2 din OG nr. 26/2000, prezenta încheiere, însoțită de copii de pe statutul asociației, se va comunica Parchetului de pe lângă Judecătoria Sectorului 1 București.

**PENTRU ACESTE MOTIVE  
ÎN NUMELE LEGII  
DISPUNE:**

Admite cererea formulată de petenta ASOCIAȚIA ISCU cu sediul în București, sector 1, Calea Victoriei nr. 102-108, bl. Alba, sc. A, et. 3, ap. 8.

Acordă personalitate juridică ASOCIAȚIEI ISCU.

Dispune înregistrarea asociației în Registrul Special al Judecătoriei Sector 1 București.

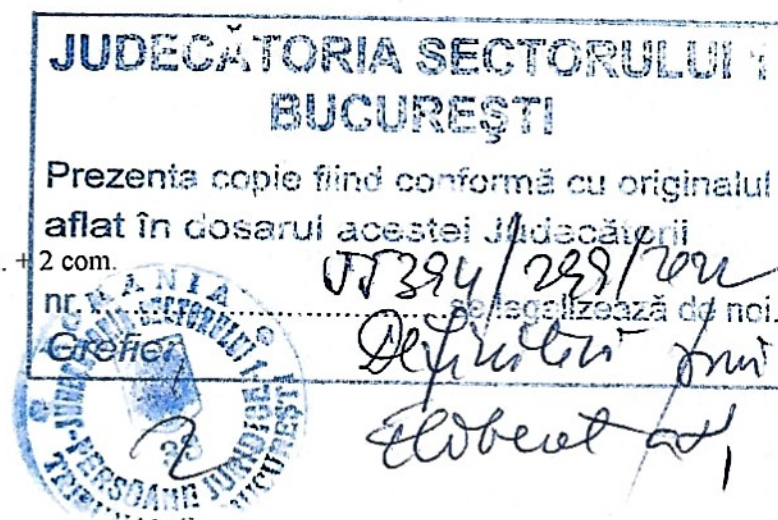
Cu drept de apel în 5 zile de la comunicare.

Pronunțată prin punerea soluției la dispoziția părților prin mijlocirea grefei instanței, astăzi, 15.12.2022.

**PREȘEDINTE**  
**Iulian-Nicolae Răducuță**

**GREFIER**  
**Florica Țoropoc**

Red. I-N.R./Tehnred. I-N.R./ .2022/2 ex. +



Finalized document  
ECLI code

stamp: Court of Law of District 1 Bucharest

R O M A N I A  
COURT OF LAW OF DISTRICT 1 BUCHAREST  
CIVIL SECTION 2

File no. 55394/299/2022

**CONCLUSION**

Meeting from the Council Chamber from 15.12.2022

Court made up of:

Chairman: IULIAN-NICOLAE RĂDUȚĂ

Court Clerk: FLORICA ȚOROPOC

The ruling upon this application filed by the applicant the ISCU ASSOCIATION, having as a subject matter the granting of legal status.

The debates and the arguments of the applicant took place in the meeting of the council chamber on 14.12.2022, which were recorded in the minutes of the meeting of that date, so that the Court, needing time to deliberate, postponed the ruling to 15.12.2022, when it decided the following:

**THE COURT,**

**Further to deliberating on the case, finds as follows:**

By the application registered with this court of law on 27.10.2022 the petitioner ASOCIATIA ISCU applied for the grant of legal status.

*De jure*, the applicant invoked the provisions of Government Ordinance no. 26/2000.

*In support*, the following documents were submitted: proof of payment of the stamp duty in the amount of RON 100, proof of availability of the name issued by the Ministry of Justice under no. 199048/06.07.2022, proof of the registered office, protocol no. 1/23.08.2022 of the General Meeting of the "Gambit - Elisabeta Polihroniade" Chess Foundation, Articles of Association, tax records certificates, copies of ID cards.

**Having analysed the documents of the file, it notes the following:**

Under Article 5 para. 1 of GO no. 26/2000, "*The association acquires legal status by the registration with the Register of Associations and Foundations at the registrar's office of the court in territorial district of which it has its seat*".

According to Art. 7 para. 1, 2 of GO no. 26/2000, "(1) Any of the associated members, on basis of the power of attorney given under the terms of art. 6 para. (2) letter h), may submit an application for the registration of the Association with the Register of Associations and Foundations at the registrar's office of the court in the territorial district of which the Association is to have its seat. (2) The application for registration shall be accompanied only by the following documents: a) the Association's Status, in one single copy certified for conformity with the original by the person empowered under Article 6 para. (2) letter h); b) the documents proving the registered office, as well as those related



*to the initial assets only in case of contributions in kind consisting of immovable property; c) copies certified for conformity with the original of the documents proving the identity of the associated members; d) affidavit of the person who, pursuant to paragraph (1) submits the application for registration, comprising the identification data of the beneficial owners of the association, for the purposes of the regulations on preventing and combating money laundering and terrorist financing. The identification data of the beneficial owner are: surname, forename, date of birth, personal identification number, series and number of the ID card, nationality, domicile or residence. In the case of associations formed/coordinated only by natural persons, the submission of the affidavit is not mandatory when the only real beneficiaries are the natural persons whose identification data are contained in the documents of the file, in which case the central register will be filled in ex officio on basis thereof and in accordance with the rules set out in Art. 4 of Law no. 129/2019 on the prevention and combating of money laundering and terrorist financing, as well as for the amendment and supplementation of certain normative deeds, with subsequent amendments and supplementation; e) proof of availability of the name issued by the Ministry of Justice or, where applicable, the reasoned refusal of its issuance.”*

According to Article 8 para. 1 of GO no. 26/2000, "*The Association becomes a legal person as of the moment of its registration with the Register of Associations and Foundations*".

Having verified the documents submitted by the applicant in the file to support the application (the Association's Statute, proof of the registered office, proof of the availability of the name, copies of the ID documents and certificates of criminal record of the founding members), the Court finds that the conditions laid down in Articles 4 - 7 of GO no. 26/2000 are met, which is why it will admit the application made by **ISCU ASSOCIATION** and will order its registration with the Register of Associations and Foundations at the Court of Law of District 1 Bucharest.

According to Art. 12 para. 1 of GO no. 26/2000, "*the registration with the Register of Associations and Foundations, in accordance with art. 8, shall be carried out on the day of the final decision of admission, issuing, upon request, to the representative of the Association or its attorney-in-fact a certificate of registration which will include: the name of the Association, its headquarters, operation term, number and date of registration with the Register of Associations and Foundations*".

Pursuant to Art. 74 para. 1 of GO no. 26/2000, this decision will be remitted to the Ministry of Justice, within 3 days as of the date it becomes non-appealable.

Once the registration has been made, this Conclusion will be communicated *ex officio*, for fiscal records, to the local financial body, with the mention of the registration number with the Register of Associations and Foundations, pursuant to Art. 8 para. 3 of GO no. 26/2000.

Pursuant to Art. 11 para. 2 of GO no. 26/2000, this Conclusion, accompanied by copies of the Association's Statute, will be communicated to the Public Prosecutor's Office attached to the Court of Law of District 1 Bucharest.

**ON SUCH GROUNDS  
IN THE NAME OF THE LAW  
IT ORDERS:**

It admits the application filed by the applicant the ISCU ASSOCIATION with the registered office in Bucharest, district 1, 102-108 Calea Victoriei, Alba block of flats, entrance A, 3<sup>rd</sup> floor, apt. 8.

It grants legal status to the ISCU ASSOCIATION.

It orders the registration of the Association with the Special Register of the Court of Law of District 1 Bucharest.

With the right to appeal within 5 days as of service.

Ruled by making the solution available to the parties through the registrar's office of the court, this 15.12.2022.

**CHAIRMAN**  
**Iulian-Nicolae Răducuță**

**COURT CLERK**  
**Florica Țoropoc**

*stamp:* **COURT OF LAW OF DISTRICT 1  
BUCHAREST**

As this is a true copy of the original in the file of this Court of Law no. **55394/299/2022**, it is authenticated by us.  
Court Clerk (*illegible signature*)

*stamp:* Court of Law of District 1 Bucharest  
***Final by non-appeal***  
***Issued this 10.01.2023***

Drafted I-N.R./Typed I-N.R./ .2022/2 counterparts + 2 com.

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TRANSLATOR,

The undersigned, **Carmen Mateescu**, sworn interpreter and translator for the English language by virtue of license no. 4678 from 18 June 2001 issued by the Ministry of Justice from Romania, certify the accuracy of the translation performed from the Romanian language into the English language, that the presented text was fully translated with no omissions and that by the translation was not distorted the content and meaning of the deed.

SWORN TRANSLATOR AND INTERPRETER,

