

Pursuant to Article 12 of the Law on Non-Governmental Organizations (“Official Gazette of Montenegro” no. 39/11 and 37/17), at the session of the Founding Assembly held on April 11, 2019, and pursuant to Article 29 of the Statute of NGO “Initiative of Youth with Disabilities of Boka“, at the Assembly session held on October 7 2019., The Initiative of Youth with Disabilities of Boka, has passed:

The Statute of the Initiative of Youth with Disabilities of Boka

I GENERAL PROVISIONS

Subject Article 1

This Statute regulates: name, headquarters, goals, activities, management organization, publicity of work and other issues of significance for the establishment and functioning of the NGO "Initiative of Youth with Disabilities of Boka" in accordance with the Law on Non-Governmental Organizations (hereinafter: the Law).

All matters not directly regulated by this Statute shall be subject to the provisions of the Law on NGOs.

Scope and field of activity Article 2

„The Initiative of Youth with Disabilities of Boka“ (hereinafter: the Organization) is a non-profit, non-governmental organization, which unites and is open to all children, youth and adults with all types of disablement willing to join it of their own accord, as well as other citizens who observe the provisions of this Statute and are concerned with improving the status of these persons in the society.

The work of the Organization is based on a human-rights approach to disability.

The Organization operates at the local, national and international level.

Name
Article 3

The name of the Organization in the official language is: “Inicijativa mladih s invaliditetom Boke”.

The abbreviated name of the Organization in the official language is: I MI Boke.

The name of the Organization in English is: Initiative of Youth with Disabilities of Boka.

The abbreviated name of the Organization in English is: IYDB.

Legal status
Article 4

The organization has the status of a legal entity, in accordance with the law.

Headquarter
Article 5

The headquarters of the Organization is in Kotor, Stari grad No. 454.

Seal and logo
Article 6

The Organization's seal is round in shape, with the name: Inicijativa mladih s invaliditetom Boke, inscribed on the rim, with the abbreviated name of the Organization I MI Boke in the middle.

The logo of the Organization is an abbreviated name in the official language (I MI Boke) in the form of two persons in a sitting position facing each other, and in different shades of pink and blue that symbolize equality in diversity.

The publicity of work
Article 7

The work of the Organization is public.

The publicity of work of the Organization is ensured by regular communication to the public through the media, social networks, the Organization's website, by providing direct insight into the work and activities, by publishing regular annual financial and performance reports, as well as by other appropriate means.

II GOALS AND ACTIVITIES OF THE ORGANIZATION

Mission and vision

Article 8

The mission of the organization is as follows: The initiative of Youth with Disabilities of Boka promotes and contributes to equal status of children, youth and adults with disablement in society, through initiatives and activities for establishment of legal, cultural, political, economic and social framework which enables it.

The vision of the Organization is “The society where persons with disablement live securely, enjoying the independency, equality and dignity.”.

Goals

Article 9

The goals of the Organization are:

- To include children, youth and adults with disablement in all segments of social and economic life, especially in the field of education, employment, health, social and child protection, information, political and public activities, culture, sports, leisure activities, etc.;

- To support and empower children, youth and adults with disablement to fully and on an equal basis with others enjoy their rights and freedoms, utilize their potentials and recognize and meet their needs;

- To create conditions for the independent living of children, youth and adults with disablement;

- To achieve a satisfactory level of public awareness of human rights, equality, needs and potentials of children, youth and adults with disablement;

- To enable the full and effective enjoyment of the rights and freedoms of children, women, Roma and other multi-discriminated persons with disablement on an equal basis with others.

Activities

Article 10

The Organization accomplishes its goals and tasks through the following activities:

- Motivating children, youth and adults with disablement to accept the challenges of their own disability;
- Encouraging and implementing activities which emphasize the capacities of children, youth and adults with disablement and contribute to the development of their potentials and strengthening their personality;
- Engaging in ensuring the conditions for equality of children, youth and adults with disablement in all institutions of the educational system;
- Initiating and implementing activities to recognize and unlock the potentials of youth and adults with disablement in the process of employment and career advancement;
- Engaging in creating conditions for organizing social and child protection services and other support services for children, youth and adults with disablement, as well as their families;
- Engaging in implementing the activities to increase the level of accessibility of the physical environment, transportation, information and communication for children, youth and adults with disablement;
- Providing children, youth and adults with disablement with support in the exercise of their rights through free legal aid and advocacy;
- Initiating and participating in changing and monitoring the existing regulations concerning children, youth and adults with disablement;
- Conducting educational activities for various target groups on the rights, potentials and needs of children, youth and adults with disablement;
- Cooperation with public authorities and political subjects in order to create conditions for active participation of children, youth and adults with disablement in decision-making and communication with authorities;
- Cooperation with the private sector in order to create new and adapt the existing facilities for children, youth and adults with disablement;
- Cooperation and coordination of work with other organizations with similar goals in country and abroad;
- Informing and educating the public and various target groups by publishing publications and promotional material, cooperation with the media and through social networks;
- Reinforcing internal capacities of the Organization;
- Other activities in accordance with the Law and this Statute which aimed at improving the position of children, youth and adults with disablement.

Undertaking economic activity

Article 11

The Organization may undertake economic and other activity aimed at generating profit, under the conditions prescribed by the law, provided that all the profits thus brought in are used to achieve the goals and carry out the activities the Organization was founded for.

III MEMBERSHIP

Admission to membership

Article 12

The Organization is made up of permanent members and assisting members.

Any child, young and adult with disablement, who has permanent or temporary residence in Montenegro may be a permanent member of the Organization.

Any person with or without disablement who meets the following conditions may become an assisting member of the Organization:

- if they, through their actions and activities, uphold the exercise of human rights of persons with disablement and the provisions of this Statute;
- if they have actively participated in the implementation of the Organization's activities, at least 2 months before applying for membership;

Permanent members and assisting members have equal rights and obligations.

The membership proceeding shall be initiated by filing a membership request to the Council of the Organization, which decides on it in accordance with the regulation adopted by the Assembly of the Organization.

The Organization keeps the records of membership in both electronic and written form, in accordance with the act passed by the Council.

Withdrawal

Article 13

A member may withdraw from the Organization by submitting a written statement of withdrawal.

Membership in the Organization terminates in accordance with the decision of the Assembly in case of a member's non-compliance with the provisions of this Statute or in case a member inflicts damage to the reputation of the Organization.

Every member of the Organization may submit an initiative for withdrawal from the Organization.

The member shall be given an opportunity to set out the reasons for filing an initiative for termination of his/her membership in the Organization.

Rights of members

Article 14

A member has the right to:

- participate in achieving the goals of the Organization, on equal basis with other members;
- elect and be elected to the bodies of the Organization;
- be timely, fully and duly informed about the work, activities and services of the Organization;
- use the aids and services provided by the Organization.

Obligations of members

Article 15

A member shall:

- respect the values promoted by the Organization, as well as the acts of the Organization at all times;
- participate in the activities of the Organization and the achievement of its goals, in accordance with his/her interests and opportunities;
- perform other tasks assigned to him/her by the bodies of the Organization.

V INTERNAL ORGANIZATION

Bodies

Article 16

The bodies of the Organization are: the Assembly, the Council and Executive Director.

Assembly

Article 17

The Assembly is the highest governing body of the Organization.

The Assembly consists of all members of the Organization, while the Organization has up to 15 members.

When the Organization reaches a number of members higher than 15, 15 authorized representatives of the Organization are elected at the Assembly's session.

At least 50% +1 (fifty percent plus one) of the Assembly members must be from the group of persons with disablement.

The session of members, referred to in paragraph 3 of this Article, is convened every four years.

The manner and proceeding of election of Assembly members shall be defined by a special act adopted by the Assembly.

The Assembly is chaired by the President of the Assembly.

The mandate of the Assembly lasts 4 years.

The work of the Assembly is regulated by the Rules of Procedure.

Quorum and decision-making of Assembly

Article 18

The Assembly may sit and decide when 50% +1 (fifty percent plus one) of the Assembly members are present.

The Assembly may sit and decide when it is attended by members of the Organization who are authorized representatives over 50 percent of the total number of members.

Competencies of Assembly

Article 19

The competencies of the Assembly of the Organization involve:

- adopting the Statute of the Organization, as well as its amendments, provided that 2/3 of the majority of the Assembly members vote in favour of it;
- electing and dismissing the President of the Assembly, the Council of the Organization and the Executive Director by a simple majority of the Assembly members;
- electing and dismissing other bodies of the Organization;
- deciding on the withdrawal of members;
- giving consent for transfer of property valued at more than € 10,000 (ten thousand euros);
- adopting the Strategic Plan of the Organization upon the proposal of the Council;
- adopting the Work Plan for the upcoming year and the Report on Work for the previous calendar year at the proposal of the Council;
- adopting the Annual Financial Report at the proposal of the Council;
- adopting the Act on Internal Organization and Systematisation of Working Places and Hiring of Associates;
- deciding on the change of goals and activities, termination of work and disposal and distribution of the remained property of the Organization;
- deciding on other issues, for which the competence of other bodies of the Organization has not been stipulated by the Statute.

Assembly session

Article 20

The Assembly may be regular and extraordinary.

The regular Assembly session is held at least once a year.

The Assembly shall be convened on the initiative of at least 1/3 of Organization members or Assembly members, the President of the Assembly and at the request of the Council or the Executive Director, by a letter in an accessible form indicating the time, place and the proposed agenda, at least 15 days before the Assembly session.

Appropriate material (reports, analyses, balances, bills, etc.) shall be submitted with the invitation to the Assembly session no later than 8 days before the date of the Assembly session.

The work of the Assembly is managed by the President of the Assembly, elected by the Assembly from the Assembly members, for a period of 4 years.

In case of the President's absence, the Assembly shall be chaired by the person elected by majority votes of the members present by public vote, at the beginning of the session.

Council Article 21

The Council is the advisory body of the Organization.

The Council consists of three authorized members of the Assembly, when the number of members in the Organization does not exceed 100.

When the number of members in the Organization exceeds 100, five authorized members are to be elected.

The Council may sit and decide when all Council members are present.

All Council members shall be from the group of persons with disablement.

The manner and proceeding of election of the Council members shall be defined by a special act adopted by the Assembly.

The Council is chaired by the President of the Council.

The mandate of the Council lasts 4 years.

Competencies of Council Article 22

The competencies of the Council of the Organization are to:

- propose amendments to the Statute;
- elect and dismiss the President of the Council by simple majority;
- propose candidates for election of the Executive Director;
- give consent for the transfer of property with a value of € 1,000 to € 10,000 (one thousand to ten thousand euros);
- propose the Strategic Plan of the Organization;
- propose Work Plan for the upcoming year and a Report on Work for the previous calendar year;
- adopt the Work Plan and the Report on Work for each quarter;
- propose Annual Financial Report;
- decide on the applications for membership in the Organization;
- decide on joining alliances of the Organization and other forms of association;
- give approval to employment contracts and hiring of associates;
- give approval to project proposals valued at more than € 10,000 (ten thousand euros) which the Organization undertakes to apply for competitions.

Council Session
Article 23

The Council session may be regular and extraordinary.

The regular Council session is held at least four times a year.

The Council shall be convened on the initiative of at least one Council member, or at the request of the Executive Director, by a letter in accessible form indicating the time, place and proposed agenda, at least 5 days before the Council session.

Appropriate material (reports, analyses, balances, drafts of acts, etc.) shall be submitted with the invitation for the Council session not later than 3 days before the Council session.

The work of the Council is managed by the President of the Council, elected by the Assembly from Assembly members, for a period of 4 years.

The Executive Director shall be present at the meetings of the Council sessions without voting rights.

Executive Director
Article 24

The Executive Director is a person who represents and acts on behalf of the Organization.

The Executive Director is elected on the basis of the decision of the Organization's Assembly for a four-year term-office.

The Executive Director shall be a person with disablement.

Competencies of Executive Director
Article 25

The Executive Director:

- concludes contracts and undertakes other legal actions in the name and on behalf of the Organization;
- is responsible for the legality of the work;
- manages the affairs of the Organization in accordance with the decisions of the Assembly and the Council;
- prepares the proposal of the Annual Report on Work and the Financial Report and other materials for sessions of the Council and the Assembly;
- is responsible for the management and administration of the Organization;
- acts on behalf of and represents the Organization;
- performs other tasks in accordance with the Law, the Statute and other acts of the Organization.

Dismissal of Executive Director
Article 26

The Assembly may dismiss the Executive Director from his/her duty, before the expiration of the term in the following cases:

- if there are losses in the Organization's operations;
- if he or she inflicts damage to the Organization by his/her negligent or unprofessional work or by exceeding his/her authorities;
- upon personal request.

VI NETWORKING AND FINANCING

Networking
Article 27

The Organization may connect with and join alliances with other appropriate associations in country and abroad.

The decision on membership in the alliances and associations, referred to in paragraph 1 of this Article, shall be taken by the Council of the Organization.

Financing
Article 28

The Organization acquires property from membership fees, voluntary contributions, gifts, donations, bequests, interest on deposits, dividends, rents, income from economic activities and in the other ways that are not contrary to law.

VIII PROCEEDING FOR ADOPTION OF AMENDMENTS TO THE STATUTE

Article 29

The Initiative to begin the proceeding for amending the Statute shall be initiated by 1/3 of the Assembly members, the President of the Assembly, the Council, as well as the Executive Director of the Organization.

The decision on the adoption the Statute is taken by the Assembly of the Organization, by a two-thirds majority votes of the total number of the Assembly members.

IX TERMINATION OF WORK

Decision on termination of work

Article 30

The initiative to begin the proceeding for the termination of work of the Organization may be instigated by 1/3 of the Assembly members.

The Assembly shall decide on the termination of work of the Organization by a two-thirds majority votes of all Assembly members.

Disposal of remained property

Article 31

In the case of the termination of work of the Organization, the Assembly decides about the disposal of the property by a two-thirds majority votes of all members.

In the case of the termination of work, the property of the Organization shall be allocated to another non-governmental organization based in Montenegro, in accordance with the Law.

X TRANSITIONAL AND FINAL PROVISIONS

Article 32

This Statute shall enter into force on the day the competent state body renders the decision on the registration of the Initiative of Youth with Disabilities of Boka in the Register of Non-governmental organizations.

In Kotor, April 11, 2019.

The President of the Founding Assembly:
Andrija Samardžić

