

STATUTE
of
ASSOCIATION – “Alternative Business Open Source Solutions – ABOSS”

BASIC CONDITIONS:

Clause 1. /1/ The Association – **“Alternative Business Open Source Solutions – ABOSS”** is an independent voluntary ASSOCIATION for support of alternative open source business solutions.

/2/ The ASSOCIATION will appropate the using of the Open Source for benefits of society, government and private organisation and the national economic.

/3/ The ASSOCIATION shall work for breaking monopoly in the area of manufacturing and using of the software products by creating alternative and professional solutions with the help of Open Source software.

/4/ The ASSOCIATION shall helps for confirmation of the program products with an Open Source software as well as protection of the users of the software products with the Open Source.

Clause 2. “ABOSS” is an independent, **juridical person**, which is voluntary association of **juridical** and natural persons implicated in goals of the ASSOCIATION for fulfillment of the activities with non-corporate aim in private benefit.

Clause 3. “ABOSS” works on principle of self-government and coordinates the efforts of interested public for achieving the aims and tasks of the ASSOCIATION.

Clause 4. ASSOCIATION name is **“Alternative Business Open Source Solutions – ABOSS”** with head office and management address: - **Sofia 1421, 4 “Cherni Vrah” Blvd., Lozenetz district.**

EXPERATION PERIOD:

Clause 5. ASSOCIATION – “Alternative Business Open Source Solutions – ABOSS” has been founded for not fixed period.

GOALS AND TASKS:

Clause 6. The aims of ASSOCIATION are:

/1/ Helping and encouraging the development and improvement of the Open Source software products.

/2/ Popularizing and protecting the Open Source software products.

/3/ Creating new and expansion of existing markets for Open Source products.

/4/ Representing and protecting the interests of ABOSS members in front of state, companies, legal and natural persons and associations.

/5/ Protecting the competition during the creation and usage of software products.

Clause 7. The goals, as presented in this Statute shall be fulfilled by:

- Support the activity of companies working in Alternative Business Open Source Solutions area.
- Organizing and financing public activities for popularization of resources of Alternative Business Open Source Solutions.
- Defending the interests of ABOSS members during participation in tenders.
- Representing and defending interests of ABOSS members during contacts with state administration, private institutions, Medias and international government organizations.
- Giving expert offers, suggestions and valuations for resolving Information Technology tasks standing in public area.
- Creating teams with specialists, having suitable qualification and communication skills, ready to meet necessity of support caused by Open Source software using.
- Supporting and educating young specialists who wish to work in supported areas.
- Organizing presentations, conferences and others, in connection with the topic of "Alternative Business Open Source Solutions"

Clause 8. Basic activities of ASSOCIATION are: collecting, processing and distributing information, organizing and implementing presentation of information technologies, advertising and other common activities in private benefit together with all other activities which are important for achieving the goals, indicated in the Statute.

MEMBERSHIP:

Clause 9. /1/ Membership in ASSOCIATION is individual and voluntarily.

/2/ Member of ASSOCIATION can be every active natural or juridical person which accepts the Statute of ASSOCIATION and declares to work for achieving aims and tasks.

/3/ The acceptance of new members going with decision of Managing Committee after written request and two recommendations from ASSOCIATION members. Managing Committee will consider the request and obligatory will inform in written form all members of ASSOCIATION. If in the next 5 days after informing of the members of Managing Committee there is no any objection received, the new candidate will become the member of ASSOCIATION. In case of objection the Managing Committee convokes the General Assembly which will take decision for the new member.

RIGHTS AND OBLIGATIONS:

Clause 10. Each ASSOCIATION member has the following rights and obligations:

- To take participation in the work process in the ASSOCIATION
- To vote into member and to be member of Managing Committee
- To express freely his/her opinion regarding questions of competence and activity of the ASSOCIATION
- To observe the ASSOCIATION Statute
- To give, in conformity with his/her resources, active assistance and contribution for achieving the goals of ASSOCIATION,
- To convoke the Managing Committee by written notification to the President of ASSOCIATION

Clause 11. /1/ The membership in ASSOCIATION can be terminated in case of:

- Leaving by personal request
- Elimination
- Dead or person under justice disability respectively suspension of legal person.

/2/ The Member of the ASSOCIATION can be excluded also when:

- rudely offence of the Statute
- non- execution of the Association's management decisions
- intentionally action derogatory to ASSOCIATION reputation

Clause 12. /1/ the Elimination becomes with the General Assembly decision.

/2/ Leaving by personal request becomes by written notification to the Managing Committee within seven days period.

EXECUTIVE BODY

GENERAL ASSEMBLY

Clause 13. The General Assembly (GA) is the Association's High Authority. General Assembly includes all members – founders as well as later included members who have been accepted the Association's goals and ideas together with this Statute.

Clause 14. The Managing Committee convokes GA in regular meetings minimum once in a year. Also GA can convoke by request from 1/3 of the ASSOCIATION members.

Clause 15. GA is **LEGITIMATELY** by presence of half of all ASSOCIATION members. By quorum absence GA will continuance with one hour with the same agenda and starting as legitimacy by existing members if all ASSOCIATION members are legitimacy convoked.

Clause 16. GA is convoking by written notification minimum one month before meeting. Written notification must contain date, hour, place of meeting and agenda.

Clause 17. GA decisions have been taken by open vote with ordinary majority from presented members. Decision for changing and addition ASSOCIATION Statute, ASSOCIATION termination or merging with other ASSOCIATION has been taken with majority 2/3 from presented.

Clause 18. General Assembly:

- set working direction of ASSOCIATION regarding aims and tasks
- accept, add and change the ASSOCIATION Statute
- take decision of ASSOCIATION termination or merge with other ASSOCIATION
- take decision for participation in corporations
- take decisions for ordering with ASSOCIATION property
- define and change ASSOCIATION affiliation fee
- select the ASSOCIATION president
- select the Managing Committee
- take decision regarding working in collaboration and conditions for that and also questions related interrelation with other natural and legal persons
- take decisions for creation subsidiary commissions and boards
- accept and approve ASSOCIATION budget and Annual report form Managing Committee and take decisions related with this report
- confirm Managing Committee decisions for admission of new members
- take decisions for termination membership
- discuss and accept ASSOCIATION programmes, projects and initiatives
- discuss and take decisions in all cases related with activity of ASSOCIATION

MANAGING COMMITTEE

Clause 19. /1/ The Managing Committee includes three members, elected by the General Assembly for two years period.

/2/ It is not possible person who are not member of the ASSOCIATION, to take the position of Managing Committee's member.

Clause 20. /1/ The Managing Committee:

- manage and co-ordinate the ASSOCIATION'S activities,
- organize implementation of the ASSOCIATION'S decision,
- report yearly to the ASSOCIATION'S General Assembly ,
- admission new ASSOCIATION'S members, keeping rules described if cause 9 /3/,
- prepare and present to the General Assembly the project for budget of the ASSOCIATION,

/2/ Managing Committee convokes meetings at least four times in year.

Clause 21. /1/ The ASSOCIATION'S president is as well the president of the Managing Committee and participates in its activities with an equal vote.

/2/ The President:

- manages and represents the ASSOCIATION,
- convokes Managing Committee meetings,
- organizes the implementation of Managing Committee and General Assembly decision,

REPRESENTATION

Clause 22. /1/ The President represents the ASSOCIATION.

/2/ The President needs special AUTHORIZATION from General Assembly for disposition with Association's property.

SUBSIDIARY COMMISSION

Clause 23. Managing Committee takes decision for creation subsidiary commissions if necessary. These commissions obtain special authority for implementation of the required tasks.

PROPERTY

Clause 24. /1/ Association's properties are money, things, personal/real estates, shares and rights of intellectual properties.

/2/ Association's income is generating from affiliation fee, voluntarily fee from ASSOCIATION'S members, rents, endows from natural/legal persons.

/3/ Resources should be spending for achieving the goals and tasks of the ASSOCIATION.

TERMINATION AND LIQUIDATION

Clause 25. /1/ ASSOCIATION can be terminated:

- with decision of the General Assembly
- with decision of Sofia State Court – corporate department by adjudge bankrupt.

/2/ Decision for adjudging bankruptcy is enacting by claim concerned person or public prosecutor. In this case termination is registering officially and the court appoint referee in bankruptcy.

Clause 26. /1/ Association's termination is performing by liquidation.

/2/ liquidation is performing by Managing Committee.

Clause 27. Managing Committee allows allocation of the remaining property after creditor's compensation.

FINAL REGULATIONS

Clause 28. Every ASSOCIATION member identifies his/her membership with identity membership card.

Clause 28. All questions related with implementation and interpretation of this STATUTE also these questions which are not explicit appointed here to be decided according to the operative Bulgarian law.

This STATUTE is accepted on ABOSS founder meeting hold on 30.01.2003 in Sofia.

FOUNDER MEMBERS:

1/ "LINUX BUSINESS SOLUTIONS" LTD
/Valery Yakimov – CEO/

2/ "NDB" LTD
/Nina Blagoeva – CEO/

3/ "NOAC" LTD
/Stilian Stankov – CEO/

4/ "BIG – BULGARIAN INTERNET GROUP"
/Hristo Medarov – CEO/

5/ "BIOTRONICA" LTD
/Kolio Kolev – CEO/

6/ "CAN TEK BG" LTD.....
/Hisham Bader – CEO/

7/ "ACSIOR" LTD.....
/Plamen Chiripov – CEO/