

## Bylaws

### 1. Membership

- a. Connected to being a joining member is the “Barock Pinto Studbook Newsletter”.  
This will be send exclusively to regular members within the Netherlands. Members abroad can, if desired, subscribe to the newsletter for additional charge.
- b. Registration for membership will happen automatically, when transferring a Barock Pinto registered horse onto a person, who previously was not in possession of a Barock Pinto registered horse or is not yet a member based on other grounds.
- c. By joining, members conform to the statutes, the bylaws and further decisions and provisions, which have been achieved in a legitimate way.
- d. All members are required to send their name and address details including email-address and every alteration within, as well as his/her birthdate via written notice or email.
- e. Every alteration, with regards to a member, will be registered in the subscription of members by or on behalf of the BP.
- f. Members are obligated to meet the contribution within one month after receiving the invoice. To not pay, or to not pay in time, will be seen as the termination of membership, with the proviso, that delivering publications of the association will be terminated after two consecutive unanswered reminders. Membership will be ended at the end of the relevant year.
- g. Membership will run each year from January 1 until December. Persons registering with the association after August 1, will pay half of the annual contribution over the remaining months. In case of registering a foal for a new member, the contribution must be paid in full.
- h. Persons reapplying for membership after previously terminating this, can only be accepted as members if all obligations from a previous membership have been settled. This person will pay a maximum of three years additional contribution.
- i. Canceling membership can only be done by written notice and with a minimum of one month in advance.
- j. There will be no discrimination between (aspirant-) members and (aspirant-) affiliated. Complaints can be filed in writing with the board.

### 2. Publication, publicity and written communication

- a. All announcements, of which the statutes or bylaws require publication, when deemed necessary by the board, as well as executive decisions, will be made knowledgeable through the association newsletter, written notice of the association website.
- b. The oard has the authority to defer from the previously mentioned way of sharing information in case of emergency, which include a written notice or email.
- c. Members are expected to be familiar with announcements made in the newsletter or on the association website, from the date of publication.



- d. Each member is required to be familiar with the statutes, bylaws and executive decisions, as well as official announcements that have been published in the association newsletter and/or website.
- e. The statutes and bylaws of the association are available through the association's website. A printed version is available at the studbook office at a cost.
- f. Written communication is set as equal to any form of conventional electronic communication.

### **3. The general members meeting**

- a. The general members meeting will be held in the municipality where the association registry is located. The board holds the right to deviate at all times.
- b. The general members meeting will be announced on the association website and can be attended by the members of the association. The agenda and associated meeting documents will be offered at the beginning of the meeting.
- c. The chairman will lead the general members meeting. The secretary is responsible for the signing of the attendance list.
- d. After opening the meeting, there will be at least thirty minutes available for members to put forward a topic to speak about. Members who wish to use this right, will make this known to the chairman at least two days before the meeting. The chairman will announce the length of the speaking time to the members in a timely fashion.
- e. When members wish to receive a printed copy of the minutes, they will be responsible for costs made.
- f. When voting on matters is required, this will happen by raising hands, or in writing, unless the chairman decides otherwise. Decisions will be made by majority votes of the present members that are allowed to vote. In case of a tie, the motion will be viewed as dismissed.
- g. Voting with regards to persons will happen in writing and anonymously. Election by acclamation is aloud, in the case of one candidate. When there is no absolute majority after a first vote (more than 50% of the cast valid votes), there will be held a second vote between the two candidates with the most votes. For the second vote the candidate with the most votes is viewed as the winner and thus elected. In the case of a tie, fate decides the outcome. Blanc ballots and/or unclearly filled out ballots will be counted as invalid. The provisions of the preceded article will be applied as much as possible.
- h. In case of indecent language or other inappropriate behavior, the chairman has the right to, after a warning, exclude a member from speaking at specific parts of the agenda or for the whole of the general members meeting. In case of repeated misconduct, the chairman has the right to exclude the person from the general meeting in total.

## 4. Board

- a. The board is responsible for managing the association and the representation of the interests of the association. The board performs this task while taking into account the statutes of the association, these bylaws and decisions made at the general members meeting.
- b. Members of the board are bound to secrecy towards non-board members, with regards to information already known to them through meetings of the board.
- c. The board is responsible for the following main tasks:
  - i. promoting the objective of the association;
  - ii. maintaining the statutes and bylaws of the association;
  - iii. represent the interest of the members, connected to the objective of the association, both within and outside the association.
- d. For the execution of the main task the board is responsible for the following policy fields:
  - i. promoting the studfarm;
  - ii. promoting the sport and recreation;
  - iii. functioning of the association;
  - iv. communication within the association;
  - v. information and public relations;
  - vi. policy for volunteers.
  - vii. The board will divide these policy field among the board members.
- e. In the case of a board member not functioning, as is to be expected within a board, the other members of the board reserve the right to suspend this member until the following general members meeting, if a given reprimand is left unanswered.
- f. In the case of a board member, whether it be spoken or in writing, performing actions which do not correspond with the objective of the association, or which harm the interests of the association, the other board members reserve the right to suspend this person until the following general members meeting.
- g. The board can decide, that part of the proceedings of the secretary can be taken over by another member of the board or, under supervision and responsibility of the association, a person outside of the association. This according to a division of labor all board members agree with.
- h. The board will meet at a minimum of four times a year.
- i. Board meetings will be held at any location, which the chairman determines, as many times as the chairman considers this preferable, or when at least four member of the board request this of the chairman. These requests need to be complied with within two weeks. The invitation needs to be sent, in writing, from the secretary at least seven days before the meeting. This written notice will also include the agenda of the meeting. Each member of the board has one vote at these meetings. All decisions will be based on a majority of votes. Power of attorney is allowed, provided that one board member can only vote on behalf of one other board member. The minutes of the board meeting are sent to all members of the board. On the next meeting the chairman and secretary sign these for approval, after which they apply as evidence of the meeting.

- j. In cases of emergency, the board can also make decisions after a telephone consultation or after written consultation. Of these consultations, there needs to be a report made by the secretary, which will be presented and signed at the following board meeting.  
After this it also applies as evidence.
- k. In the case of discussing topics outside of the agenda at a board meeting, no decisions can be made if less than 2/3 of the board is present.
- l. In the case of a board member, also persons working for or with the board of the association, coming into contact with a third party, he or she cannot ever receive personal gain from this, in the sense that any commercial activity is strictly prohibited. In the case that a majority of the board is of the opinion that a board member or member has intentionally been acting, or is acting, in opposition with the statutes of the association, or harm the association in any other way, the board has the power to dismiss this person. This also applies when a member does not follow the statutes or bylaws.
- m. The board can, for administrative and managing tasks, whether or not for a fee, be assisted by a functionary which does not need to be a member of the association.
- n. The task of the chairman is as follows:
  - i. the chairman promotes the representation of the interests and course of events within the association;
  - ii. the calling of a board meeting;
  - iii. the calling upon the general members meeting (together with the secretary). The chairman leads both the members meetings as well as the board meetings;
  - iv. the chairman maintains the statutes and bylaws of the association in and outside meetings;
  - v. the chairman decides the order of the agenda for a meeting, as long as the meeting does not do this itself;
  - vi. the chairman maintains order within the meetings;
  - vii. the chairman signs the minutes of all meetings with the secretary;
  - viii. the chairman represents the association and the board, in correspondence with the board, to the outside world.
- o. The task of the secretary is as follows:
  - i. the secretary handles the correspondence of the association, signs outgoing mail and puts important outgoing letters before the chairman for a second signature;
  - ii. the secretary takes the minutes of the general meetings and those of the board meetings;
  - iii. the secretary send the concept of the minutes to all the board members and puts the processing of them on the agenda for the next board meeting;
  - iv. the secretary signs the minutes, after possible changes discussed with the chairman and the board. He/she also puts the alterations in the minutes of the meeting concerned;
  - v. the secretary is responsible for drawing up the agendas and the associated documents for the general meetings and board meetings and also sending these to the recipients in time;
  - vi. the secretary reports on all received letters. Letters addressed to the board, or meant for the board, but received by other board members, will be forwarded to the secretary;
  - vii. the secretary is responsible for keeping clear records, which include all incoming and outgoing correspondence, all documents and minutes of meetings and other documents of importance to the association.

- viii. the secretary maintains a precise registry of names, addresses and kind of membership of all members;
- ix. the secretary is responsible for registering all voting members and other measures to make sure that, when there is a voting, every present person can cast one valid vote;
- x. the secretary puts together the annual report in time, which can be publicized after determination by the board;
- p. The board can decide, that part of the proceedings of the secretary can be taken over by another member of the board or, under supervision and responsibility of the association, a person outside of the association. This according to a division of labor all board members agree with.
- q. The treasurer has the following task: the treasurer sees to all the money coming in and going out of the association. He/she looks after a timely collection of the annual contribution. The treasurer has to receive permission from the board, for expenses that exceed €1000,-, which were decided on by the board. He/she also keeps track of all the payments of the association, determines and reports a reasonable term for the payment of the contribution and other services rendered. He/she charges administrative costs in the case of a member not paying in a timely fashion. If necessary he/she will also claim the outside-, judicial- and court costs that could follow. He/she makes and adjusts the annual budget concept for the current and following year. This budget will be prepared according to the general policy of the board.
- r. The treasurer can be assisted by an accountant.

## **5. Committee and workgroups**

- a. For the appointing of committees, the task of the committee is clearly described. The description of the task of the committee will be presented for information at the general members meeting and then added to the bylaws as an attachment.
- b. Committees work under the responsibility of the board and solely owe accountability towards the board.
- c. The interested portfolio from the board acts as a contact person between the board and committee. In the case where for the committees topic a portfolio cannot be appointed, one of the board members becomes the contact person.
- d. De committee appoints a chairman from their midst, as well as a secretary and a treasurer if needed, which is not the board member. It is possible for one committee member to fulfill two of these functions.
- e. The secretary is responsible for keeping up the minute of the meetings of the committee or workgroup. For each meeting of a committee or workgroup, minutes are written, which are approved at the next general members meeting. A copy of the approved minutes is sent to the secretary of the board.
- f. All members of the committees and workgroups are supposed to be regular members of the association – or director of a legal entity.
- g. The Breeding Technical Committee (Fok Technische Commissie). Type inspectors advising: Important development for the race to be announced to the board:

- i. the requested and unrequested giving of advice with regards to the breeding policy to be;
- ii. must adhere to the typical properties of the race as described in the regulations.
- h. The Riding Technical Committee (Rij Technische Commissie):
  - i. The requested and unrequested giving of advice about the policy of IBOP test and Sport Promotion;
  - ii. the judging of IBOP testing, at least two persons;
  - iii. the judging at horse approval shows and stallion approval shows, one person.
- i. The technical commission will organize a number of approval shows and events, set by the board, within an annually determined budget. The committee will hereby follow the policy of the board.
- j. Members can take place in multiple committees or workgroups.
- k. The board has the authority to give a temporary special assignment to a committee. As soon as the committee has been set and the members appointed, publication in the association newsletter and/or website will take place.
- l. In the absence of an existing committee, the board will act in its place.

## **6. Financial arrangements**

- a. The board has the authority to, without approval of the members, perform all financial acts, which comply with the execution of the approved budget.
- b. The members of the board, as well as the members of the committee have the authority to invoice costs, when made in connection with work for the association. The board will set rules and maxima for this.
- c. Expenses which were not stated in the budget and exceed the budget with the amount of 10%, require the approval of the members.
- d. Members of the board cannot be a part of the financial control committee.

## **7. Financial control committee**

- a. A financial control committee, consisting of a minimum of two members, annually checks the financial report of the treasurer and reports the findings to the members.
- b. The members of the financial control committee will be appointed by the members once every year.
- c. Members of the board cannot be a part of the financial control committee.
- d. The term for a member of the financial control committee amounts to a maximum of 4 years.

## **8. Association news letter and website**

- a. The association uses the Barock Pinto News Letter, which is published at least four times each year for the Dutch members. This newsletter is deployed for the purpose of communication within the association, for the promotion of knowledge of the Barock Pinto horse and the association.

- b. Added in the association bulletin is the information bulletin of the board.  
Via this information bulletin, members of the association are being informed about administrative topics and matters of public interest, including the members.
- c. The association maintains a website for the purpose of current communication within the association and the improvement of knowledge about the Barock Pinto horse and the association.
- d. Through the website, the board provides the members with the most current information about events and meetings of the association, in particular the soundboard meetings and the reports about the general members meeting.

## **9. Participation in BP events**

- a. Participation in official BP events by people, is reserved for members. When the participating horse is registered with the BP, the owner is also required to be a member of the BP.
- b. The requirement of membership of the BP, for participation in official BP events expires, when the rider/owner of the horse does not reside in the Netherlands. In this case, it is only required that the horse is registered with a BP division.

## **10. Accountability**

- a. For the execution of the tasks and activities against her members, the BP is not responsible for actions of negligence of the sections, committees, functionaries and employees (of the studbook office), as long it is not a case of gross negligence or intent.
- b. The right to compensation against the BP from the ruling of a breeding judge or sport judge, cannot be derived, nor by members nor by third parties.
- c. The board, the person that organizes, or in any way helps with an approval show or competition, under the name of the BP, as well as their functionaries and employees are against the owner, the keeper of the horse, the person
- d. leading, steering or riding the horse, not liable for damages, which are the direct or indirect result of the participation in an approval show or competition.

## **11. Appeals**

- a. In every situation where an appeal is allowed, it has to be handed in with the board in writing, at the offices of the association. It has to be set within one month after the sending of the registered letter with the message of the made decision.
- b. The board itself determines the procedure. They decide whether a written handling will precede the oral handling. Only when all involved agree, they can suffice with a written handling and therefore refrain from the oral handling. The board strives to giving a final ruling in every situation, within two months after the filing of the appeal. Rulings of the board are binding, unless for registration disputes. An appeal against the ruling of the board on an appeal is not possible. However, if desired the member can turn to civil court.

**Final provision**

These bylaws have been approved and determined by the yearly general members meeting of the association dated 2013.

The information is subject to error, the Dutch version is leading at all times.