

According to the articles 7,15 and 18 of the Law on Associations and Foundations (Official Gazette of the Republic Macedonia no. 52/2010) of the Assembly held on 23.06.2016 – members of Assembly of the civic association LOKOMOTIVA – Centre for New Initiatives in Arts - with seat on the address str. Veljko Vlahovikj 20/8, 1000 Skopje, and Business Identification Number 5742544 adopted the following:

**STATUTE  
of the  
civic association Lokomotiva  
- Centre for New Initiatives in Arts and Culture -**

**GENERAL PROVISIONS**

**Article 1**

Civic association (NGO) LOKOMOTIVA – Centre for New Initiatives in Arts (in the following text LOKOMOTIVA) is an association of citizens formed by free affiliation of citizens in order to realize, protect and coordinate their interests and beliefs, and to develop and perform activities and actions for development of arts and culture in R. Macedonia as well as to develop the independent cultural scene, to enhance creativity, production and dissemination of contemporary art and culture, to perform research in the field as well as to enhance collaboration with other organizations.

**Article 2**

Citizens join the Association LOKOMOTIVA for accomplishing wider social interest, so as to fulfil the needs of professional, developmental and educational assistance.

**Article 3**

Lokomotiva as association (NGO) will accomplish its goals, tasks and activities in relation to the Constitution of R. Macedonia, with this Statute, as well as other legal norms that are regulating the material from this field.

**NAME OF THE ASSOCIATION**

**Article 4**

Здружение на граѓани - ЛОКОМОТИВА – Центар за нови иницијативи во уметноста и културата Скопје. (Macedonian)

In English name of the association is: Non-governmental organization LOKOMOTIVA – Centre for New Initiatives in Arts and Culture, Skopje.

**Article 5**

Address of the organization: str. Veljko Vlahovikj 20/8, 1000 Skopje

**Article 6**

Association LOKOMOTIVA is legal entity.

Has its own 2 stamps. One is in round shape, and includes the name of the association and logo of the association in the middle. Other is rectangular and includes following text: Civil association – LOKOMOTIVA – Centre for New Initiatives in Arts and Culture Skopje, number, date and place.

**GOALS OF THE ASSOCIATION AND METHODOLOGY OF THEIR IMPLEMENTATION**

**Article 7**

Citizens are associated in LOKOMOTIVA for accomplishment of wider common interest on below listed goals:

The **main goal** of LOKOMOTIVA is to develop new models of management and collaboration in the culture, cultural policies and cultural production through the activities in the field of contemporary arts and culture, with focus on performing arts, as well as contemporary visual art and film.

Through research, critical reflection, straightening the capacities of cultural sector (public and civil), participatory advocacy and activities to influence on reforming the cultural policies and working conditions in the field, as well as wider socio-political development through art and culture.

**Individual goals** of LOKOMOTIVA, which are followed through creation and implementation of the programs are:

- Development of the civil sector in the field of culture- creating a new and dynamic civic environment in R. Macedonia that will participate in the processes of creating public (cultural) policies,
- Decentralization of culture,
- Partnership and collaboration between public central, regional and local authorities and institution and civil sector,
- Development of new models of cultural institutions,
- Straightening of professional capacities of cultural workers in the civil sector for the culture and the public cultural institutions, as well as artists (workshops for strategical plan, project management, development of audience),
- Facilitation of processes for creating a cultural policy at local and national level,
- Implementation of models of education and up-education in the field of contemporary performing practices and theory, which are not represented in the formal education,
- New contemporary art production,
- Developmental support and implementation of strategies in international collaboration in the field of culture,
- Affirmation and presentation of Macedonian contemporary art and culture abroad,
- Presentation and affirmation of international artists and cultural content in our country and distribution of artistic projects and works internationally,
- Networking on national, regional and international level
- Transfer of knowledge,
- Encouraging and developing critical thinking and cultural needs,
- Creating of own infrastructure for the preparation, implementation of the programs for development of contemporary art and culture,
- Development of audience,
- Realisation of research in the field of arts and culture,
- Publishing of texts, magazines for arts, and/or online publications for contemporary art and culture,
- Organizing humanitarian events with the possibility of collecting funds for charity

The program will be realized by the Association, as well as by the collaborators payed with authorship agreement and/ or temporary service contract and collaboration on voluntary bases.

## **MEMBERSHIP in the Association**

### **Article 8**

Members of the association can be all citizens of R. Macedonia as well as foreign citizens that voluntary will approach towards the association with given written statement for membership or with invitation of at least two members of the association.

- (1) The membership in LOKOMOTIVA is voluntary and members can be individuals from R. Macedonia as well as foreign citizens who are active in the fields, represented by the association, and who accept the aims and the Statue of the association.
- (2) The Association defer tree different membership statuses: full, associative and honourable membership.
- (3) Full membership applies to those candidates who fulfil all the criteria for new members. Obligations of the full members are comprising regular meeting attendance, participation in the work, realisation of the programme, payment of the membership fee, which is determined with a separate decision by the Managing Board.
- (4) Associative membership applies to those candidates who are not fulfilling all the criteria for full membership, but have a protentional to fulfil it in one-year period. Associative members have right to attend to all meetings of the Assembly and have right to comment in a discussion, but do not have right to vote. If they fulfilled the criteria for reception in one-year period, they became full members. If the associative members do not fulfil the criteria for reception in one-year period, their membership status will be considered on the following Assembly.

Obligations of the associative members are: regularly meeting attending of the Assembly, participation in discussions and giving proposals. They are not obliged to pay membership fee, which is determined with the separate decision of the Managing Board.

- (5) Honourable membership applies to the founders and long-term collaborators of the association who will not be active on the meetings, in the work of the association and realization of the association's program. Honourable members do not have right to vote, and if they fulfilled the criteria for full members, they can hold the status of honourable and full members.
- (6) Association Assembly can prescribe additional criteria for reception of new members that will be regulated with separate decision of the Assembly.
- (7) The status of a member of the association is confirmed by filing an application or by invitation of at least two members of the association.  
The membership is confirmed by the Association Assembly with a simple majority of the attendees.
- (8) All members are obliged to follow the Statute of the Association, as well as other legal norms of the association.
- (9) All members are obliged to actively participate in the work of the association, to contribute to the work of the same and to contribute in the development and promotion of the association in accordance with the law, the Statute of the association, as well as other legal norms of the association.
- (10) Reception and exclusion of the members of the Assembly are regulated with decisions of the Assembly.

#### **Article 9**

- (1) All members of the Association are equal, and full members have right to choose or to be chosen in the bodies of the Association, in accordance with this Statute.
- (2) All members have right equally with all other members to participate in accomplishment of the aims of the association, to participate in the decision of the Assembly through the bodies of the Association, as well as to be informed for the works and activities of the Association.

#### **Article 10**

Exclusion of the Association is carried out in the following cases:

1. Stopping of the membership can be done on individual request or
  2. With the Association Assembly decision or
  3. In other cases, in accordance with the law.
- Stopping of the membership can be done with the Association Assembly decision, if that decision is made by simple majority of the attendees, based on the evaluated proposal for exclusion, given by at least one member, and after a discussion for that proposal, in which the proposed member for exclusion have right to participate.
  - Exclusion of the Association is carried out in violation of the Statute of the Association, not- fulfilment of the obligations towards the Association determined by the Statute, as well as other legal norms of the Association or by damaging the work and reputation of the Association.

### **PRESENTATION OF THE ASSOCIATION**

#### **Article 11**

1. Association is represented by the President of the Association Assembly and the Executive Director in the legal circulation and they hold the rights and duties of financial owners.
2. Confirmations for financial payments are signed by the President of the Association Assembly or the Executive Director or by authorized person responsible for the financial and administrative work of the Association, approved by the President of the Association Assembly and the Executive Director.

### **ACCOMPLISHMENT OF THE PUBLIC WORK**

#### **Article 12**

Work of the association is public. Public work is secured by regular information about the work and activities of the association, with insight in implementation of the program goals, reporting of work of the organs and bodies of the association, of the material-financial work etc. For the information of the members and wider public, print, radio, TV, internet and information through direct communication (letters and e-mail) is used.

Every member of the Association has the right of the information connected with the work of the Association, and have obligation to not disclose the information that is considered as a trade secret in the public domain. The information that is considered as a trade secret in the public domain is determined by the Managing Board.

## **FINANCING OF THE ASSOCIATION**

### **Article 13**

The association acquires assets from: membership fees, voluntary contributions, gifts and lefts from domestic and foreign legal entities, state budget and other funds; From other sources, in accordance with the law.

### **Article 14**

For the use and disposition of the assets of the association decide the bodies of the association, according to the competences specified with this Statute, which undertake measures for economic and proper use of the funds for prevention and elimination of illegalities.

### **Article 15**

The association makes annual financial plan of income and expenditures of the association. The association is engaged with non-profit activities and the assets of the association can be used exclusively for purposes defined by the Statute of the association. Decisions on income and expenditures are made by the Managing Board in accordance with the financial plan and the program of work determined by the Assembly.

## **MANAGEMENT OF THE ASSOCIATION**

### **Article 16**

The association is managed by organized membership directly or through their representatives in the bodies. Rights and duties of representatives are:

- The representatives can elect or be elected in the bodies of the association
- The representatives propose and solve issues of common interest
- The representatives are working on the development and promotion of social and other activities arising from the Statute, the program goals and objectives, adopted decisions, conclusions
- The representatives fully implement the provisions of the Statute and program activities
- The representatives advocate the interests and attitudes of the association and
- The representatives ask expert's and other support

## **BODIES OF THE ASSOCIATION**

### **Article 17**

Bodies of the Association LOKOMOTIVA:

1. Assembly
2. The President of the Association
3. Managing Board
4. Executive director

## **ASSOCIATION ASSEMBLY**

### **Article 18**

The highest management body of the Association is the Assembly consists of all the members of the association (full and associative). Mandate of the representatives last 4 years with the possibility of extension. Assembly meets as needed, at least once a year.

### **Article 19**

Meetings of the Assembly are convened by the President of the Assembly according to the latest information in the Central Register of the Republic of Macedonia.

The meeting of the Assembly is also convened upon proposal of the Managing Board and the Executive Director or 1/5 of the total number of members of the Assembly.

If the President of the Assembly within 14 days from the date of the given proposal does not convene the meeting, then the session is called by the Managing Board.

The sessions of the Assembly is convened in respect of the Rules of Procedure of the Assembly. The meetings of the Assembly are chaired by the President, and in his absence or by agreement, the meetings are chaired by the Executive Director.

The Assembly adopts fully legal decisions as well as decisions for reception and exclusion of members of the association, and decisions on association with others organizations and membership in international organizations, which are decided with simple majority of the present members.

The Assembly can be regular, extraordinary or electronic (virtual).

#### **Article 20**

The Assembly of the association LOKOMOTIVA from the list of its representatives elects a Managing Board, which is the executive body of the Assembly on regular and additional meetings.

#### **Article 21**

The Assembly has valid decisions when half of the total number of representatives are present. Members of the Assembly are members of the association that are legitimately elected and have acquired the status of full, associate and honourable members of the Assembly. The Assembly, by the rule, makes the decisions with a majority of votes from present representatives or by simple majority.

The competencies of the Assembly are as follows:

- Adopts the Statute of the association and makes changes and amendments to the same;
- Selects and dismiss the President;
- Selects and dismiss the members of the Managing Board;
- Selects and dismiss the Executive Director;
- Adopts program orientation for the work of the association for a period of 4 years, with annual operational plans;
- Reviews and adopts on the work of the Managing Board between two assemblies;
- Promulgate financial plan and adopts the final financial report of the association;
- Discusses on the achieved results from association's and gives directions for further development of the association;
- Make decisions, conclusions and recommendations for resolving issues of interest of the association;
- Submit a financial report to the regulatory state authorities, i.e. to the authorities of the municipalities, municipalities in Skopje and the City of Skopje, in cases when it uses funds from the Budget of the Republic of Macedonia, and/or the funds from the budgets of the local authorities;
- Decides on the change of the goal of the association;
- Decides on the formation of branches of the association and
- Make a decision on termination of the work of the association LOKOMOTIVA with two-thirds majority vote of all members of the association.

### **MANAGING BOARD**

#### **Article 22**

The Managing Board is an executive body of the Assembly in which all members have equal rights, obligations and responsibilities for the work and development of the association in accordance with the Statute.

The Assembly is authorized at any time to dismiss the Managing Board or a member of the Board, if determines that the same acts and works against the aims and tasks of the association, this Statute and the interests of the association.

#### **Article 23**

The Managing Board of the Association LOKOMOTIVA has 5 members.

The mandate of the members lasts 4 years with the possibility of re-election.

The Managing Board is an executive and operating body of the association and constitutes five members of which one is President and another is the Executive Director.

The members of the Managing Board are elected by the Assembly for a mandate of four years, with the possibility of re-election.

#### **Article 24**

The competencies of the Managing Board are as follows:

- Prepares the meetings of the Assembly;
- Prepares the draft of the Association's Statute and proposals for its changes or amendments;
- Prepares other decisions to be adopted by the Assembly;
- Implements the policy, the conclusions and decisions adopted by the Assembly;
- Approves the operational model of the work of the association, i.e. decides on the internal organization and organizational forms of bodies of the association;
- Forms professional bodies or working groups and control their work;
- Manages and is being responsible for the management of the property of the Association;
- Conducts statutory and program tasks of the association as well as decisions and conclusions of the Assembly;
- Conducts and implement an annual working programme;
- Collects funds for the work of the Association;
- Adopts rulebooks, accepts agreements and concludes contracts;
- Calls meetings of the Assembly and prepares materials;
- Decides on the establishment of permanent and temporary commissions, and directs their works;
- Organizes and actively participates in the organization of various actions and manifestations;
- Decides on awards, compliments and acknowledgments;
- Make decisions on purchasing and disposal of main assets;
- Consents to the rulebooks of the organization, works and tasks of the professional bodies;
- Decides on the cost of the membership fee;
- Decides upon on complaints and appeals;
- Performs other activities that arise form the needs of the Statute of the association and the law.

#### **Article 25**

The Managing Board for its work responds to the Assembly of the association. The Managing Board organize meeting according to its needed. The Managing Board meeting is convened by the Executive Director or other member of the Managing Board. The meetings of the Managing Board are chaired by the Executive Director or other member of the Managing Board, authorized by the Executive Director.

The Managing Board makes valid decisions with a simple majority, if at least three members are present, and in the case of equal number of votes, decisive is the vote of the Executive Director. The Managing Board decides on the operating model of the Association upon the proposal of the Executive Director.

The organisation of the meeting and the work of the Managing Board is regulated by Rules of Procedure.

### **PRESIDENT OF THE ASSOCIATION**

#### **Article 26**

The President of the Association is also the President of the Assembly.

#### **Article 27**

The President of the Association has special tasks:

- Represents and advocate for the association in front of authorities, organizations and third parties;

- Takes care for the realization of the Program of the Assembly of the association, as well as of the conclusions, statements and other documents adopted by The Assembly and the Managing Board of the association;
- Prepares and convenes the meetings of the Assembly and Managing Board;
- Has the right to authorize a third party to provide professional advocacy of the interests of the Association in front of the courts, authorities, organizations and third parties;
- Signs the decisions and conclusions of the bodies of the Association;
- Signs all material-financial documents;
- Submits proposals to the Assembly and Managing Board for more efficient work;
- Performs other tasks assigned with this Statute and by the decisions of the Assembly and the Managing Board of the association.

#### **Article 28**

The president of the Association is elected by the Assembly, on the proposal of the Managing Board for a period of four years without restriction of re-election. For its work the president of the Association responds to the Managing Board and the Assembly of the association.

#### **Article 29**

- (1) The President may also be a member of the Managing Board.
- (2) The function of the President is incompatible with the function of the Executive Director.

### **EXECUTIVE DIRECTOR**

#### **Article 30**

- (1) The Executive Director is an executive and operating body of the Association elected by the Assembly with a mandate of four years, with the possibility of re-election.
- (2) The Executive Director is at the same time a member of the Managing Board.
- (3) The Executive Director is the Chairman of the Managing Board.

#### **Article 31**

The competencies of the Executive Director are as follows:

- Implements the Statute and other acts of the Association in cooperation with the Managing Board;
- Implement the decisions of the Assembly of the Association in cooperation with the Managing Board;
- Implement the working programme of the Association in cooperation with the Managing Board;
- Propose amendments to the Statute and other acts of the Association in cooperation with the Managing Board;
- Prepare a draft working programme, financial plan and other documents of the association in collaboration with the Managing Board;
- Forms an Operational Team and manages its work, and is being responsible for the preparation of financial and other reports on the work of the association;
- Manages with the property of the association, authorized by the Managing Board and the Assembly, in accordance with the Statute of the association and the laws in the Republic of Macedonia;
- Works on fundraising for the association;
- Allocates funds to the association in accordance with the working programme and the financial plan;
- Assigns tasks and delegate responsibilities to members of the association;
- Works in relations with third parties, concludes contracts and takes obligations for the day-to-day operation of the association, in accordance with the programme and the Statute of the association and upon the authorization of the Managing Board and the Assembly, and
- Performs other activities entrusted by the Assembly of the association or other activities entrusted under other regulations.

## **ACQUISITION AND USE OF THE PROPERTY AND MATERIAL-FINANCIAL WORK**

### **Article 32**

The association can acquire real estate, objects, money and other property rights in accordance with the applicable legal regulations.

The association realizes the means of work through:

- membership fee;
- voluntary contributions, gifts and legates;
- sponsorship and other types of income from individuals and companies; and
- Other incomes.

The association can receive funds from the budget of the Republic of Macedonia, the budgets of the local authorities and the budget of City of Skopje, from various grants and projects of national and foreign authorities and organizations. The money and other values that the association will receive as a gift for a purpose, can be spent only for that purpose and will be kept on a special account in the accounting system of the association.

### **Article 33**

The financial-material work of the association is carried out in accordance with the legal regulations for material-financial work and with the financial plan of the association. In order to rationalize the costs for organizational-professional and administrative-technical activity, the association may hire experts for performing certain tasks.

### **Article 34**

The President and the Managing Board are responsible of collecting incomes and for the expenditures of the association, they decide on the use of the assets in an amount determined with a separate decision of the Managing Board.

### **Article 35**

The President of the Association, as the one who gives orders, signs the entire financial documentation.

### **Article 36**

For realisation of professional financial-accounting works, the President, under authority given by the Managing Board, can hire a person or company for realisation of these works.

## **PROFESSIONAL- APPLICATIVE WORK OF THE ASSOCIATION**

### **Article 37**

The professional-applicative work of the association as one of the basic goals and tasks of the association is determined and implemented in accordance with the accepted Working Programme.

The programme is conducted on the basis of a prepared Strategic Plan by the Managing Board, approved by the Assembly of the association. The programme contains projects that are developed in accordance with the established goals. The projects are developed by the Operational Team, established by the Managing Board and surveyed by the Executive Director. The education and professional-applicative work comprises the gathering of young professionals; creation, strengthening and development of the artistic and cultural network in the Republic of Macedonia; Organizing educational workshops for advanced education of professionals in the field of art and culture; Presenting new international artistic initiatives in the country and vice versa; Organization of artistic and cultural manifestations and promotion of production; Informing the Macedonian and the international public for the development and position of art and culture in Macedonia and informing the Macedonian public about other cultures and cultural and artistic events; Making a communication strategy and reporting on their own activities and activities of other organizations of a similar kind.

## **ASSOCIATION AND MEMBERSHIP IN OTHER ORGANIZATIONS**

### **Article 38**

The association can be associated with organizations from the Republic of Macedonia and in other forms of association in accordance with the Law, as well as can be member of international organizations in accordance with the Law.



A decision on association or membership in accordance with the preceding two paragraphs of this article makes the Assembly with a simple majority of the present members.

## **TERMINATION OF EXISTENCE OF THE ASSOCIATION**

### **Article 39**

The association ceases to exist if:

- a decision by the Assembly has been made with a two-thirds majority;
- the number of members is reduced and becomes lower than the number needed for the establishment;
- if the Constitutional Court of the Republic of Macedonia decides that the Programme and the Statute of the association are not in accordance with the Constitution;
- if it is determined that the association has ceased to operate;
- in other cases, determined by the law.

### **Article 40**

In case of termination of the work of the association, a regular liquidation procedure will be conducted, and the property and the assets of the association will be transferred to the Republic of Macedonia, specifically to the Ministry of Education with the aim of protecting the young people in the Republic of Macedonia.

If the condition arises for termination of the work of the association, the President of the association will inform the Central Register of the Republic Macedonia, which in the legal deadline according to the rules of out-processing procedure will confirm the termination of the association and its removal from the court register of citizen associations.

## **TRANSITIONAL AND FINAL PROVISIONS**

### **Article 41**

The Assembly of the association has the rights to interpret of the provisions of this Statute, and between two meetings of the Assembly, the Managing Board of the Association hold the same right.

### **Article 42**

Amendments and additions to this Statute shall be conducted by respecting the same procedure applied for its creation.

### **Article 43**

This Statute enters into force on the day of its creation, and it produces legal action after its registration in the Central Registry of the Republic of Macedonia.

The President of the Association  
Violeta Kachakova

Members of the Association:

1. Biljana Tanurovska Kjulavkovski
2. Violeta Kachakova
3. Natasa Dimitrievska
4. Ljupco Tanurovski
5. Iskra Sukarova
6. Aneta- Ilievska- Stefanovska
7. Katarina Doneva
8. Kliment Popovski