

Statutes of the Yuthok European Federation for Traditional Tibetan Medicine (EVTTM)*

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§ 1 Name, seat and field of activities of the Association

- (1) The Association bears the name 'Yuthok European Federation for Traditional Tibetan Medicine.'
- (2) The Association's seat is located in Vienna and spreads its activity worldwide.

§ 2 Goals

The Association's activity is in the public interest and not for profit.

The goals of the Association are the following:

- To collaborate with national and international authorities to attain the protection of Traditional Tibetan Medicine (hereafter referred to as TTM) as a spiritual world cultural heritage.
- To protect, document, preserve and support TTM, including Tibetan medicinal plants, as a holistic health system.
- To take the necessary legal measures to obtain the recognition of TTM in Austria and the European Union.
- To protect and promote the cooperation with authorities and institutions to preserve TTM and medicinal plants in Tibet.
- To promote projects related to the cultivation of Tibetan medicinal plants in the Tibetan plateau.
- To support international programmes fostering exchange, communication and dialogue.

* Only the original German version has probative force.

- To prevent abuse of TTM as well as of Tibetan medicinal plants.
- To protect and standardize the quality standards of doctors and therapists already practising on the basis of TTM.
- To elaborate and standardize occupational profiles in the area of TTM.
- To develop and guarantee the quality of training programmes for professional users and lay people.
- To guarantee the quality of the training programmes, the activity in the Tibetan health occupations and the proposed remedies.
- To found training centres for TTM and accredit them and their practitioners.
- To promote and implement scientific research projects.
- To support humanitarian projects in the field of TTM in Tibet with the main focus on promoting the already existing Yuthok Hospital Project:
 - set up and run not-for-profit hospitals in Tibet;
 - promote facilities that are useful for the education in TTM in Tibet;
 - improve the supply of basic medical care to the underprivileged Tibetan population.

§ 3 Means for realizing the goals of the Association

- (1) The goals of the Association shall be reached through the ideational and material means detailed in paragraphs 2 and 3 hereafter.
- (2) Ideational means
 - Talks, seminars, congresses, conferences and other events
 - Publication and supply of information material
 - Public relations
 - Establishment of an information centre for TTM
 - Promotion of certified trainings in the field of TTM
 - Holding of classes, courses and trainings in the field of TTM within the scope of legal regulations
 - Production of education guidelines for the most various practice fields in the area of TTM
 - Promotion of scientific research and cooperation with scientists and scientific institutions
 - Promotion of programmes to investigate Tibetan remedies
 - Cooperation with authorities to have TTM approved and legally protected as an occupational profile for doctors, therapists and advisors
 - Creation and standardization of occupational profiles in the field of TTM
 - Accreditation of training centres for TTM
 - Creation of quality standards to prevent abusive applications of TTM
 - Promotion of exchange between representatives of TTM, various natural methods and Western medicine
 - Communication with public and private institutions
 - Organization of national and international exchange programmes
 - Promotion of the collaboration between federations and associations dealing with traditional medicine
 - Consultation of members in medical, organizational and legal matters

- (3) Material means
- Membership fees and entry fees
 - Subsidies and contributions
 - Donations and other allowances
 - Proceeds from events and ventures proper to the association
 - Seminar fees
 - Proceeds and revenues from the distribution of publications and training material
 - Contributions from sponsors
- (4) In order to reach the goals of the Association, a business concern may be set up; it has to serve only the Association's goals and will compete with companies in the same or in a similar field only inasmuch as this is inevitable to fulfil the goals of the Association in the general interest. The income of this business must be used primarily to cover its costs and its profits exclusively to reach the goals of the Association. Its management will be organized in accordance with the regulations of these Statutes or the statutory decisions of the Association organs.

§ 4 Types of membership

The members of the Association fall into the following categories:

- (1) Ordinary members, i.e. people who are fully involved in the Association's work;
- (2) Extraordinary members, i.e. people who support the Association's activity above all with the payment of a membership fee and who can use the services of the Association;
- (3) Associate members, i.e. doctors, therapists, advisors, scientists, members of the Advisory Boards, associations and federations who are active in the field of TTM;
- (4) Promotional members, i.e. people and institutions who are particularly concerned with the goals of the Association and provide it with ideational and material support;
- (5) Supporting members, i.e. people, institutions and sponsors who support the Association's work with considerable contributions;
- (6) Honorary members, i.e. people who are appointed as such based on special merits for the Association.

§ 5 Acquisition of the membership

- (1) Any physical or legal person can become a member of the Association.
- (2) The Executive Committee decides on the admission of members. The admission can be refused without indication of reasons.
- (3) The appointment to the honorary membership is made by the General Assembly upon proposal of the Executive Committee.

§ 6 Termination of the membership

- (1) The membership terminates with death (for legal persons through the loss of legal personality), voluntary resignation, through cancellation or exclusion.
- (2) The voluntary resignation can occur only at the end of every calendar quarter. It has to be communicated to the Executive Committee one month before in writing. If the

communication occurs with delay, it will be effective only by the next resignation deadline.

- (3) The Executive Committee can exclude a member who is more than 6 months in arrears with the membership fees despite three reminders. The obligation to pay the due membership fees remains untouched.
- (4) The Executive Committee can decide to exclude a member – with the exception of honorary members – if he or she acts against the goals of the Association, does not recognize or obey the decisions of the Association organs, grossly breaches the member's duties or adopts a dishonourable behaviour.
- (5) The denial of the honorary membership can be decided by the General Assembly at the request of the Executive Committee.

§ 7 Rights and duties of the members

- (1) The members are entitled to take part in all events of the Association and to use its facilities.
- (2) The right to vote in the General Assembly as well as the franchise and the eligibility are given only to the ordinary members.
- (3) The members are obliged to do their best to promote the interests of the Association and to refrain from anything that could undermine the respectability and the goals of the Association.
- (4) They have to follow the Association's Statutes and the decisions of the Association organs.
- (5) The ordinary, extraordinary and associate members are obliged to pay the entry fees and the membership fees punctually in the amount decided by the General Assembly.
- (6) Those members who are not individuals exercise their rights and duties through the organs authorized to represent them.

§ 8 Organs of the Association

The organs of the Association are:

The General Assembly (§ 9 and following)

The Executive Committee (§ 11 and following)

The Auditors (§ 14)

The Board of Arbitration (§ 16)

§ 9 General Assembly

- (1) The ordinary General Assembly takes place annually on the date set by the Executive Committee. The Association year corresponds to the calendar year.
- (2) An extraordinary General Assembly takes place within four weeks upon decision of the Executive Committee or the ordinary General Assembly, upon written application of at least one tenth of the members or by request of the auditors.
- (3) The Executive Committee has to send a written invitation to the General assemblies indicating the agenda at least two weeks in advance.
- (4) Requests to the General Assembly are to be handed to the Executive Committee in writing, by fax or by e-mail, at least one week in advance.

- (5) Valid decisions – except those made on a request to summon an extraordinary General Assembly – can only be included in the agenda.
- (6) All members are entitled to participate in the General Assembly. Only ordinary members are eligible to vote.
- (7) The General Assembly has a quorum if all members have been properly invited and more than half of all members eligible to vote are present. If the General Assembly has no quorum on the set date, a General Assembly takes place with the same agenda half an hour later with a quorum, regardless of the number of present members.
- (8) The simple majority of the delivered valid votes is necessary for a decision of the General Assembly.
- (9) The chairperson, or their deputy if they are unable to attend, presides the General Assembly.

§ 10 Field of duties of the General Assembly

The following tasks are reserved for the General Assembly:

- Acceptance and approval of the account report and the statement of revenues and expenditures (balance sheet), including the statement of assets and liabilities
- Discharge of the Executive Committee's duties for the past functional period
- Choice and replacement of the Executive Committee members and the auditors
- Adoption of resolutions about the modification of these Statutes
- Adoption of resolutions about the termination of the Association
- Fixing of the membership fees
- Consultation and adoption of resolutions about other questions on the agenda

§ 11 Executive Committee

- (1) The Executive Committee consists of at least three members, namely of the chairperson, their deputy and the treasurer.
- (2) The Executive Committee is elected for three years. A re-election is possible.
- (3) If one of its members resigns, the Executive Committee can co-opt another eligible member; the subsequent approval is to be requested in the following General Assembly.
- (4) The Executive Committee is summoned at least once a year by the chairperson or, if they are unable to do so, by their deputy.
- (5) The Executive Committee has a quorum if at least half of its members are present and makes its decisions with the simple majority. In case of equality of votes, the chairperson's vote is decisive.

§ 12 Field of duties of the Executive Committee

- (1) The Executive Committee has to lead the Association with the care of an ordinary and conscientious organ within the scope of these Statutes and the decisions of the General Assembly.
- (2) The Executive Committee is entitled and obliged:
 - to decide on admission and exclusion of new members
 - to ensure the regular course of business

- to organize events
- to administer the Association funds and to set up an accounting system
- to convene a General Assembly and to report about activity and financial conduct
- to constitute or terminate working relations
- to indicate Statutes modifications

§ 13 Special obligations of individual Executive Committee members

The chairperson, or their deputy if they are unable to do so, has to represent the Association outwardly, towards authorities and third parties.

§ 14 Auditors

- (1) Two independent and impartial people are elected by the General Assembly for a duration of three years; a re-election is allowed.
- (2) The auditors have to carry out an audit within four months after production of the balance sheet and statement of assets and liabilities. The audit results are to be written down in a report which is transmitted to the management organ.

§ 15 Advisory Boards

The Executive Committee can set up Advisory Boards in order to clarify specific questions and to adjust the content of the Association's activity, among other things for scientific, medical, legal and economic matters.

§ 16 Board of Arbitration

- (1) The Board of Arbitration decides on all disputes arising from the Association's relations.
- (2) It consists of five (ordinary, extraordinary or associate) Association members and is formed in such a way that each disputing party, within two weeks after agreeing on the composition of the Board of Arbitration, gives the Executive Committee the names of two members as arbitrators. These, in their turn, choose another member as chairperson within the next two weeks; in case of equality of votes, the candidate is chosen by drawing lots.
- (3) The Board of Arbitration in corpore decides with a majority of votes after hearing both parties. It has to make its decisions to the best of its knowledge and belief. Abstention is not allowed.
- (4) The decision of the Board of Arbitration is definitive for the Association.

§ 17 Termination of the Association

- (1) The voluntary termination of the Association can only be decided during an extraordinary meeting of the members summoned for this purpose and only with a two-third majority of the valid given votes.
- (2) This General Assembly also has to decide on the completion – provided that Association funds exist. In particular, it has to appoint a representative for this matter.

The remaining Association funds must be used exclusively and integrally for charitable and benevolent purposes as defined by the Federal Tax Code. This regulation also applies to the case of the official termination.

Vienna, 17 December 2008

Chairperson: Dr. tib. med. D. Emchi

Deputy chairperson: A. Frank, M.A.

Treasurer: A. Schwingsmehl