

# **Proposal for Amendment of the Statutes of the IFIA**

## **ARTICLE 1**

### **Definition**

This Federation is an unincorporated body without separate legal entity in any country established on 12 June, 1968.

Name and Location:

The name of the organization shall be the International Federation of Inventors' Associations. The short name of the organization is the IFIA.

The Office of the Federation will be situated at the address of the President.

There are all IFIA published official matters on its web site.

## **ARTICLE 2**

### **Objects of the Federation**

The objects of the Federation are:

1. To establish, improve the status of and promote cooperation between inventor associations in different countries.
2. To collect information about the state of affairs and practical conditions relating to inventors and inventions in different countries and to disseminate such information among members.
3. To study national laws and international conventions including proposals for their amendment with the object of reforming them in accordance with the continuous changes in the innovation field and with due consideration to the rights of the inventor, and to intervene in national and international proceedings for the purpose of achieving such reform.
4. To increase the knowledge and understanding by private individuals and government bodies of the importance and influence of inventors and invention, and to speak with the common voice of the members in all matters relating to the above objects.
5. To communicate with any government or public body, and to cooperate with them or any other Institution, Association or person, for any purpose inductive to the attainment of the aforementioned objects.
6. Otherwise to represent common interests of inventors in the international field.
7. To raise the appreciation of inventors and estimation of invention.
8. To assist the commercialization of inventions.

## **ARTICLE 3**

### **Members**

Members of the Federation can be full members, collaborating members.

1. Full members must be national inventors' organizations. Full members will have voting status and will normally be national associations the aims and activities of which correspond broadly to those of the Federation and the statutes of the Federation.
2. Collaborating members can be any organizations which have innovation activities. Collaborating members will not be voting members.

ARTICLE 4  
Admission to Membership

The Executive Committee is authorized to admit new members of all grades and to establish collaboration relationship with other organizations.

ARTICLE 5  
Cessation of Membership

1. Resignation of membership shall be notified in writing to the Secretariat with six months' notice, to become effective in June or December. This resignation shall be accepted provided that all obligations have been honored.
2. The General Assembly may expel a member which or who does not fulfill its or his obligations according to the Statutes and regulations from time to time promulgated by the Federation, and which or who does not remedy such default within six months' time after being formally called upon so to do.

ARTICLE 6  
General Assembly

The Federation shall be governed by a General Assembly operating through an Executive Committee, the General Assembly being composed of a delegation of not more than three delegates from each country one of whom shall be the head delegate and not more than three observers, who shall not have the right to speak in the Assembly, but an observer may exceptionally have the right to speak by request if the Assembly agrees. Each country shall have one vote.

The collaborating organizations may each send not more than two observers to the General Assembly.

In cases exceptionally of more than one full member from a country each of such members shall be entitled to appoint up to three delegates.

ARTICLE 7  
Duties of General Assembly

The General Assembly is the supreme governing body of the Federation. Its duties are:

1. To elect the Honorary President, President and the members of the Executive Committee.
2. To admit and/or ratify admission of members and expel members.
3. To determine the general policy and program strategy for the Federation, consider, approve and adopt financial plans and budgets covering the period to the next General Assembly, determine the annual subscription policies, and supervise the Federation's finances, amendment of the Statutes, and dissolution of the Federation.
4. To consider the reports of the President and of the Executive Committee, and consider the financial situation of the Federation.
5. To act generally on behalf of the Federation.

## ARTICLE 8 General Assembly Voting

Decisions of the General Assembly shall be reached in the following ways:

### 1. General Meetings

Every full member shall have one vote. An absent delegation may also send its vote for one or more questions on the Agenda.

All members may participate in the discussions but only full members shall have the right to vote.

A quorum of three members is necessary to hold a meeting.

Unless otherwise stated in the following section, a resolution is carried if the votes given in favor of it are more than one half of the total number of possible membership votes. When the number of votes in favor is exactly one half of the total General Assembly votes, the presiding Chairman shall have a casting vote.

In questions concerning:

- a) amendment of the Statutes;
- b) dissolution of the Federation;
- c) admission or expulsion of members;
- d) transfer of the right to appoint a head delegate from one member to another, when there are several members from one country (Article 6);
- e) changing the amount of the annual subscription;

The votes in favor must be at least two thirds of the total possible General Assembly votes to carry the resolution. For items (a) or (b) the resolution must be carried on two separate occasions (one of which may be by circular letter) within a period of thirteen months.

### 2. Circular Letter Decisions

Questions which cannot without detriment be postponed to the next ordinary meeting, and are not considered to justify the casts of an extraordinary meeting, may be decided upon by Internet publishing on the IFIA website by Secretariat and receiving the comments, opinions and votes in e-mail format. The answers will be treated as a vote. In such a case a decision shall be reached by a majority of votes received.

### 3. Minutes

Minutes shall be drawn up of all decisions made under subparagraphs (1) and (2) hereof and drafts thereof shall be published on the IFIA web site.

## ARTICLE 9 Meetings

The only compulsory meetings of the Federation shall be meetings of the General Assembly which shall be as follows:

1. The Biennial Assembly is to be held such other time as shall be decided by the General Assembly or the Executive Committee. A draft of the Executive Committee's Report/President's Report and a preliminary agenda shall be published on the IFIA web

site three months in advance. Motions from the delegates must be received by the Secretariat not less than six weeks before the date of the meeting. These motions, with the investigations and comments of the Executive Committee/President thereon and with information of other questions and the final agenda shall be circulated at least three weeks before the meeting.

Such agenda shall include the election of the President, the Executive Committee /President's report, the budget of the Federation and any proposed changes in the annual subscription.

2. Extraordinary meetings shall be summoned when the President deems it necessary or it is demanded in writing by at least half of the delegates. The Executive Committee may submit a report to the President proposing the need for an extraordinary meeting. The summons shall include a preliminary agenda, and the delegates may within one month add further items to the agenda.

The final agenda shall be circulated by Internet to all delegates not less than three weeks before the meeting. The place of the next meeting shall be determined by the General Assembly or, failing the General Assembly, by the President on the advice of the Executive Committee.

#### ARTICLE 10 Executive Committee

1. In addition to the President, the Executive Committee shall consist of up to one third of the full members of the Federation. The members of the Executive Committee will be elected by the General Assembly for two years (until the next ordinary session of the General Assembly). These shall represent equitably the different regions of the world, and not be more than one from each country.
2. The Executive Committee shall meet twice a year in ordinary session upon convocation of the President.
3. The Executive Committee shall meet in extraordinary session upon convocation of the President, either on his own initiative or at the request of one third of the Committee's members.
4. The Executive Committee may, on the initiative of the President, reach decisions by correspondence.
5. The Executive Committee shall make its decisions by simple majority of the votes cast. A quorum of one-third is however necessary.
6. The Executive Committee will ensure that the decisions of the General Assembly are carried out within the means of the Federation, will be responsible for the operation of any further committees and working parties of the Federation, will examine applications for membership to the various membership grades and will have the responsibility of establishing the subscription level for each new member.
7. The General Assembly may delegate such further powers to the Executive Committee as it thinks fit, with the exception that the right to make decisions in questions concerned in (a), (b), (c) and (d -- in so far as it relates to expulsion of members) in Article 8 subparagraph 1 may not be delegated. The Executive Committee shall in the exercise of powers so delegated thereto conform to any regulations that may from time to time be imposed upon it by the General Assembly. The Executive Committee shall propose to the General Assembly for ratification thereby the appointments of the Chairman of all such Committees.

ARTICLE 11  
Honorary President, President and Secretariat

1. Honorary President shall be elected by the General Assembly for an unlimited period.
  - a. The Honorary President shall keep an eye on the function of the Federation according to the Statutes.
  - b. The Honorary President shall represent the Federation according to the charge of the President.
  - c. The Honorary President shall be the Chairman of the General Assembly.
  - d. The Honorary President shall be authorized person to award in the name of Federation.
2. The President shall be elected by the General Assembly for a period of four years (until the ordinary session of the General Assembly). He can be reelected.
3. The President shall represent the Federation.
4. The President shall be the Chairman of the Executive Committee.
5. The President shall act as the Managing Director of the Federation. He shall, in particular:
  - a. expedite all the current affairs of the Federation;
  - b. report on the activities of the Federation in each ordinary session, and he shall present in each such session, together with the recommendations of the Executive Committee, the draft Program and Budget;
  - c. he shall employ within the budgetary limits as approved by the Executive Committee, one or more persons to assists him – and under his responsibility – in the performance of administrative and financial functions of the Federation.
6. The President and such person(s) - Secretary (ies) - shall constitute the Secretariat of the Federation.
7. The President shall propose, and the Executive Committee shall decide, the amount to be attributed to the Secretariat to cover the expenses involved in the Management, Representation, Administration and Financial Control.

ARTICLE 12  
Language

The official language of the Federation shall be English. All discussions in the General Assembly as well as minutes, documents and reports shall be made in English, which also shall be used in all correspondence between the Secretariat and the members.

ARTICLE 13  
Congresses

When it is found desirable and practically and economically feasible, the General Assembly may arrange congresses in different countries for the discussion of questions of common interest within the realms of the Federation, in order to promote interest in such problems by the public and within the member associations of the Federation.

The theme, program and organization of a congress shall be decided upon by the General Assembly.

All members of the member associations shall have the right to attend a congress. In addition, the General Assembly may invite such persons or organizations as it may think fit.

A congress may pass recommendations to the General Assembly but shall have no right to make decisions on behalf of the Federation.

#### ARTICLE 14 Obligations of Member Associations

It is the duty of any member which is an association:

To send the Secretariat without delay excerpts of minutes in English translation – giving the names of appointed head delegate and other delegates.

To pay all subscriptions to the Federation which have been duly decided by General Assembly.

To keep the Secretariat informed within its capacity of any events in its country in the field of inventors and inventions likely to be of major interest.

#### ARTICLE 15 Regional Bodies

Member Associations, who due to cognate languages, similarity of laws in the invention field, geographical situation or for other reasons may derive advantage of regional co-operation in simpler and less expensive forms, may form a regional body. The Statutes of the Body shall be compatible with the Statutes of this Federation, and shall be communicated to the Federation in the same way as Statutes of member associations (see Article 14).

Such bodies shall have no delegate in the General Assembly and no special rights within this Federation.

#### ARTICLE 16 Finance

The mandate as delegate to the General Assembly is honorary and delegates are not entitled to remuneration or compensation from the Federation. Salaries and compensation for the Honorary President, Executive Committee and the Secretariat shall be decided by the General Assembly with due regard to the means at its disposal.

The subscriptions from the member associations shall be fixed in proportion to the number of members in each member association at 1<sup>st</sup> January each year, and subscription for individual members shall be determined by the Executive Committee and submitted to the General Assembly for approval.

ARTICLE 17  
Audit

The General Assembly shall cause accounts to be kept of the sums of money received and expended by the Federation. Books of Account shall be kept at the offices of the Federation, and shall be open to inspection by members on any day during the usual working hours. Once at least in every year the Accounts of the Federation shall be examined and the correctness of the Balance Sheet ascertained by one or more Auditors nominated by the Executive Committee.

ARTICLE 18  
Amendment of the Statutes

These Statutes may be amended by a resolution carried by at least two thirds of the total possible General Assembly votes on two separate occasions (one of which may be by circular letter decision) within a period of thirteen months (see Article 8(2)). Attention shall be specifically drawn to the proposed amendment on the agenda.

ARTICLE 19  
Dissolution of the Federation

A proposal for the dissolution of the Federation shall be treated in the same way as amendments of Statutes. The assets may not be divided among the members, but with the records shall be made over to international organizations or institutions with approved objectives in the field of invention to be used in accordance with conditions laid down by the General Assembly (see Article 8 (1) (b)).

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Approved by ExCo on 30/11/2013, Seoul