


Proposals for Constitutional Amendments

General Assembly 2025

CURRENT CONSTITUTION – approved 2024	AMENDMENTS TO CONSTITUTION - 2025	EXPLANATIONS
<p>Article 1.1. Name</p> <p>Since the theatrical art is a universal expression of humanity and possesses the influence and power to link large groups of the world's people and considering the role that theatre and the performing arts can play in arts education of young generations, an autonomous international organisation has been formed which bears the name "ASSITEJ International - International Association of Theatre and Performing Arts for Children and Young People - ETS" abbreviated to "ASSITEJ International - ETS".</p> <p>The name ASSITEJ derives from the original historical acronym of "Association Internationale du Théâtre pour l'Enfance et la Jeunesse". Hereinafter in these Articles of Association, "ASSITEJ International ETS" will be referred to as ASSITEJ for further brevity.</p>	<p>Article 1.1. Name</p> <p>Since the theatrical art is a universal expression of humanity and possesses the influence and power to link large groups of the world's people and considering the role that theatre and the performing arts can play in arts education of young generations, an autonomous international organisation has been formed which bears the name "ASSITEJ International - International Association of Theatre and Performing Arts for Children and Young People" abbreviated to "ASSITEJ International".</p> <p>The name ASSITEJ derives from the original historical acronym of "Association Internationale du Théâtre pour l'Enfance et la Jeunesse". Hereinafter in these Articles of Association, "ASSITEJ International" will be referred to as ASSITEJ for further brevity.</p>	<p>"ETS" should be removed. "ETS" refers to the third sector status in Italy "Ente del Terzo Settore".</p>
<p>1.2.4 Child safety and child rights.</p> <p>ASSITEJ is committed to promoting the safety, participation and empowerment of all children and will support no action that intentionally harms children physically, sexually, emotionally, psychologically or culturally in any context.</p>	<p>1.2.4 ASSITEJ is committed to promoting the safety, participation and empowerment of all children and will support no action that intentionally harms children physically, sexually, emotionally, psychologically or culturally in any context.</p>	<p>The change is not a change in content only in language.</p> <p>When a clause is not starting a new section the article cannot be written with a heading.</p>
<p>1.2.7 ASSITEJ has non-profit and non-commercial aims.</p>	<p>1.2.7 ASSITEJ is a not-profit organisation.</p>	<p>Our Danish consultant advises to change to this definition this is more relevant in</p>


		a Danish context and allow revenue generation from commercial activities if that becomes relevant in the future.
Article 2 – Seat 2.1 The Seat of ASSITEJ is in Bologna, Italy.	Article 2 – Seat 2.1 The Seat of ASSITEJ International is in Copenhagen, Denmark.	
2.5 The Association is constituted in the form of a 'Third Sector' Organization (ETS) and therefore as a Non-Profit Organisation, in accordance with Italian Law Code of the Third Sector - Legislative Decree 117/2017, paragraphs 1d and 1i of art. 5).	2.5 The Association is constituted in the form of a "Forening" (an Association) in accordance with Danish Law.	
2.6 Specifically, it meets the requirements of the Italian Law Code of the Third Sector: 2.6.1 The Association, in pursuit of the above purposes, carries out exclusively or principally activities of general interest referred to in the Italian Law (Code of the Third Sector - Legislative Decree 117/2017, paragraphs 1d and 1i of art. 5) and specified in the art.3. and its subsequent amendments. 2.6.2 The financial statements must be prepared in accordance with Italian Law, in particular Article 13 of Legislative Decree 117/2017 ((1) (d) and (i) of Art. 5) and specified in Art. 3.) and its subsequent amendments. 2.6.3 The Executive Committee will also be called upon to draw up the "Social Balance sheet" in the cases provided for in Article 14 of Legislative Decree 117/2017.		These sections refer to Italian law and can be deleted.
4.1 Members of the Association are: 1. National Centres representative of theatre and the performing arts for children and young	4.1 Members of the Association are: 4.1.1. National Centres representative of theatre and the performing arts for children and young	This is a small change to correct the numbering.

<p>people in their own countries.</p> <p>2. International Professional Networks of theatres, organisations and persons who share a common artistic need or interest that serves the growth of theatre and the performing arts for children and young people.</p>	<p>people in their own countries.</p> <p>4.1.2. International Professional Networks of theatres, organisations and persons who share a common artistic need or interest that serves the growth of theatre and the performing arts for children and young people.</p>	
<p>4.3.5 Common criteria for membership:</p> <p>No category of membership may participate provisionally in ASSITEJ.</p>		<p>This art is not relevant under Danish law.</p>
<p>5.4 Obligations and constraints of Members only</p> <p>1) All members shall:</p> <ul style="list-style-type: none"> * pay the membership fee, * use the acronym "ASSITEJ" in the name of the Centre or Network or in the subtitle. *communicate to their members the information sent from the Secretary General's office. <p>2) Membership may not be temporary.</p> <p>3) The National Centres and International Professional Networks, as organizations, participate through their representatives.</p>	<p>5.4 Obligations and constraints of Members only</p> <p>1) All members shall:</p> <ul style="list-style-type: none"> * pay the membership fee, * use the acronym "ASSITEJ" in the name of the Centre or Network or in the subtitle. *communicate to their members the information sent from the Secretary General's office. <p>2) The National Centres and International Professional Networks, as organizations, participate through their representatives.</p>	<p>Point 2 is not relevant under Danish law.</p>
<p>Article 7 – Income, Funds, Financial Year and Budget</p> <p>7.3. The financial year runs from 1 January to 31 December of each year. Within 4 months of the end of the financial year, the Executive Committee shall prepare the "Financial Statements" to be submitted for the annual approval of the General Assembly - which is responsible for the assets - by 31 May of the year following the end of the financial year, so that by 30 June it can be deposited, drawn up in compliance with Italian Law, as provided for by Article 13 of</p>	<p>Article 7 – Income, Funds, Financial Year and Budget</p> <p>7.3. The financial year runs from 1 January to 31 December of each year. Within 4 months of the end of the financial year, the Executive Committee shall prepare the "Financial Statements" to be submitted for the annual approval of the General Assembly - which is responsible for the assets - by 31 May of the year following the end of the financial year.</p>	<p>The Financial Statement do not need to be uploaded to the Danish Business Register. It will be shared with the Bank but there is no deadline for this.</p> <p>The “Social Balance Sheet” is not needed in Denmark.</p>



<p>Legislative Decree 117/2017 and its subsequent amendments.</p> <p>The Executive Committee will also be called upon to draw up the "Social Balance sheet" in the cases provided for in Article 14 of Legislative Decree 117/2017 or when it deem it appropriate. The Social Balance sheet, drafted in accordance with Italian law, will also have to be approved by the General Assembly.</p> <p>In addition to the Balance Sheet, Mission Budgets for the period between one Congress and the next and any related Final Accounts, on which the General Assembly will express an indicative and non-binding evaluation, may also be brought to the attention of the General Assembly at the World Congress.</p>	<p>In addition to the Balance Sheet, Mission Budgets for the period between one Congress and the next and any related Final Accounts, on which the General Assembly will express an indicative and non-binding evaluation, may also be brought to the attention of the General Assembly at the World Congress.</p>	
<p>Article 8 - Structure</p> <p>The governing body of this Association consists of:</p> <ol style="list-style-type: none"> 1. The General Assembly 2. The Executive Committee <p>The members of the Executive Committee are listed in Article 11.</p> <p>3. Body of Legal Control and Audit</p> <p>Only when the requirements of the Law are met or, failing that, when it deems it appropriate.</p>	<p>Article 8 - Structure</p> <p>The governing body of this Association consists of:</p> <ol style="list-style-type: none"> 1. The General Assembly 2. The Executive Committee <p>The members of the Executive Committee are listed in Article 11.</p>	<p>Body of Legal Control and Audit is not mandatory under Danish Law and can be removed from the definition of the structure of the Association.</p>
<p>9.1 Composition of the General Assembly</p> <p>The General Assembly consists of delegations of Members. Affiliates may be invited.</p>	<p>9.1 Composition of the General Assembly</p> <p>The General Assembly consists of delegations of Members registered in the member list of the Association. Affiliates may be invited.</p>	<p>Our legal adviser propose to add this sentence to refer to the list of members.</p>

<p>10.3 Functioning of the Executive Committee</p> <p>10.3.11 In order to comply with the laws of the Country where the Association has its seat, the management of accounting and corporate books shall be carried out by the Treasurer only in the case where they are residing in the town where ASSITEJ has its seat; otherwise, the Executive Committee shall nominate a Responsible Administrator (company or person) residing in the town where ASSITEJ has its seat and determine duties, powers and any fees. The Treasurer shall be responsible for reviewing the conduct of the Responsible Administrator in order to check that all deeds fully comply with the interests of the Association (see also Art. 11.5.9). If the Responsible Administrator is a company, an individual Administrator must also be identified within the company.</p>	<p>10.3 Functioning of the Executive Committee</p> <p>10.3.11 – Financial powers - The President, treasurer and Secretary General are authorised to represent the association in financial matters and to dispose of the association's funds via electronic self-service solutions, including online banking, mobile banking and payment cards. In addition, the Executive Committee may jointly appoint one or more persons to manage the association's funds via electronic self-service solutions, including online banking, mobile banking and payment cards. The Executive Committee's policy for financial transactions will ensure transparent financial procedures and allow the Executive Committee to audit the accounting.</p>	<p>This new version follows the recommendation of the Danish bank that ASSITEJ International will use. The financial policy will be informed by the Danish bank recommendations.</p>
<p>11.2.9 The President has powers of ordinary and extraordinary administration and may sign cheques, correspondence, applications, reports, contracts and other documents on behalf of the Association. The President is entitled to delegate some of these functions, totally or partially, to the Treasurer or to an appointed Administrator or to the Secretary General or to a member of the Executive Committee, with explicit mandate of the</p>		<p>This art is not needed under Danish law. The role of the president in financial matters is described in 19.3.11</p>

Executive Committee.		
<p>11.5 The Treasurer shall:</p> <p>11.5.9 Should some of the functions be delegated, in whole or in part, to the Responsible Administrator or to the individual Administrator with explicit mandate of the Executive Committee, the Treasurer shall have the obligation and the responsibility to review their work in order to ensure that each act is fully compliant with the interests of the Association, also having the right to request an external audit.</p>	<p>11.5 The Treasurer shall:</p> <p>11.5.9 Should some of the functions be delegated, in whole or in part, to other people, the Treasurer shall have the obligation and the responsibility to review their work in order to ensure that each act is compliant with the financial procedures of the Association, also having the right to request an external audit.</p>	<p>“Responsible administrator” and “Individual administrator” refer to definitions under Italian law.</p> <p>The “interests of the Association” is substituted by “financial procedures” of the Associations.</p>
<p>11.7 Body of Legal Control and Audit</p> <p>11.7.1 The General Assembly appoints the Control Body, also as a single member, when the requirements set out by the Law are met or (, in the absence of these, when it deems it appropriate.</p> <p>11.7.2. The members of the Control Body, to whom Art. 2399 of the Italian Civil Code applies, must be chosen among the categories of subjects listed in paragraph 2, Art. 2397 of the Italian Civil Code. In case of a collegial body, these requirements must be possessed by at least one of its members.</p> <p>11.7.3. The Control Body supervises compliance with the Law and the Articles of Association, as well as respect for the principles of proper administration, also with reference to the provisions of Legislative Decree no. 231 of 8 June 2001, if applicable, and the adequacy of the organisational, administrative and accounting structure and its actual functioning.</p>		<p>“Body of Legal Control and Audit” is an Italian term and legal requirement. The Executive Committee proposes to remove it.</p> <p>11.5.9 gives the treasurer the right to request an external audit.</p>



11.7.4. The Control body also monitors compliance with civic, solidarity and socially useful purposes, and certifies that any Social Balance sheet has been drawn up in compliance with ministerial guidelines. The Social Balance sheet acknowledges the results of the monitoring carried out by the Auditors.

The meetings of the Body of Legal Control and Audit are validly constituted when the majority of its members are present and resolutions are taken by the majority of those present.

11.7.5. The members of the Control Body may at any time proceed, even individually, to acts of inspection and control, and to this end, they may ask the directors for information on the progress of the company's operations or on specific affairs.

11.7.6. If the limits set forth in art. 31 of the Third Sector Code are exceeded, the Legal auditing of the accounts is assigned to the controlling body which, in this case, must be made up of legal auditors registered in the appropriate register, except in the case where the Assembly resolves to appoint a legal auditor or an auditing company registered in the appropriate register.

11.8 Liabilities


11.8.1 The members of the Executive Committee and other office bearers or members mandated by the Association in writing shall be indemnified by the Association shall be indemnified by the Association for all acts done by them in good faith on its behalf. It shall be the duty of the Association to pay all costs and expenses which any such person incurs or becomes liable for as a result of any

11.7 Liabilities

No member shall be personally liable for the obligations of the Association.

Our Danish consultant advises to change to this shorter definition of liability.

Renumbering

<p>contract or act done by them in their said capacity in the discharge in good faith of his or her duties on behalf of the Association.</p> <p>11.8.2 No member of the Executive Committee and other office bearer shall be liable for the acts, neglects or defaults of any other member or office bearer, or for any loss, damage or expense suffered by the Association which occurs in the execution of the duties of his or her office, unless it arises as a result of their dishonesty or wilful misconduct or gross negligence.</p>		
<p>Article 12 - Languages</p> <p>12.3 If the seat of the association is held in a country where English is not the language of communication, all essential official documentation will be translated into the language of the seat, as required by the laws of that country.</p>	<p>Article 12 - Languages</p> <p>12.3 If the seat of the association is held in a country where English is not the language of communication, all essential official documentation may be translated into the language of the seat, as required by the laws of that country.</p>	<p>In Denmark most documents can be provided in English.</p>
	<p>Transitory rule</p> <p>In order to bring the Constitution of the Association in line with Danish Law, the General Assembly delegates the Executive Committee to amend the Constitution of the Association in the articles in conflict with the regulations of Danish Law.</p> <p>Proxy is limited to this purpose only and for the limited time necessary to accomplish it. Once registration has been obtained, it will no longer be possible for the Executive Committee to modify the Constitution.</p>	<p>The EC proposes to add this clause in the case that adjustments need to be fine in the registration process.</p>