

PHCDK
Paint Horse Club Denmark

Approved by American Paint Horse Association, USA

Dette dokument indeholder vedtægter for Paint Horse Club Denmark

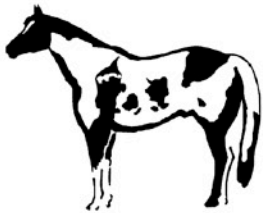
Side 2-8: Dansk

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This document describes the By-laws for Paint Horse Club Denmark

Page 2-8: Danish

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PHCDK
Paint Horse Club Denmark

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2012 Vedtægter for Paint Horse Club Denmark

Paragraf I: Navn, formål, hjemsted, tegning & regelbog

Stykke 1 Navn

Denne organisations navn er PAINT HORSE CLUB DENMARK. Officielt forkortet PHCDK.

Stykke 2 Formål

PAINT HORSE CLUB DENMARK skal til enhver tid drives og ledes som en ikke indbringende sammenslutning jævnfør gældende dansk lov om foreninger. PAINT HORSE CLUB DENMARKS formål er som følger:

- A. At udbrede kendskabet til og stimulere interessen for Paint Horses ved at fremme avlen såvel hvad angår racens bygning samt dens brugsegenskaber.
- B. At udbrede kendskabet til Paint Horses som race.
- C. At udbrede kendskabet til Paint Horses gennem heste shows, fornøjelses-, og turridning, væddeløb, og lignende aktiviteter af samme type.
- D. At udvise godt horsemanship samt god sportsånd.
- E. At udbrede kendskabet til alle kvaliteter hos Paint Horses samt the American Paint Horse Association, samt
- F. At fremme medlemskab på både dansk og internationalt plan.

Stykke 3 Hjemsted

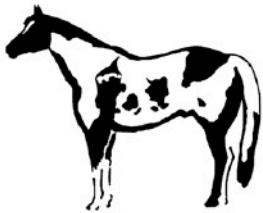
PAINT HORSE CLUB DENMARK dækker hele Danmark, men dens medlemmer kan være statsborgere i et hvilket som helst land. Klubbens adresse er den til enhver tids værende Presidents adresse.

Stykke 4 Tegning

Klubben tegnes af Presidenten i forening med sekretæren.

Stykke 5 Regelbog

For PAINT HORSE CLUB DENMARK gælder alle regler i den officielle regelbog fra AMERICAN PAINT HORSE ASSOCIATION i USA.



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Paragraf II: Medlemmer

Stykke 1 Medlemmer

Medlemskab skal være mulig for enhver, der kan tilslutte sig klubbens sigte, og som retter sig efter klubbens vedtægter samt vil overholde regler og regulativer vedtaget af klubben, og som vil medhjælpe til at viderebringe klubbens hensigter og formål.

Følgende medlemskab kan tegnes: Senior og junior. Junior medlemskab er for ugifte unge personer, atten (18) år eller yngre. I PHCDK henseende, regnes en persons alder pr. 1. januar for gældende hele det pågældende medlemskabsår.

De eneste medlemskabstyper er: Årligt eller 3 årligt enkeltmedlemskab og er begrænset til kun at gælde for faktiske personer. 3 årligt medlemskab betales forud.

Medlemskabsåret følger kalenderåret.

Bestyrelsen skal hvert år på den årlige generalforsamling have godkendt det kommende års medlemskontingent.

Stykke 2 Regnskabsår

Foreningens regnskabsår går fra 1. november til 31. oktober.

Stykke 3 Rettigheder

Alle medlemmer har lige rettigheder, interesser og ansvar vedrørende klubben og dens ejendom.

Medlemmerne hæfter ikke for gæld, som foreningen påtager sig.

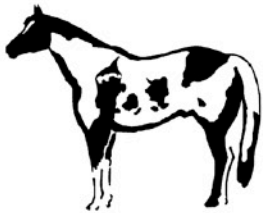
Stykke 4 Udmeldelse

Udmeldelse skal ske skriftligt til kassereren. Enhver gæld til foreningen skal være indfriet forinden.

Alle medlemmer modtager i begyndelsen af et nyt kalenderår en opkrævning for det pågældende års medlemskab. Hvis dette ikke betales, vil den pågældende person automatisk blive slettet som medlem af PHCDK.

Stykke 5 Disciplinær sag

Disciplinær sag mod et hvilket som helst medlem skal forelægges for the Executive Committee som beskrevet i APHA regelbogen. Alle medlemmer skal forud for en sådan aktion informeres om deres forestående sag og skal gives en chance for at optræde personligt for en sådan disciplinær komité. En sådan sag vil man påberåbe sig, hvis man bryder PHCDK eller APHA regler eller ved handlinger som kaster skygge over denne organisation eller Paint Horse racen. Enhver som bliver suspenderet af APHA er automatisk suspenderet hos PHCDK.



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Stykke 6 Beslutningsdygtigt antal

De fremmødte stemmeberettigede medlemmer udgør et beslutningsdygtigt antal ved et medlemsmøde.

Med undtagelse af, hvad der er bestemt andetsteds i klubbens vedtægter, skal beslutninger på ethvert medlemsmøde altid afgøres ved simpel stemmeflertal, inden de kan træde i kraft.

Kun senior medlemmer har stemmeret.

Kun medlemmer har taleret på generalforsamlingen.

Officerer og bestyrelsesmedlemmer skal være betalende medlemmer af PHCDK i indeværende kalenderår.

Eventuelt nyvalgte officerer og bestyrelsesmedlemmer, som ikke hidtil har været medlem af PHCDK, behøver dog ikke at betale for de sidste måneders medlemskab fra og med datoen, hvor de blev valgt og året ud.

Afstemning gennem fuldmagt eller overdragelse af sin stemme under fravær til en anden person er ikke lovligt.

Stykke 7 Generalforsamlingen

Der skal indkaldes til en årlig generalforsamling, hvor tidspunkt og sted er planlagt af bestyrelsen. Alle stemmeberettigede medlemmer skal mindst 2 uger forud for den årlige generalforsamling have skriftlig indbydelse, som oplyser om dato, tidspunkt, sted og dagsorden for mødet. Indbydelsen samt alt øvrigt materiale, herunder regnskab, budget mv., sendes elektronisk til den af medlemmet oplyste e-mail adresse.

Den årlige generalforsamling skal finde sted senest 1. december forud for den kommende sæson.

Generalforsamlingen skal foregå under god ro og orden.

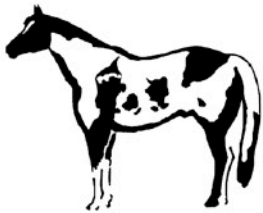
A. Dagsorden

1. Valg af dirigent og referent.
2. Aflæggelse af beretning.
3. Fremlæggelse og godkendelse af revideret regnskab.
4. Fremlæggelse og godkendelse af budget.
5. Godkendelse af næste års medlemskabsgebyr.
6. Evt. forslag fra bestyrelse og medlemmer.
7. Valg af Officerer og bestyrelsesmedlemmer.
8. Nedsættelse af evt. udvalg.
9. Eventuelt.

B. Forslag, der ønskes behandlet på generalforsamlingen, skal være indsendt til foreningen inden 1. oktober forud for den kommende sæson.

En kopi af det reviderede regnskab, budgetoplæg samt forslag fra bestyrelsen og medlemmer udsendes til samtlige medlemmer senest 14 dage før generalforsamlingen.

C. Ekstraordinær generalforsamling kan indkaldes af Præsidenten eller af et flertal af bestyrelsen hvis dette skønnes nødvendigt og forudsat, at alle medlemmer er blevet skriftligt adviseret som anvist i stykke 7.



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Paragraf III: Bestyrelse

Stykke 1 Medlemmer af bestyrelsen

Bestyrelsen skal bestå af de valgte klub officerer samt 2 bestyrelsesmedlemmer.

Stykke 2 Bestyrelsens kompetence og bemyndigelser

PAINT HORSE CLUB DENMARKS drift og ejendom skal kontrolleres og varetages af bestyrelsen. Bestyrelsen har kompetence og autoritet til at indføre, ændre, ophæve, håndhæve regler og regulativer (dog ikke i modstrid med Dansk lovgivning og altid under hensyntagen til, at den er en "Juridisk person"), når dette skønnes hensigtsmæssigt, hvad angår:

- A. Varetagelsen, ledelsen og aktiviteterne der foregår i PAINT HORSE CLUB DENMARK;
- B. Fjernelse, suspendering af officers og bestyrelsesmedlemmer;
- C. Optagelse, klassificering, kvalificering, suspendering og bortvisning af medlemmer;
- D. Fastlæggelse og opkrævning af afgifter og gebyrer;
- E. Udgifter;
- F. Revision af regnskaber og journaler;
- G. Tildele ærespræmier og anerkendelser;
- H. Ledelse af shows, konkurrencer, udstillinger, væddeløb, auktioner og sociale funktioner og andre detaljer i relation til de generelle hensigter med PAINT HORSE CLUB DENMARK; samt at
- I. Etablere udvalg og/eller specielle komitéer.

Stykke 3 Bestyrelsesmøder

Bestyrelsen skal mødes regelmæssigt og indkaldes af Presidenten eller et flertal af bestyrelsesmedlemmerne.

Afstemning gennem fuldmagt eller overdragelse af sin stemme under fravær til en anden person er ikke lovligt på et almindeligt eller ekstraordinært bestyrelsesmøde.

Et flertal af bestyrelsesmedlemmerne skal være tilstede for at være beslutningsdygtigt. Ingen beslutninger kan gennemføres, hvis der ikke er et beslutningsdygtigt antal tilstede, dog med den undtagelse, at man kan beslutte at udsætte mødet til et nyt tidspunkt, hvor der så skal være et beslutningsdygtigt antal tilstede.

Beslutninger på ethvert bestyrelsesmøde skal altid afgøres ved simpel stemmeflertal, inden de kan træde i kraft.

Bestyrelsesmøder skal gennemføres i god ro og orden.



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Paragraf IV: Officerer og pligter

Stykke 1 Officerer

Officerer i PAINT HORSE CLUB DENMARK skal være President, Sekretær og Kasserer.

Stykke 2 Pligter

A. **Presidenten:** Presidenten i PAINT HORSE CLUB DENMARK er den overordnede administrative officer og skal være tilstede ved alle bestyrelsesmøder samt ved generalforsamlingen. Skal endvidere kunne udføre alle de øvrige pligter og varetage de ansvarsområder, der pålægges af bestyrelsen.

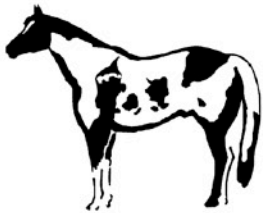
B. **Sekretær:** Sekretæren fører protokol af alle bestyrelsesmøder, og generalforsamlingen hos PAINT HORSE CLUB DENMARK samt registrerer de fremmødte medlemmer ved sådanne møder. Skal endvidere kunne udføre alle de øvrige pligter og varetage de ansvarsområder, der pålægges af Presidenten eller bestyrelsen. Skal indsende alle de officielle rapporter, der er foreskrevet. Sekretæren skal endvidere være tilstede ved alle bestyrelsesmøder og generalforsamlinger som Presidentens afløser, hvor denne ikke har mulighed for at være tilstede.

C. **Kasserer:** Kassereren skal indsamle, deponere og udbetale penge for PAINT HORSE CLUB DENMARK som foreskrevet af bestyrelsen. Skal udfærdige og gennemgå de årlige regnskaber og budgetter for indtægter og udgifter for det kommende regnskabsår samt udsende disse til alle stemmeberettigede medlemmer. Skal endvidere kunne udføre alle de øvrige pligter og varetage de ansvarsområder, der pålægges af Presidenten eller bestyrelsen.

Stykke 3 Fravær

Ved fravær i blandt officererne eller de øvrige bestyrelsesmedlemmer i PAINT HORSE CLUB DENMARK, skal disses funktioner besættes med et af de øvrige bestyrelsesmedlemmer indtil den pågældendes valgperiode udløber, og en sådan afløser skal acceptere og påtage sig alle pligter som stedfortræder i den pågældende funktion.

Hvis der her er tale om Presidentens funktion, skal Sekretæren automatisk indtræde som President, og det bliver dermed Sekretærens funktion, der skal besættes med en stedfortræder.



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Paragraf V: Valg af officerer og bestyrelse

Stykke 1 Opstilling

Presidenten skal udpege en opstillingskomité senest 2 måneder forud for en generalforsamling. Opstillingskomitéen skal forberede og præsentere en kandidatliste for hver af de officersfunktioner og bestyrelsesposter, der er på valg og denne liste skal være godkendt senest 1 måned forud for den årlige generalforsamling.

Yderligere kandidater kan stilles under den årlige generalforsamling.

Stykke 2 Valg

Valg af officerer og bestyrelsesmedlemmer foretages på den årlige generalforsamling. Afstemningen skal være skriftelig. Stemmesedler med de opstillede kandidater uddeles eller præsenteres for alle stemmeberettigede medlemmer.

Afstemning gennem fuldmagt eller overdragelse af sin stemme under fravær til en anden person er ikke lovligt.

Kun senior medlemmer har stemmeret.

- A. Først vælges Presidenten. Stemmesedlerne tælles for hver enkelt officer, inden der fortsættes til næste afstemning, således at de ikke valgte kandidater er nominerede til den efterfølgende funktion i rækkefølgen.
- B. Den kandidat, der får flest stemmer, bliver valgt.
- C. Resultatet af valget skal indberettes til APHA inden 1. januar.

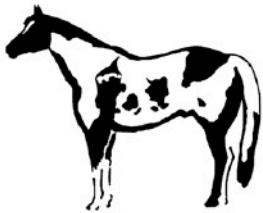
Stykke 3 Valgperiode

Officerer skal besætte sin funktion i 2 år eller indtil deres afløser er behørigt valgt og kvalificeret. Officielle pligter skal være afsluttet senest 1. januar.

Paragraf VI: Ændring af vedtægter

Stykke 1 Ændring

Disse vedtægter for PAINT HORSE CLUB DENMARK kan ændres eller revideres hvis 2/3 stemmer for under den årlige generalforsamling.



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Paragraf VII: Erstatning

Stykke 1 Erstatning

Enhver Officer, ethvert bestyrelses- og komitémedlem af PAINT HORSE CLUB DENMARK skal være forsikret af PAINT HORSE CLUB DENMARK mod alle udgifter, udbetalinger og forpligtelser som han/hun pådrager klubben i forbindelse med/eller som følge af de handlinger, påtagelser eller fremgangsmåder, som han/hun kan drages til ansvar for, mens han eller hun er eller har været bestyrelsesmedlem, Officer, eller komitémedlem, undtagen i de forhold, hvor det er forårsaget bevidst mislighold eller uærlighed af den pågældende Officer, bestyrelses- eller komitémedlem. Ovennævnte rettigheder om erstatningssikring skal kunne dække beløb, som kan komme til udbetaling til dækning af enhver handling, påtagelse eller fremgangsmåde, når disse foregår og opstår i klubbens interesse.

Ovennævnte rettigheder skal være i tillæg til enhver anden bemyndigelse som den pågældende Officer, bestyrelses- eller komitémedlem er i besiddelse af, inden for lovens rammer.

Paragraf VIII: Opløsning

Stykke 1 Opløsning

I tilfælde af foreningens opløsning skal bestyrelsen sørge for, efter at have betalt eller have lavet status over alle foreningens skyldige betalinger, at disponere alle foreningens aktiver mellem de stemmeberettigede medlemmer. American Paint Horse Association, Fort Worth, Texas, U.S.A. skal informeres.

Disse vedtægter er godkendt:

Måned, år: November 2010

Rettet Paragraf (fer):

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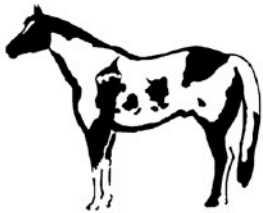
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Dato: 4. november 2012



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2012 By-laws for Paint Horse Club Denmark

Article I: Name, Purpose, Location, Corporate Seal & Rulebook

Section 1 Name

This organization shall be named the PAINT HORSE CLUB DENMARK. The official abbreviation shall be PHCDK.

Section 2 Purpose

The PAINT HORSE CLUB DENMARK shall at all times be operated and conducted as a non-profit association in accordance with the laws of Denmark. The purposes of the PAINT HORSE CLUB DENMARK are as follows:

- A. To promote and stimulate interest in the Paint Horse by encouraging Paint breeding for confirmation and ability.
- B. To promote the Paint Horse as a breed.
- C. To promote the Paint Horse through horse shows, pleasure and trail riding, racing and all other activities of the same nature.
- D. To promote good horsemanship and good sportsmanship.
- E. To educate the public about the qualities of the Paint Horse and to the American Paint Horse Association, and
- F. To encourage membership in both Denmark and other foreign countries

Section 3 Location

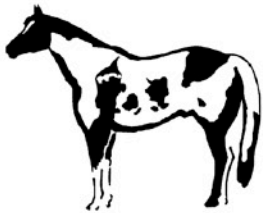
The PAINT HORSE CLUB DENMARK shall include all Denmark, but its members may be residents of any country. The office of the Club shall be the address of the duly elected President.

Section 4 Corporate Seal

The seal of the corporation shall be maintained in the custody of the President and the Club secretary.

Section 5 Rulebook

The PAINT HORSE CLUB DENMARK will abide by the official Rulebook of THE AMERICAN PAINT HORSE ASSOCIATION USA.



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Article II: Members

Section 1 Members

Membership shall be open to all persons who subscribe to the aims of the Club, abide by the by-laws, rules and regulations of the Club and assist in furthering the aims and objectives of the Club.

Membership categories are the following: Adult and youth. Youth membership is available to unmarried youths eighteen (18) years of age or younger. For PHCDK purposes the age of an individual on January 1st shall be maintained throughout the entire membership year.

The only types of membership are annual or 3 year single membership and are limited only to natural persons. 3 year membership must be paid in advance.

The membership year follows the calendar year.

The Board of Directors shall have the membership fee for the coming year accepted by the members each year at the Annual Meeting.

Section 2 Financial year

The Financial year of the club will be from November 1st till October 31st.

Section 3 Rights

All members shall have equal rights, interest and responsibility with respect to the club and its property.

Members are not responsible for club debts run up by the officers.

Section 4 Resignation

If a member would like to leave the PHCDK he/she must put it in writing to the Treasurer and pay any money owed to the club.

All members will beginning of a new calendar year receive a charge form for the current year's membership. If this will not be paid, the said person will automatically be removed as a member of PHCDK.

Section 5 Disciplinary action

Disciplinary action to any member shall be taken by the Executive Committee as laid out in the APHA Rule Book. All members shall be given prior notice of their proposed action and shall be given a chance to appear in person before such Disciplinary Committee. This action will be invoked by the breaking of PHCDK or APHA rules or actions causing a bad reflection on this organization or the Paint Horse breed. Anyone suspended by the APHA is automatically suspended by the PHCDK.



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Section 6 Quorum

The members present shall constitute a quorum for the purpose of doing business at membership meetings.

Except as provided elsewhere in the by-laws, a simple majority vote of the members present at any meeting of the membership shall be sufficient to approve any matter brought before the membership for action.

Only adult members in good standing will be permitted to vote.

Only members are allowed to speak at annually meeting.

Officers and Directors must pay their current membership of PHCDK.

Eventually newly elected officers and Directors who recently not was not a member of PHCDK, do not have to pay for the last months membership from the date they were elected and that year out

Absentee or vote by proxy will not be allowed at any annual or special membership meeting.

Section 7 Annual Meeting

There shall be an annual meeting of the membership at a time and place established by the Board of Directors. All members in good standing shall receive written notice of the meeting to include date, time, place and agenda, a minimum of 2 weeks in advance of the meeting. The written notice of the meeting and all attachments, including copy of accounts, budget etc. will be sent by e-mail to the e-mail address informed by the member.

The Annual Meeting shall be arranged no later than December 1st before the coming Season.

Membership meeting shall be governed by "Roberts Rules of Order".

A. Agenda

1. Choice of Chairman and Reporter.
2. A report from the President.
3. Presentation and approval of Accounts.
4. Presentation and approval of Budget.
5. Approval of next years membership fee.
6. Suggestions from Board of Directors and Members.
7. Election of new Officers and Board of Directors.
8. Choice of Section Committees.
9. Discuss and put forward new subjects.

B. Any members wishing to have suggestions looked at, should put them in writing and forward them to one of the officers before October 1st.

A copy of the accounts will be sent to all members along with the Budget and suggestions from the Board of Directors and members no later than 14 days before the Annual Meeting.

C. Special membership meetings may be called by the President or by a majority of the Board of Directors if deemed necessary and provided all members have been notified in writing as stated in section 7.



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Article III Board of Directors

Section 1 Members

The Board of Directors shall be consisted of the elected officers of the club and 2 Directors.

Section 2 Power and authority of the Board

The business and property of the PAINT HORSE CLUB DENMARK shall be controlled and managed by the Board of Directors. The Board of Directors shall have the power and authority to adopt, amend, repeal and enforce such rules and regulations, (not contrary to the laws of Denmark or the Certificate of Incorporation or these By-laws) as they may deem expedient concerning the:

- A. Conduct, management and activities of PAINT HORSE CLUB DENMARK.
- B. Removal or suspension of officers and Directors.
- C. Admission, classification, qualification, suspension and expulsion of members.
- D. Fixing and collection of dues and fees.
- E. Expenditure of monies.
- F. Auditing of books and records.
- G. Awarding of year-end awards and recognition.
- H. Conducting of shows, contests, exhibition, races, sales and social functions and other details relating to the general purposes of the PAINT HORSE CLUB DENMARK, and
- I. Establishing standing and / or special committees.

Section 3 Board of Directors meetings

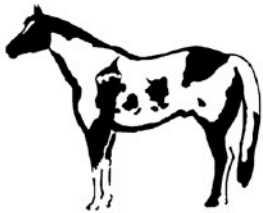
The Board of Directors shall meet regularly and at the call of the President or majority of Board members.

Absentee or vote by proxy will not be allowed at any regular or special Board meeting.

A majority of the Board of Directors shall constitute a quorum for the purpose of conducting business. No business shall be conducted without a quorum present with exception of adjourning until a quorum is present.

A simple majority vote of the Board members shall be sufficient to approve any matter brought before the Board for action.

Board of Directors meeting shall be governed by "Roberts Rules of Order".



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Article IV: Officers and Duties

Section 1 Officers

The Officers of the PAINT HORSE CLUB DENMARK shall be the President, Secretary, and Treasurer.

Section 2 Duties

A. President: The President of PAINT HORSE CLUB DENMARK shall be the chief executive officer and shall preside at all meetings of the Board of Directors and the general membership. Shall perform all such other duties and responsibilities as may be assigned by the Board of Directors.

B. Secretary: The Secretary record minutes of all Board of Director and general membership meetings of the PAINT HORSE CLUB DENMARK and member attendance at such meetings. Shall perform all such other duties and responsibilities as assigned by the President or Board of Directors. Submit all official reports as required. The Secretary shall preside at meetings of the Board of Directors and general membership in absence of the President.

C. Treasurer: The Treasurer shall collect, deposit and disburse monies of the PAINT HORSE CLUB DENMARK as prescribed by the Board of Directors. Shall prepare and review the annual financial report and budget of estimated income and expenditures for the coming year and forward to all members in good standing. Shall perform all such other duties and responsibilities as assigned by the President or Board of Directors.

Section 3 Vacancies

All vacancies in the officers or Directors of the PAINT HORSE CLUB DENMARK shall be filled by the Board of Directors for the unexpired term and those appointed shall serve until the election and acceptance of their duly qualified successors.

If the office involved is the President, the Secretary shall automatically succeed to the Presidency and the vacancy to be filled shall be that of the Secretary.



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Article V: Election of Officers and Directors

Section 1 Nomination

The President shall appoint a nomination Committee 2 months prior to the annual membership meeting. The Nominating Committee Chairman shall prepare and present a slate of nominees for each office and director positions to be elected to the Board of Directors for approval 1 month prior to the annual membership meeting.

Additional nominees can be accepted from the floor at the annual membership meeting.

Section 2 Election

The election of officers and Directors will be conducted at the annual membership meeting. Voting shall be by written ballot. Ballots with the slate of nominees are handed out or presented to the members in good standing.

Absentee or proxy voting will not be allowed.

Only adult members in good standing will be permitted to vote.

A. Elections shall begin with the President. Ballots will be counted for each officer prior to moving on to subsequent offices so that nominees not elected for a position may be nominated for subsequent office and / or director positions.

B. The nominee receiving a simple majority of votes shall be elected.

C. Results of the election shall be forwarded to the APHA office before January 1st.

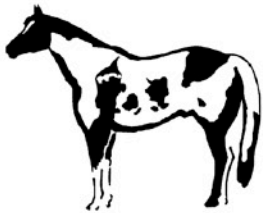
Section 3 Term of Office

Officers shall serve for a term of 2 years or until their successor is duly elected and qualified. Official duties shall be assumed at January 1st.

Article VI: Amendments

Section 1 Amendments

These by-laws of the PAINT HORSE CLUB DENMARK may be amended or revised by vote of 2/3 at the annual membership meeting.



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Article VII: Indemnification

Section 1 Indemnification

Each Officer, director and committee member of the PAINT HORSE CLUB DENMARK shall be indemnified by the PAINT HORSE CLUB DENMARK against all costs, expenses and liabilities reasonably incurred by him/her in connection with/or resulting from any action, suit or proceeding to which he/she may be made a party by reason of his or her being or having been a director, officer or committee member of the Club, except in relation to matters which shall have been occasioned by the willful misconduct or dishonesty of such officer, director or committee member.

The foregoing right indemnification shall cover amounts paid in settlement of any such action, suit or proceeding when such settlement appears to be in the interest in the Club. The foregoing rights shall be in addition to any other rights to which such officer, director or committee member may be entitled as a matter of law.

Article VIII: Dissolution

Section 1 Dissolution

Upon the dissolution of the corporation, the Board of Directors, shall, after paying or making provision for the payment of all the liabilities of the corporation, dispose all the assets of the corporation between the members in good standing. The American Paint Horse Association, Fort Worth, Texas, U.S.A. shall be informed.

By-laws adopted:

Month, year: November, 2010

Amended Article (s):

II, and
II, and
II

Section (s):

1, and
6, and
7

Date: November 4, 2012