

On the basis of the Ordinance No. 26/2000 of the Romanian Government regarding associations and foundations, published in the Official Gazette of Romania on 31<sup>st</sup> January 2000, The General Constituent of the Association "The National Society for Medical Engineering and Biological Technology" brought forward on its session on 2<sup>nd</sup> June 2000 the following

## **STATUTE**

### ***I. GENERAL REGULATIONS***

Article 1. The association "The National Society for Medical Engineering and Biological Technology" is an independent, interdisciplinary scientific organization nature which promotes collaboration, research, the application of knowledge and the dissemination of information about the use of modern technology in medical, clinical and biological engineering. The members of the association are voluntarily united specialists, experts, as well as other citizens who may be interested in the development and stimulation of Biomedical Engineering. The association "The National Society for Medical Engineering and Biological Technology" is a national society, which may become a member with equal of other related occupational societies.

Article 2. The association is a legal entity, under the law. Its name is: „Societatea Națională de Inginerie Medicală și Tehnologie Biologică” (English: National Society for Medical Engineering and Biological Technology). The address of the association is in Cluj-Napoca, str. Baritiu, No. 25. Center of Medical Engineering, Technical University of Cluj Napoca. The association is set up for an undetermined time. The association has its own seal of circular shape, containing the following inscription: "Societatea Națională de Inginerie Medicală și Tehnologie Biologică Română".

Article 3. The activities of the association are based on the principle of openness, meaning that:

- it informs the public about its works;
- the meetings of the leading organs of the association are open to the representatives of interested establishments and organizations as well as to the representatives of the media and other interested in the subjects discussed.

### ***II. OBJECTIVES AND AIMS OF THE ASSOCIATION***

Article 4. As technical, scientific and interdisciplinary organization, the association has the following aims and objectives:

- it participates in the development and implementation of the policy of stimulation of biomedical engineering in Romania;

- collaborates in the coordination of professional training of engineers and technicians in the field of biomedical engineering;
- stimulates the creative scientific initiative in the field of medical and biological engineering;
- organizes national and international conferences;
- stimulates international collaboration and cooperates with similar national and international associations for the development of biomedical science and technology;
- stimulates and collaborates to the issuing of publications such as professional articles, research reports, journals, books in its field of activity;
- offers advice on issuing the rules, regulations and standards which concern the development and application of biomedical engineering;
- generates and disseminates information in the technical, medical and biological community;
- assumes the part of a national forum for the exchange of ideas and concepts.

Article 5. To achieve its goals, the association collaborates with:

- other associations and active Biomedical Engineering societies from Romania and abroad;
- The Ministry of National Education from Romania;
- The National Agency for Science, Technology and Computing;
- The Romanian General Association of Engineers;
- The Ministry of the Youth and Sports;
- other establishments and companies which agree with the goals and intentions of the association.

### ***III. MEMBERSHIP***

Article 6. Membership of the association is open to any citizen of Romania, especially engineers, doctors, biologists, pharmacists, technicians and other professional categories whose activity relates to the activity of the association and who agree with its statute. The quality of Romanian citizen is not restrictive. Acceptance of membership is confirmed by the Executive Council on basis of the completed application from the candidate. Upon the suggestion of the Executive Council, the General Assembly of the association can select Honorary Members of the National Society for Medical engineering and Biological Technology, for special scientific, professional achievements and reputation.

Article 7. Members are granted the following rights:

- to be informed about the programme, activity and management of the association;
- to participate in all the activities of the association;
- to elect and be elected into all organs of the association;

Article 8. Members have the following responsibilities:

- to contribute actively to the achievement of the goals of the association;
- to implement the decisions of the organs of the association;
- to safeguard information considered as state, military, official or business secret;

- to pay the membership subscription regularly.

Article 9. Membership of the association cease:

- on written resignation;
- on expulsion;
- on cessation of the activity of the association.

The decision of expelling an individual is taken by the Executive Council. A formal complaint against it can be submitted to the General Assembly of the association which makes the final decision.

#### ***IV. ORGANIZATION OF THE ASSOCIATION***

Article 10. The organs of the association are:

- The General Assembly;
- The Executive Council;
- The Treasurer;
- The Censor;
- The Board of Supervisors.

#### ***THE GENERAL ASSEMBLY***

Article 11. The General Assembly is the highest organ of the association and consists of all the members of the association. As a rule, the General Assembly is summoned once a year upon the request of at least one third of the members of the association. The invitation to attend the session of the General Assembly has to be sent to the members at least 15 days prior to the session.

Article 12. The functions of the General Assembly are:

- to establish the strategy and the general objectives of the association;
- to amend the Constitution and the Statute;
- to pass the budget and the balance sheet;
- to elect and revoke the members of the Executive Council;
- to elect and revoke the treasurer and the censor;
- to elect and revoke the members of the Board of Supervisors;
- to elect representatives of the association as members of related international societies;
- to decide the amount of the membership subscription;
- to decide on the cessation and dissolution of the association as well as the destination of its assets after cessation.

Article 13. The works of the General Assembly are presided by a presidency elected from the members attending the session. The decisions of the General Assembly are lawful if more than a third of the members are present. The decisions are made with the majority of votes of the members presents, by public voting except for the election of leading organs. In order to amend

the statute as well as to cease the activity of the association, a majority of two thirds of the member's presence is necessary.

### ***THE EXECUTIVE COUNCIL***

Article 14. The Executive Council ensure the implementation of the decision made by the General Assembly. It consists of 9 (nine) members elected by the General Assembly. The General Assembly elects by direct vote the President, the vice-president, the secretary general and the treasurer. The chairman of the Board of Directors is at the same time and the president of the association. The president of the Executive Council is at the same time, the president of the association. He can be re-elected after a 4 (four) year mandate.

Article 15. The Executive Council has the following competences:

- decides the summoning of the General Assembly and prepares the agenda;
- puts forward to the General Assembly the activity report for the previous period, the implementation of the budget, the balance sheet, the project of the financial plan and the project of the association programs;
- carries out the decisions of the General Assembly;
- controls the activity of the association between two sessions of the General Assembly;
- decides on the financial, material and technical transitions within the frames of the approved financial plan;
- performs the duties provided by law.

Article 16. The members of the Executive Council meet whenever it is necessary but at least twice a year. The Executive Council has a right to make decision on condition at least half of the members are present. For a decision to be made, the majority of votes is necessary. Minutes of the proceedings of each meeting shall be kept.

The members of the Executive Council are personally and collectively responsible for their activity in the association. If one or all members of the Executive Council act contrary to the purposes and objectives of the association or not according to the statute, they can be revoked before the expiration of the mandate by a similar procedure to the one used for elections.

### ***THE PRESIDENT***

Article 17. The rights, duties and fields of activity of the president are:

- he represents and acts on behalf of the association "The National Society for Medical Engineering and Biological Technology" in the relationships with other establishments and organizations of the state;
- is the financial ordered-issuing authority;
- prepares and coordinates the activity of the Executive Council;
- signs the official papers (including financial ones) of the association;
- ensures the lawful completion of the duties of the association;
- is responsible for his activity to the General Assembly and the Executive Council.

### ***THE VICEPRESIDENT***

Article 18. The rights, duties and fields of activity of the vice-president are:

- he helps the president at his work;
- coordinates the activity of professional sections;
- carries out other duties delegated by the president;
- is responsible for his activity to the General Assembly and the president;
- has all the rights and obligations of the president in his absence.

### ***THE SECRETARY GENERAL***

Article 19. The secretary general is the person with professional authority elected by the General Assembly in charge with the administration, practical leadership and other technical issues of the association. He is the executive organ of the association.

The rights and responsibilities of the secretary general are:

- he helps the president and vice-president in their activity;
- organizes and prepares the activities by the General Assembly and the Executive Council;
- coordinates the activity of issuing professional articles, research reports, journals, books;
- is involved in the improvement of the curricula for the education of those interested in biological and medical engineering;
- gives consultancy on issuing rules, regulations and standards concerning the development and implementation of biomedical engineering;
- performs the duties of the president and the vice-president in their absence;
- is responsible for his activity to the president and the Executive Council.

The secretary general has the duty to keep update and make available the following documents for the Executive Council and the General Assembly:

- the file with the minutes of the General Assembly sessions;
- the statute and the Constitution document;
- the file with the names the addresses and the professional qualifications of the members of the association;
- the file with the names and addresses of the honorary members of the association.

### ***THE TREASURER***

Article 20. The treasurer collects the subscription from the members of the association as well as other financial and material means. He is responsible for cashing and payments of any kind. He is responsible to the Executive Council and the General Assembly for the financial management of the association.

## ***THE CENSOR***

Article 21. The internal financial control of the association is carried out by a censor.

Article 22. In case the association has more than 100 members until the latest session of the General Assembly, the internal financial control is carried out by a board of censors.

Article 23. The responsibilities of the censor or the board of censors are as follows:

- he controls the administration of the assets of the association;
- prepares reports for presentation to the General Assembly;
- can participate in the meetings of the Executive Council without having a right to vote;
- controls the way the material and the financial means are used;
- check the payments and cashing of any kind;
- checks the book-keeping and the conformity of the data in the books;
- carries out all duties stipulated in the statute are established by the General Assembly.

Article 24. The Board of Censors consists of an odd number of members, the majority being associates. The members of the Executive Council have the quality of censors.

Article 25. The censor or the board of censors has a four years mandate.

Article 26. The board of censors does not depend on the Executive Council and is responsible for its activity only to the General Assembly.

Article 27. On the request of the censor or the board of censor, all members who keep, use or administer the material and financial assets of the association have the obligation to present these values and the necessary documents for checking, to give data, information and written or several explorations concerning the objectives of the check.

Article 28. In performing the attributions specified in the statute, the Board of Censors has the following obligations:

- to carry out the administrative control, at least once a year;
- to keep minutes of each control;
- to propose measures in order to prevent or eliminate the irregularities, to retrieve the losses and establish responsibilities according to law.

## ***THE BOARD OF SUPERVISORS***

Article 29. The Board of Supervisors consist of 3 (three) members and is elected by the General Assembly. The competences of the Board are as follows:

- it coordinates the application of the provisions of the statute and the decisions of the General Assembly;
- controls the correctness of the transactions concluded by the association;

- controls the implementation of the programmes and activities proposed by the association;
- controls how the members of the association respect the discipline implicitly accepted by membership. Disciplinary misconduct refuse to:
  - actions contrary to the provisions of the statutes, the decisions of the General Assembly and the Executive Council;
  - superficial accomplishment of the duties stipulated by the statutes or the decision of the association leadership;
  - conduct, attitude or statements which can damage the reputation of the association.
- The penalties applied to the members of the association the Board of Supervisors are:
  - warning;
  - public warning with temporary suspension of duties;
  - expulsion from the association.

In case of irregularities, the Board of Supervisors has to report to the president and/or the Executive Council. If the irregularities are not eliminated within a determined period of time, the Board of Supervisors is to refer the case to the General Assembly.

Article 30. Members of the Board Supervisors cannot be members of the Executive Council at the same time.

## ***V. ASSETS. INCOME OF THE ASSOCIATION***

Article 31. The yearly membership subscription is of 100 lei

Article 32. The initial assets of the association are of 5.000.000 lei received by the association from the following members.

Article 33. The income of the association consists of:

- the membership subscription;
- interest and dividends obtained from legal investment of the available sums;
- donations, sponsorships or legacy;
- funds from the state budget and/or the local budget;
- other legal income.

This income is administrated according to the program and the financial plan passed by the General Assembly. Each General Assembly session will discuss and pass a financial report. The assets of the association are administered by the Executive Council.

## ***VI. AMENDMENTSTO THE CONSTITUTION DOCUMENT THE STATUTE***

Article 34. Amendments to the Constitution and the statute are possible upon the suggestion of the Executive Council or on the request of at least one third of the number of members of the association.

The suggestion for the amendment of the statutes has to be written and forwarded to the General Assembly at least 30 days before the session. All the members of the association must be informed about the suggested amendment.

## ***VII. DISSOLUTION OF THE ASSOCIATION***

Article 35. The association is dissolved:

- when it cannot achieve the goals which prompted its setting up;
- when the General Assembly and the Executive Council have not been constituted in compliance with the statute of the association for more than a year since dead line for their constitution;
- as a decision of the General Assembly or by reduction of membership to less than 10 (ten); the dissolving decision has to be voted by two thirds of the members of the association.

Article 36. In case of the dissolution of the association, the assets which result from it cannot be the property of a natural persons. They can become the property of a private or public legal person having an identical or similar aim.

## ***VIII. FINAL PROVISIONS***

Article 37. This statute was accepted and voted by the General Assembly on 2<sup>nd</sup> June 2000; the association goes into effect by its registration in the Register of Associations and Foundations of Cluj Napoca judicature.

Cluj-Napoca, 2<sup>nd</sup> June 2000

President

Secretary General