

elsa

The European Law Students' Association
THE NETHERLANDS

**A M S T E R D A M
WORKING MATERIALS**





NATIONAL
COUNCIL
MEETING **LXXI**
22 - 23 - 24 SEPTEMBER
AMSTERDAM

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FOREWORD

Dear Participants,

In these working materials you can find all necessary information concerning the first National Council Meeting of ELSA the Netherlands of the term 2017/2018. Before your arrival, please read this document thoroughly and prepare what is being asked.

In the annex, you can also find our One Year Operational Plan, so that you already know in advance what can be expected from us in the upcoming year. Moreover, annex also includes the proposal from the national board that aim to amend out regulations.

We are looking forward to meeting you all!

Warmest Regards,

Eva, Žaneta, Tessa, Horatiu
ELSA the Netherlands 2017/2018



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GENERAL OVERVIEW

Friday, 22nd of September

Arrival in Huizen
Opening Plenary
Dinner
Social Programme

Saturday 23rd of September

Breakfast
Workshops
Lunch
Workshops/International Programme
Dinner
Social Programme

Sunday 24th of September

Breakfast
Final Plenary
Lunch
Departure

You are expected to be on time at all the workshops and plenaries, be prepared for each workshop (if requested) and pay the participation fee when an invoice is issued by the hosting local group.



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IMPORTANT INFORMATION

Important phone numbers/contact e-mail addresses:

Chanym Alekperova – +31 630196221 Head of the OC, Secretary General ELSA
Amsterdam

secgen@elsa-amsterdam.nl

Żaneta Chrostowska – +31 613224260 Secretary General ELSA the Netherlands

secgen@elsa-thenetherlands.org

What is included in the price:

- Accommodation (everyone has their own bed in the large shared room)
- Food/drinks
- Social Programme (incl. all (non)alcoholic beverages)
- Rent of plenary rooms, equipment.

What are you expected to bring with you:

- Local drink
- Formal clothes for the plenaries
- Towel + sleeping bag
- Great mood
- For marketeers: Laptop with Photoshop!



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ACCOMODATION + ARRIVAL INFORMATION

Everyone is expected to be present of Friday, 22nd of September at 17:00 in **Huizen**. The plenary will start at **17:30**, due to the requirements from the accommodation owners, we can only check in in the place at 17:00. Therefore, everyone is expected to come prepared for the plenary (formal attire), so we won't cause any delays.

If you arrive with the public transport, the best way to get there is to take the train to the **Hilversum** station and after that take the **bus 108** direction **Huizen via Laren** and get off at the **Huizerhoogt** stop. From there, walk to **Woensberweg 5, 1272JP Huizen**.

Address: **Woensberweg 5, 1272JP Huizen**.

<https://www.groepsgebouw.nl/groepsverblijven/huizen>



WORKSHOP SCHEDULE – BEE

10:00 – 11:30 BEE yourself (BEE)

Discussion on what the BEE function entails and why we have it as such, including recent developments in the Network concerning the Presidents.

12:00 – 13:30 My board members and me (BEE)

We will pay special attention to the first task of BEE officers - board management. The discussion will start with the concept in general, after which we move into experience sharing and brainstorm on good practices.

Preparation:

Please prepare some examples of good or bad Board Management from your own term or your predecessors.

14:30 – 16:30 The Wolf of Wallstreet (BEE+ FM + STEP)

The President is the face of the association - it is essential that they know how to create interest in ELSA, both internal and external. We will discuss on how to best do this, and why. The goal is to improve the way we do acquisition in the Netherlands, therefore we will be starting a new project with you during this workshop.

Preparation:

Please bring a list of the external relations of your local group, which partners you have, whether it is a monetary partnership or project partnership and how long you have had it for. Also try to find out if partners have recently left a partnership with your group, and if so, why.

17:00 – 18:30 The chains that bind us (BEE+IM)

Everything we do is bound by the Statutes, Standing Orders and the Decision Book. We will go into depth what the scope is of the regulations at the national level, so that you can get a sense of the 'borders' that are established within our Network. We will also take a look at your own Statutes and what you can do to improve them.

Preparation:

Please bring your Statutes and be familiar with them.



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WORKSHOP SCHEDULE – IM

10:00 – 11:30 Introduction to IM family (IM)

Secretary General is a backbone of the board! In this workshop we will get to know each other and ELSA little bit better. This workshop is purely introductory, as for most of you it is your first NCM so we will delve deeper into what exactly does the position of a Secretary General entail.

Preparation:
Good Mood!

12:00 – 13:30 We're all in this together! (IM)

Our members are the most important fundament of our association! Thus, in this workshop we will touch upon the Human Resources issue which is one of the main concerns of the Secretaries General!

14:30 – 16:30 I'm good at IM!

In this workshop we will continue focusing on various tasks of Secgens withing a board and share each others' experiences in this field.

Preparation:
Bring a local drink!

17:00 – 18:30 The chains that bind us (IM+ BEE)

Everything we do is bound by the Statutes, Standing Orders and the Decision Book. We will go into depth what the scope is of the regulations at the national level, so that you can get a sense of the 'borders' that are established within our Network. We will also take a look at your own Statutes and what you can do to improve them.

Preparation:
Please bring your Statutes and be familiar with them.



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WORKSHOP SCHEDULE – FM

10:00 – 11:30 The International Elsa Family (FM)

An introduction to the FM area and recent developments at the (inter)national level.

12:00 – 13:30 Keeping a record (FM)

Basic and legal knowledge about administration - We will share experiences and tips on having a good administration.

14:30 – 16:30 The Wolf of Wallstreet (FM + BEE + STEP)

In the Netherlands, the Treasurer is mainly responsible for acquisition - it is essential that they know how to create interest in ELSA, both internal and external. We will discuss on how to best do this, and why. The goal is to improve the way we do acquisition in the Netherlands, therefore we will be starting a new project with you during this workshop.

Preparation:

Please bring a list of the external relations of your local group, which partners you have, whether it is a monetary partnership or project partnership and how long you have had it for. Also try to find out if partners have recently left a partnership with your group, and if so, why.

17:00 – 18:30 Show me the money, babe. (FM +MKT)

In this workshop, we will discuss how to best set up your marketing, and how to have a fruitful cooperation between the FM and MKT functions.



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WORKSHOP SCHEDULE – MKT

10:00 – 11:30 MKT Team assemble (MKT)

This first workshop we will get to know each other and you will get to know what is expected from you. We will discuss what your goals are and what you want to improve

12:00 – 13:30 Photoshop 101 (MKT)

The basics of Photoshop will be brought to you. Your skills will improve and your work will stand out like a lighthouse.

Bring fully charged laptop with Photoshop

14:30 – 16:30 The Three Musketeers of ELSA Events (MKT + AA + SC)

In this workshop we will address the relationship between organising events and their promotion at a local level.

Preparation:

Try to think of possible ways in which AA and S&C on one hand and MKT on the other may clash and of possible ways to resolve these issues

17:00 – 18:30 Show me the money, babe (MKT+FM)

In this workshop, we will discuss how to best set up your marketing, and how to have a fruitful cooperation between the FM and MKT functions.



WORKSHOP SCHEDULE – AA/MCC

10:00 – 11:30 "Projects and the network: an introduction" (AA + SC)

Introductory workshop where we go back to basics. In this workshop we will look at organising events within the area of Seminars & Conferences and Academic Activities and learn everything there is to know about the flagship projects ELSA has to offer.

Bring laptop

12:00 – 13:30 "ELSA's added value" (AA + SC)

When we listen to what most ELSA members do with ELSA, it becomes very clear that they don't make use of the full potential that the ELSA network has to offer. In this workshop we want to make local board members aware of all possibilities that ELSA has to offer, how to make use of these opportunities and how to show regular ELSA members why they should choose for ELSA instead of their other local students' association.

Preparation:

Have a look at the different manuals available at officers.elsa.org. If there is any ELSA event you'd like to get more information on, you'll have the opportunity to get more information about it during this workshop.

14:30 – 16:30 The Three Musketeers of ELSA Events (AA + SC + MKT)

In this workshop we will address the relationship between organising events and their promotion at a local level.

Preparation:

Try to think of possible ways in which AA and S&C on one hand and MKT on the other may clash and of possible ways to resolve these issues

17:00 – 18:30 "Alone we can do so little, together we can do so much" (AA + SC + STEP)

In this workshop we will talk about all the different ways to cooperate with your fellow key area officers.



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WORKSHOP SCHEDULE – S&C

10:00 – 11:30 "Projects and the network: an introduction" (SC + AA)

Introductory workshop where we go back to basics. In this workshop we will look at organising events within the area of Seminars & Conferences and Academic Activities and learn everything there is to know about the flagship projects ELSA has to offer.

12:00 – 13:30 "ELSA's added value" (SC + AA)

When we listen to what most ELSA members do with ELSA, it becomes very clear that they don't make use of the full potential that the ELSA network has to offer. In this workshop we want to make local board members aware of all possibilities that ELSA has to offer, how to make use of these opportunities and how to show regular ELSA members why they should choose for ELSA instead of their other local students' association.

Preparation: Have a look at the different manuals available at officers.elsa.org. If there is any ELSA event you'd like to get more information on, you'll have the opportunity to get more information about it during this workshop.

14:30 – 16:30 The Three Musketeers of ELSA Events (SC + AA + MKT)

In this workshop we will address the relationship between organising events and their promotion at a local level.

Preparation:

Try to think of possible ways in which AA and S&C on one hand and MKT on the other may clash and of possible ways to resolve these issues

17:00 – 18:30 "Alone we can do so little, together we can do so much" (SC + AA + STEP)

In this workshop we will talk about all the different ways to cooperate with your fellow key area officers.



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WORKSHOP SCHEDULE – STEP

10:00 – 11:30 STEP it up! (STEP)

Introductory workshop that will focus on general STEP knowledge and the main deadlines of the year. Next to that during the workshop we will focus on the job hunting process as a whole, starting from the different ways on how to approach a partner, and following on the negotiation phase and signing the forms.

Preparation:

Try to think about your experiences in the recent pasts and whether you approach any partners.

12:00 – 13:30 The next STEP (STEP)

This workshop is supposed to guide you for the student hunting process, but also on accomodating the exchange students coming to Tilburg. Try to think on different ways on how you would better advertise STEP among your fellow students and do not forget to bring a scarf by any kind with you.

Preparation:

Bring a laptop and a scarf

14:30 – 16:30 The Wolf of Wallstreet (STEP + BEE + FM)

In the STEP area, it is essential that they know how to create interest in ELSA, both internal and external. We will discuss on how to best do this, and why.

17:00 – 18:30 "Alone we can do so little, together we can do so much" (STEP + AA + SC)

In this workshop we will talk about all the different ways to cooperate with your fellow key area officers.



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Agenda Opening Plenary – 22nd of September

1. Opening
2. Announcements
3. Determining the agenda
4. Incoming mail
5. Introduction of international guests
6. Handing out voting cards
7. Election of plenary secretaries
8. Election of tellers
9. Approval of minutes NCM III Maastricht
10. Nomination NCM II
11. Nomination NCM III
12. Presentation IPM
13. State of the Network
14. WVTTK
15. Questions
16. Closing

Agenda Final Plenary -24th of September

1. Opening
2. Announcements
3. Year Report 16/17
4. Financial Report 16/17
5. Auditing Committee Report 16/17
6. Election Auditing Committee 17/18
7. Presentation OYOP 17/18
8. Voting on Proposals
9. Election of hosts of NCM II and III
10. Discharge of ELSA the Netherlands Board 16/17
11. WVTTK
12. Questions
13. Roundtable
14. Closing



ANNEX I – Proposals from National Board

Proposal 1: Magazine regulation

Standing Orders

Artikel 8 Magazines van lokale groepen

Lid 1 Bij het benaderen van mogelijke sponsors dient iedere lokale groep voldoende duidelijk te maken op welk magazine de sponsoring betrekking heeft.

Lid 2 De naam van het magazine mag enkel geassocieerd worden met de naam van de betreffende lokale groep.

Lid 3 De voorkant van het magazine dient voldoende te onderscheiden zijn van elk ander magazine van een lokale groep, behoudens de Corporate Identity van ELSA International.

Lid 4 Iedere lokale groep dient rekening te houden met de opmaak van pagina's en artikelen die kenmerkend zijn voor de magazines van andere lokale groepen, behoudens de Corporate Identity van ELSA International.

Article 8 Magazines of Local Groups

Section 1 During acquisition for any magazine, each Local Group must sufficiently clarify for which magazine the acquisition is taking place.

Section 2 The name of the magazine may only be associated with the name of the Local Group in question.

Section 3 The front page of the magazine must be reasonably distinguishable from every other Local Group's magazine, as well as the Synergy magazine from ELSA International, save for the rules laid down by the Corporate Identity of ELSA International.

Section 4 Every Local Group must prevent similarities in the lay-out of the pages and articles that are distinctive for another Group's magazine, as well as the Synergy magazine from ELSA International, save for the rules laid down by the Corporate Identity of ELSA International.

This proposal is spurred on by the fact that the striking out of the article as a whole was rejected at NCM III. Now it is just a lone Dutch article within our English Standing Orders, which is why we at least want to translate it. The translation does not change any of the legal definition, except for now including also the Synergy magazine as something we do not want you to plagiarize (which should be obvious, anyhow).

Proposal 2 and 3: Invitations to the plenary

11. Bijeenroepen algemene vergadering

Artikel 11 Bijeenroepen algemene vergadering

De uitnodiging voor de Plenary, zoals genoemd in artikel 16 van de statuten, welke zowel schriftelijk als per email kan plaatsvinden, bevat de datum van de Plenary, de plaats, eventuele deelnamekosten en andere relevante informatie. Ieder Nationaal Bestuurslid verstuurt hierbij ook een verslag van de uitgevoerde taken en activiteiten over de relevante mailinglijst.



This article was also supposed to be struck out last year. With 12 abstentions and no reason why it should not be struck out, we stick to the same argument that it is an example of overregulation. Firstly, the providing of this kind of logistic information goes without saying. The Activity Reports are presented during the NCM itself and not sent in advance, and the entire mailing list receives our ARs already, as they have to be sent out twice a year before the ICM as well. Should the council disagree then we propose this translation:

11. Invitation to the Plenary

The invites for the Plenary, as mentioned in Article 16 of our Statutes, may be sent out by way of email or post. They will contain the date of the Plenary, the time, participation fees (if any) as well as all other relevant information.

Proposal 3: Deputy regulation

Article 19 Board Responsibilities

If any position(s) in the National Board is vacant for whatever reason, the whole board is responsible for fulfilling the task of the missing board member(s).

Article 19 Rules for Vacancies

The following rules shall apply in case there is one or more vacant positions in the National Board:

- a. The other members of the National Board in question are jointly responsible for the activities of the vacant position.
- b. The National Board may appoint a deputy officer to hold a vacant board position until the elections for that position take place or the term of the National Board in question expires. The deputy officer shall be referred to by the name of the vacant board position prefixed by the word “Deputy”.
- c. The appointment procedure of a deputy officer is in the discretion of the National Board. The deputy officer will not become a member of the National Board.
- d. Whenever there is a vacant position in the National Board prior to any National Council Meeting, elections for the vacant position may take place during that National Council Meeting.
- e. Whenever a Deputy is voted in by the National Council, they become a member of the National Board. They will be responsible in the same manner as any other Board Member and will possess the same rights and obligations.
- f. A candidate refused by the National Council for a position in the National Board shall not be appointed as a deputy officer for that respective position in the same term of office.

This proposal is mostly just practical – we did not have a regulation for deputies before, which is not efficient. For now the position of our Deputy Treasurer is still very precarious within the Dutch legal framework, which is why we



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would like to make it clear and transparent for future generations. We hereby also would like to create the opportunity to vote in Deputies so they may take in the same position as their fellow board members - this is only logical as they do the same work.

Proposal 4: NCM Logistics

Article 10 Content and finances of the NCM

Section 1: The first NCM of the year shall be three (3) days and two (2) nights. Both other NCMs shall be two (2) days and one (1) night.

Section 2: The participation fee of the NCM is set by the host with a maximum of 120 euros for the first NCM and 80 euros for the second and the third NCM.

Section 3: If not all delegates of a local group have paid their participation fee before the start of the NCM, the local group's voting rights will be suspended until their debt is paid.

Section 4: If any profit is made the hosting group shall reimburse the profit to the participants equally.

Section 5: On the first NCM after the one hosted, the host shall present the financial report.

Section 6: The participation fee of an NCM shall cover;

- Accommodation;
- Food and beverages;
- Transportation during the NCM; and
- Social programme.

Section 7: The host of an NCM is free to fill in the practical organisation of the NCM as they see fit. The actual programme, will be determined together with the National Board since they are both responsible for the NCM.

Section 8: If any conflict arises regarding the programme of the NCM, the National Board can terminate the host only if it has the written and signed statement of approval by a simple majority of the representatives of the full members. The new host can also be a third party or the National Board itself, with the rules of reasonability taken into consideration.

Section 8: The focus of the first NCM of the year is on teambuilding, whilst the focus of the other NCMs is more focussed on academic programme and trainings.

Article 10 Content and finances of the NCM

Section 1: The three NCMs of the year shall be three (3) days and two (2) nights.

Section 2: The participation fee of the NCM is set by the host with a maximum of 120 euros.

Section 3: If not all delegates of a local group have paid their participation fee before the start of the NCM, the local group's voting rights will be suspended until their debt is paid.

Section 4: If any profit is made the hosting group shall reimburse the profit to the participants equally.

Section 5: On the first NCM after the one hosted, the host shall present the financial report.

Section 6: The participation fee of an NCM shall cover;

- Accommodation;
- Food and beverages;
- Transportation during the NCM; and



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- Social programme.

Section 7: The host of an NCM is free to fill in the practical organisation of the NCM as they see fit. The actual programme will be determined together with the National Board as they share responsibility for the NCM.

Section 8: If any conflict arises regarding the programme of the NCM, the National Board can terminate the host only if it has the written statement of approval by a simple majority of the local groups. The new host may also be a third party or the National Board itself, with the rules of reasonability taken into consideration.

This article was voted in last year without proper time for consideration. We want to slightly adjust this, as we feel some things just did not make sense. Some small linguistic changes have been made to make it more legible, or less complicated.

Section 7 was split up in 7 and 8 for clarity's sake, and the new Section 8 now has less strict rules for the approval by LGs as otherwise the procedure would be too time-consuming to be of any practical use.

The original Section 8 was removed because we feel it doesn't make sense to regulate the 'focus' of an NCM, it is better if the NB and the LBs are free to determine what the Network is needing at that point in time.

As you might see in these working materials, and you will notice as a participant during this NCM, there is quite a lot of things that need to happen and need to be discussed during an NCM. We strongly feel that it is not possible to have a useful NCM lasting only two days. We understand that this was a big point of discussion last year, but when we are mindful of the logistics/travel times (especially certain groups, less public transport during weekends, etc) the plenary times, the fact that we want to have workshops in which there is time to actually learn/share experiences, and that we also want the host group/OC to survive the whole ordeal – we see no other option. We will elaborate on this during the workshops also.

Proposal 5: SotN obligation

12. State of the Network

Article 12 State of the Network

Section 1 The National Board will send out one State of the Network inquiry per local group at the

latest two (2) weeks before the start of the NCM. This must be filled out at the latest one (1) week before the start of the NCM.

Section 2 If not all board members of a local group have filled out their respective inquiry before the start of the Opening Plenary, the local group's voting rights will be suspended for that NCM. The local board members are jointly responsible for filling out the inquiry for any vacant positions.

This is something that has been discussed in the Network for a long time. Simply put, if a LG isn't able to meet this requirement of checking your e-mail regularly and filling in a small questionnaire concerning your area, we do not feel it is wise to let them partake in the decision making.



Proposal 6: Proxy voting

Article 16 Proxies

Section 1: A proxy can only be given to another full member.

Section 2: A proxy must be signed by **any** two (2) board members of the proxy giver and must contain the name of the full member, the date of signing and the Plenary/Plenaries for which the proxy is valid.

Section 3: A proxy must be sent to the Secretary General of ELSA the Netherlands or his/her representative.

Section 4: A proxy can be withdrawn with the same procedure as it is given.

Section 5: The member who uses a proxy shall follow the instructions given by the proxy giver. Regardless of the previous, a proxy vote is valid. Any conflict resulting from the miss use of a proxy is a matter between the members concerned.

There was some discussion about the interpretation of this Article last year. We propose to add the 'any' for clarity in future discussions.

Proposal 7: Supervisory Council

Article 20 The Supervisory Council

~~Section 1~~ **Section 14.1** The Supervisory Council is an objective, internal supervising organ. The Supervisory Council assesses whether the National Board is **meeting the requirements and responsibilities as referred to in the Statutes (Article 2) and the Decision Book (General Decisions Regarding ELSA the Netherlands)**. ~~in its policy making and the performance of its administrative tasks, considers the importance, fulfils the aims and goals of the organisation in relation to the social function of ELSA, and whether it has carefully considered the interests of all involved with ELSA and its entire organisation.~~

~~1.2 This consists of, but is not limited to, the assurance of:~~

- ~~- the realisation of the purpose, aims and goals of ELSA (the Netherlands);~~
- ~~- the encompassing policy and strategic goals;~~
- ~~- the policy and management of the board, including the corresponding results, achievements and risks;~~
- ~~- compliance with laws and regulations;~~
- ~~- meeting the financial requirements as reported;~~
- ~~- internal control and risk management;~~
- ~~- the quality and quantity of products of products and services that are produced and delivered;~~
- ~~- the expediency and efficiency of the organisation and its efforts, and~~
- ~~- integrity and, if applicable, the identity of the organisation and its efforts.~~

Section 2 ~~1.3~~ The responsibilities and powers of the Supervisory Council are:

- to monitor the National Board, its decisions and its functioning,



- to advise the National Board,
- to take care of the natural person's regulations by determining the statutes and the supervisory rules and by approving the National Board's regulations,
- to appoint, to suspend and to dismiss the National Board or any member thereof, as well as the possibility to act as the authorised executive of the National Board, in accordance with the law,
- to arrange its own activities and proceedings, such as the acquiring of information, the makeup and quality of the Supervisory Council, quality assurance and remuneration,
- to meet at least once a year to discuss all areas which fall under the scope of their supervision, and
- to issue a yearly report to the Council detailing the realisation of these responsibilities and powers.

~~1.4~~ The Supervisory Council will issue a yearly report to the Council in which it outlines how it has acted upon its responsibilities and powers. The Supervisory Council will meet at least once per year during which it will discuss the main issues regarding ELSA the Netherlands, the results of the assessment of the National Board of the set up and operation regarding the internal risk management and control systems, as well as significant changes therein.

~~Section 3~~ 2. Appointment of the Supervisory Council

~~2.1~~ The appointment of the Supervisory Council will take place during the first National Council Meeting of the year. Candidates for the Supervisory Council shall hand in their application to Council and the Secretary General of ELSA the Netherlands, or his/her representative, before the Final Plenary at NCM I, which will include their personal CV, ELSA CV and their motivation.

~~Section 4~~ 2.2 The appointment as a member of the Supervisory Council encompasses a term of one year.

~~Section 5~~ 2.3 The Supervisory Council shall consist of a minimum of three (3) and a maximum of seven (7) members at all times. 2.4 The members of the Supervisory Council shall consist of board members from a minimum of two (2) different former National Boards of ELSA the Netherlands.

~~3. Resignations, suspensions and dismissals~~

~~Section 6~~ The resignation, suspension and/or dismissal of members of the Supervisory Council may occur in the case of:

- ~~a.~~ termination of membership;
- ~~b.~~ when the Council has observed repeated insufficient functioning of the member in question;
- ~~c.~~ a structural difference of opinion and point of view between the member in question and the other members of the Supervisory Council;
- ~~d.~~ when the Supervisory Council determines that the interests of the member in question are incompatible with the interests of ELSA;
- ~~e.~~ when put under legal restraint or administration;
- ~~f.~~ upon personal demise.



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With all the striking out of last year, we now have a very concise DB and SO, except for this article. We believe it was overregulated hence our proposal to shorten it in this manner. The factual consequences of this proposal are minimal, it is mostly getting rid of flowery use of language, vague detailing and adjusting the structure to fit with the other regulations. However, we would like to propose one small change of tasks: we feel that approving the NB's regulations is a job for the current Council, not the Supervisory Council.

ANNEX II – OYOP ELSA the Netherlands

Please see the document attached to this email.