

# **Global Community Engagement and Resilience Fund GCERF**

## **Statutes**

---

### **PART I**

#### **Name, domicile, duration and purpose**

##### Article 1      Name, domicile and duration

<sup>1</sup> The GCERF, Global Community Engagement and Resilience Fund (hereafter GCERF or the Foundation) is established as a non-profit foundation under the Swiss law and is governed by these statutes and Articles 80ff of the Swiss Civil Code.

<sup>2</sup> The headquarters of GCERF shall be located in the canton of Geneva where it shall be registered at the « Registre du commerce ».

<sup>3</sup> The Foundation shall be of unlimited duration.

##### Article 2      Purpose

The purpose of the GCERF shall be to attract, manage and disburse resources aimed at supporting the efforts of local, community-based NGOs and sub-national government organizations in countering violent extremism and radicalization in all its forms. As a public-private partnership, the GCERF shall make an important contribution to the implementation of the UN Global Counter-Terrorism Strategy.

### **PART II**

#### **Capital, resources and liability**

##### Article 3      Capital

The Swiss Confederation shall endow the Foundation with an initial capital of CHF 50'000 (fifty thousand Swiss francs).

##### Article 4      Resources

<sup>1</sup> Governmental and non-governmental donors shall provide the Foundation with further resources by transferring assets, by passing property or providing other in-kind contributions.

<sup>2</sup> The GCERF shall be entitled to receive donations and legacies.

<sup>3</sup> The resources of the Foundation shall also comprise the returns of its property as well as the income resulting from its activities.

Article 5      Liability

Only the assets of the Foundation shall be liable for the debts of the Foundation. The liability in tort of the Governing Board's Members is reserved.

**PART III**  
**Organization**

Article 6      Elements of the Foundation

The Elements of the Foundation shall be:

- A) the Governing Board;
- B) the Secretariat;
- C) the Auditor.

**A. The Governing Board**

Article 7      Governing Board

<sup>1</sup> The Governing Board shall consist of a maximum of twenty-one (21) members entitled to vote. Each member shall have one vote.

<sup>2</sup> Members of the Governing Board entitled to vote shall consist of: representatives of donor countries and supranational organizations, representatives of other donors, representatives of recipient countries, representatives of non-governmental organizations and foundations and a Swiss national as representative of the host state. Government representatives shall form the majority of the members of the Governing Board entitled to vote.

Article 8      Authority

The Governing Board is the supreme body of the GCERF. The Governing Board shall exercise all powers required to serve the purpose of the GCERF, including the following functions:

1. develop and establish the strategies and initiatives of the GCERF;
2. promote the mission, principles and activities of the GCERF;
3. mobilize public and private sector donors to support the mission of the GCERF;
4. promote the active engagement of and collaboration with the diverse range of GCERF partners;
5. oversee the activities of the Secretariat of the GCERF;
6. appoint, assess and, if necessary, replace the Executive Director of the GCERF;
7. appoint the members of the Governing Board and the Auditor;

8. establish other governance structures as appropriate;
9. regulate the authority to sign and to represent the foundation;
10. make and approve all necessary by-laws on the governance and the management of the GCERF; these by-laws will be subject to the approval of the Supervisory Authority;
11. review and approve the budget of the GCERF, as well as the annual report and financial statements of the GCERF;
12. establish the framework and oversee the monitoring and periodic assessment of the performance of the GCERF.

## **B. Secretariat**

### Article 9 Executive Director

The Secretariat is headed by an Executive Director who is elected by the Governing Board of the GCERF and whose authority will be specified in the by-laws.

### Article 10 Authority

The Secretariat is responsible for the day-to-day management of the GCERF and for specific duties and responsibilities assigned to it by the Governing Board. The authority shall be defined in the by-laws.

## **C. Auditor**

### Article 11 Appointment

The Governing Board shall appoint a company of international importance as the external, independent auditor of the Foundation, according to the relevant legal provisions.

### Article 12 Fiscal year

<sup>1</sup> The Auditor shall examine the Foundation's accounts every year.

<sup>2</sup> The fiscal year shall begin on 1 January and end on 31 December of each year. The first fiscal year shall begin on the day of the constitution of the Foundation and end on 31 December of the following year.

## PART IV

### Supervisory authority, amendments of the statutes and dissolution

#### Article 13 Supervisory authority

The Foundation shall be supervised by the Supervisory Authority for foundations of the Swiss Confederation.

#### Article 14 Amendments of the statutes

The statutes may be at any time amended or completed through a decision of the Board with the consent of the Supervisory Authority.

#### Article 15 Dissolution and liquidation

<sup>1</sup> In the event that the GCERF is unable to continue its activities, the Governing Board shall notify the Supervisory Authority.

<sup>2</sup> The GCERF may be dissolved in accordance with Articles 88 and 89 of the Swiss Civil Code. The Governing Board shall carry out the liquidation unless it designates one or more liquidators to act as such.

<sup>3</sup> In the event of dissolution, the Governing Board shall decide on the allocation of the remaining assets. It may in particular decide that these assets shall be returned to the founder or to the donors.

<sup>4</sup> The liquidation of the GCERF shall only be carried out with the consent of the Supervisory Authority and based on a written report which sets out justification for the dissolution.

Geneva, 9 September 2014