



# Live DMA European Network's STATUTES

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## **1. PREFACE**

### **Art. 1 Name**

Live DMA European Network - full name: Linking Initiatives & Venues in Europe (Developing Musical Action) - was founded as an association on 3rd October 2012 in accordance with the French law of 1 July 1901 and the decree of 16th August 1901.

### **Art. 2 Domicile**

The registered Domicile of the association is at 35 rue Crucy, 44 000 Nantes, France and may be changed by simple decision of the Board.

### **Art. 3 Language**

English is the language used for texts, meetings and activities carried out by Live DMA. The English version of all texts shall be the interpretation base in case of dispute.

### **Art. 4 Purpose & goals**

Live DMA is the umbrella-association of the European associations of live-music venues, clubs and festivals. It is a cooperative framework based on shared goals.

The association's goal is to listen to and promote the interests of live music and its platforms (venues, clubs and festivals) to function as a spokesperson for the European live-music venues clubs and festivals for all artistic, cultural, social, political and economic issues.

The implementation of the goals of the association are detailed in a separate strategic document.

The strategic document consists in a challenge picture for the live music sector and main goals and strategies in order to solve them. The strategic document is revised, presented and voted on at the GA on the year of expiration, or otherwise when needed. The strategic document must have a vote of at least 2/3 of the members.

### **Art. 5 Duration**

The association is established for an indefinite period.



## **2. MEMBERSHIP**

### **Art. 6 Members**

The Members of the association may be all kinds of organisations, representing mainly live-music venues clubs and festivals in the music industry.

In order to reflect the diversity of the sector, the association shall be open to any organisation, whatever its size or sphere of influence (national, regional, local etc.).

The members are legal entities constituted in accordance with the rules and regulations of their own countries.

### **Art. 7 Associated members**

The associated members of the association are organisations sharing Live DMA's values and objectives but cannot be full members because:

- > the network is new and does not have funds or legal status yet
- > the venue is "isolated" in a small country or where there is no venues network yet.

An associated member will always have an aspiration to become a (full) member. This needs to be formalized in a signed special agreement including a defined probationary period.

### **Art. 8 Admittance**

Admittance of new members shall be decided by the General Assembly following a proposal by the board.

To obtain membership, applicant organisations must:

- > attend two meetings with board members,
- > write a letter of motivation as an application to join the network
- > and complete the application-form and provide supporting documents (statutes, annual budget, 3-year-strategy and activity report).

The Board approves the application, where after the applicant signs the network's ethical charter and pays the proportional membership fee, and is then integrated in all activities within the network.

The the board's approval must be verified by the General Assembly. If the approval is denied, the membership is terminated without further notice, and a restitution of the paid fee must be returned to discarded member.



### **Art. 9 End of membership**

Membership shall be ended by:

- > dissolution or liquidation of the member;
- > termination of the membership by the member;
- > termination of the membership by the association.

Termination of a membership by the association or by the member must be made in writing stating the reasons to the board / to the member with a notice period of at least four weeks. If this request is not made in time, the membership shall continue until the end of the next financial year. Termination of the membership by the member may only take place at the end of a calendar year.

The membership can be terminated by the association when the member fails to adhere to the ethical charter, violates the statutes, is unable to meet its financial obligations, or due to any other notable reason defined by the Board.

## **3. MEMBERS' RIGHTS & DUTIES**

### **Art. 10 Right to vote**

Each member - except the Associated member - shall have one vote in the General Assembly (one vote per organisation).

Absent members may provide a written proxy to a member or representative of the Board participating in the General Assembly.

### **Art. 11 Payment of membership**

Each member - except the Associated member - is obliged to pay an annual fee. The payment of the membership-fee is a prerequisite for the right to vote. Associated members are excluded from payment-duty and right to vote.

The amount is determined by the General Assembly following a proposal from the Board. A decision on the fee amount requires a majority of votes at the General Assembly.

In special cases determined by the Board, or upon written request including the arguments by the member, a reduction of the fees may be approved. The decision is made by the Board.

### **Art. 12 Adherence of the ethical charter**

The members of the association are involved in a common process based on political, artistic, social and economic objectives. These objectives are set forth in the ethical



charter of the network. The members of Live DMA must approve, sign and adhere to the charter.

#### **Art. 13 Attendance of events**

The members must attend the General Assembly. If a member is unable to do so, it must justify the reasons for this and should delegate its powers to another full member of choice.

#### **Art. 14 Association's Assets**

The members have no right to claim on the association's assets.

### **4. ORGANS**

#### **Art. 15 The General Assembly**

The General Assembly is the highest organ of the association. It consists of all members of the association.

All decisions taken by the General Assembly must be approved by the majority of the present members including proxies. The statutes can define exceptions.

General Assembly meetings shall be convened by the Board as often as desirable or necessary depending on the circumstances, but at least once per year.

At the request of at least one third of the members, the Board shall be obliged to convene a General Assembly which must be held within sixteen weeks of the submission of the request.

Notification of the convening of the General Assembly must be provided in writing at least twelve weeks in advance.

The agenda and all documents to be submitted for discussion must be sent at least four weeks prior to the General Assembly.

The members and all persons invited by the Board shall have access to the General Assembly.

General Assembly meetings can be held in physical form, or via electronic means of communication, including but not limited to telephone or video conference, provided that the form of the meeting is so announced in the written notice calling for the meeting.

In all cases the General Assembly may be held and decisions in such meetings taken through any electronic means of communication provided that the member



representatives via the electronic means of communication can be identified, can participate directly to the deliberations held during the meeting and can exercise their voting right.

## **Art. 16 The Board**

### **Art. 16a Role of the Board**

The board shall be responsible for the day-to-day running of the association and shall represent the network.

The authority to represent the association shall be assigned to the president or, in the case of co-presidency, by both Co-Presidents acting jointly, or to the majority of the board.

The Board may give specific authorisation to one or more board members, as well to third parties, to ensure that the association is represented.

### **Art. 16b Election & ending of the mission**

The Board members shall be elected by the General Assembly from among the representatives of member organisations. The Board members shall serve for a term of 2 years.

The Board consists of at least three and maximum seven individuals. As a minimum, the positions of President, Secretary and Treasurer need to be assigned.

The role of President may be held by one or two individuals. In the case of co-presidency, both Co-Presidents shall share responsibilities and statutory duties equally. They exercise their functions jointly, unless otherwise decided by the Board.

A member wishing to sit on the Board must send a declaration of intent to the Board at least two weeks before the General Assembly. The Board shall send the list of candidates to the members at least one week before the General Assembly.

Board members may be suspended or dismissed at any time by the General Assembly. Such a decision must be accompanied by appropriate reasons.

The suspension shall end if the General Assembly fails to come to an official decision within three months. The suspended board member shall have a right to respond.

If a board member steps down from its position before the end of its 2 years mandate, a new member can be elected as board member during the following General Assembly, respecting the conditions outlined in this article and until the next renewal of the whole Board.



#### **Art. 16c Functioning of the Board**

Each Board member shall have the right to one vote at a board meeting.

All decisions concerning the statutes shall require an absolute majority of votes.

Decisions taken in Board Meetings shall only be validated if at least half of the Board members are present.

Board Meetings shall be convened by the Board as often as desirable or necessary depending on the circumstances, but at least twice a year.

The Board shall draft a report of the discussions held and decisions taken after every Board Meeting and General Assembly.

#### **Art. 17 Audit**

The Audit is the financial control-organ of the Association and provides an objective evaluation of the financial statements of the Association. The Audit is elected for a yearly-period by the GA.

### **5. FINANCES**

#### **Art. 18 Financial and accounting requirements**

The tax year of the association is equal to a calendar year.

The Board must give a detailed presentation of the accounts and balance sheet together with the statement of income and expenditure for approval by the General Assembly.

The documents referred to in the preceding paragraph must be controlled by the Audit.

### **6. FINAL REGULATIONS & ANNEXES**

#### **Art. 19 Modifications of the statutes**

Modification of the statutes may only be made by a decision of the General Assembly, with a majority of two thirds of the votes.

#### **Art. 20 Dissolution and liquidation**

Dissolution and liquidation of the association may only be made by a decision of the General Assembly, with a majority of two thirds of the votes.

When making a decision of dissolution, the General Assembly may choose the recipients of the redistribution of the credit balance, in accordance with the goals of the association.



## Art. 21 Disputes

In the event of any disputes, the arbitration will be subject to French national law.

- > Adopted by the Constitutive General Assembly held on 5th May 2012 in Åarhus, Denmark
- > Edited by the Board after the General Assembly held on 29th May 2015 in Barcelona, Spain
- > Revised by the Board and validated by the General Assembly on 28th of April 2016 in Åarhus, Denmark
- > Revised by the Board and voted by the General Assembly on 3<sup>rd</sup> June 2019 in Nantes, France
- > Revised by the Board and voted by the General Assembly on 26<sup>th</sup> April 2022.
- > Revised by the Board and voted by the General Assembly on 23<sup>th</sup> April 2025 in Cologne, Germany.

A handwritten signature in black ink, appearing to read "Federico Rasetti".

Federico Rasetti, Co-president

A handwritten signature in blue ink, appearing to read "Thibaut Hermouet".

Thibaut Hermouet, Administration