



# **Bylaws**

vACC Switzerland

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## 1. Introduction

### Art. 1. Name

There is an association pursuant to art. 60-79 of the civil code under the name Verein vACC Schweiz (vACC Switzerland association). It is part of the VATSIM community.

### Art. 2. Domicile

The association is located at the president's residence.

### Art. 3. Object

- The purpose of the association is to promote and exercise flight simulation and virtual air traffic control on the VATSIM network free of costs.
- vACC Switzerland is to give the opportunity for camaraderie and exchange of experience and knowledge through (virtual) meetings.
- Training and teaching in aviation matters shall be performed by the vACC or its fellow organizations within the VATSIM network.

## 2. Governing Bodies

### Art. 4. Overview

The governing bodies are the general assembly of members (general assembly) and the executive committee (staff).

### Art. 5. Opting-Out

No financial audit shall be performed if the bookkeeping is clear and accessible to all members.

### 3. General Assembly of Members

#### Art. 6. Supreme Body

The general assembly is the supreme governing body. It supervises the staff and can recall it at any time by resolution.

#### Art. 7. Meetings

- The assembly convenes at the president's invitation. The meeting can be held by electronic means. The scheduling shall respect public holidays. The invitation must be made at least 30 days in advance.
- Points to the agenda of Agenda items for the assembly must be sent to the president via e-mail latest 14 days prior to the assembly.
- The president shall summon the meeting annually, at his discretion and when requested by the staff or a fifth of the voting members.

#### Art. 8. Elections

- The staff is elected by those members of the general assembly that have voting right on any day of the election. An election is deemed successful if a simple majority is satisfied, whereby the candidate obtains the approval of more than half of the votes cast.
- The vote shall be secret and equal. Votes by proxy are allowed if the election is held at an actual meeting.
- The elections are organized by ACCSUI6 and supervised by ACCSUI2.

#### Art. 9. Resolutions

- Resolutions are taken by the simple majority of the voting members present at the general assembly, such a majority being defined as requiring the approval of more than half of the votes cast.
- Resolutions cannot contradict the VATEUD regulations nor contravene to the application of the usual training standards.

#### Art. 10. Amendment

- It is the general assembly's exclusive power to amend these articles of association by means of a resolution supported by two thirds of the voting members.

#### Art. 11. Dissolution

- vACC Switzerland as a legal entity can be dissolved at any time by resolution of the members. The resulting simple partnership remains an official vACC unless otherwise specified by VATEUD.
- This form of dissolution is considered a change to these articles and subject to VATEUD's approval.
- The net assets shall be distributed at the general assembly's discretion to groups having the same or a similar purpose.

## 4. Executive Committee

### Art. 12. Members

The staff consists of the president and the six departments' leaders. It is elected for two years.

### Art. 13. Deputies

Staff members may name a deputy director per department. Those are entitled to act as voting representatives of the department before the remainder of the staff. They may be dismissed by the department leader.

### Art. 14. Departments

- There shall be six departments that act as expert taskforces to complete the tasks required to run vACC Switzerland.
- The president (ACCSUI1) supervises and coordinates the departments. He is vACC Switzerland's representative with higher authorities such as VATEUD.
- The vice-president (ACCSUI11) aids and assists the president in his tasks and responsibilities. Holders of this office must be staff members themselves and, if none apply to be ACCSUI11, the office is given to the first staff member mentioned next in this article holding the required rating.
- The membership department's director (ACCSUI2) is responsible for maintaining the member list. He handles general questions concerning membership and accompanies the members in their VATSIM career. Furthermore, he promotes comradeship amongst the members and arbitrates conflicts if needed.
- The ATC training department's director (ACCSUI3) runs and develops the training system for virtual air traffic controllers. He teaches mentors to perform the trainings and assigns examiners. His further tasks include the definition of training standards as well as duties derived from other VATSIM institutions' regulations.
- The pilot training department's director (ACCSUI4) runs and develops the training system for pilots. This includes the publishing of training documents and the performance of exams, in cooperation with other vACCs where needed.
- The operation department's director (ACCSUI5) is responsible for the updating and publication of charts and reference materials adapted to the needs of pilots and controllers under the VATSIM environment.
- The administration department's director (ACCSUI6) organises events on the network or in real life. He is also responsible for the maintenance of a corporate identity and the quality control of all charts and documents.
- The technology department's director (ACCSUI7) is vACC Switzerland's webmaster and operates the forum and servers. He shall strive to the constant improvement of those systems in order to reduce the administrative burden created by the vACC.
- For some positions a VATSIM Controller Rating may be required. Those ratings are according the VATEUD Division Policy. The candidate for those offices must hold the rating according to this policy, exceptions may be granted by VATEUD on a case by case base.
- Shall the office as ACCSUI1 become vacant, it is assumed by the staff member rated controller (C1) at least and first mentioned in this article.
- Any changes to this article are subject to VATEUD's approval.

## Art. 15. Subscription Rights

Subscription rights are granted at the president's discretion. He holds individual subscription rights.

# 5. Membership

## Art. 16. Access

Any aviation enthusiast can become a member of vACC Switzerland subject to being a VATSIM member.

## Art. 17. Active Membership

- Active membership is granted by the staff on request and includes full voting rights in the general assembly as well as the entitlement to training as a pilot or controller.
- Failure to meet the activity requirements leads to a temporary downgrading to inactive membership and the loss of the voting rights until the requirements are met again. The activity requirements are either:
  - 1 hour ATC service at any vACC Switzerland station in the last 3 months
  - 1 flight at a vACC Switzerland event in the last 3 months
  - Department leader and/or member in vACC Switzerland

## Art. 18. Inactive Membership

- Inactive members are not entitled to vote at the general assembly nor will they be granted higher rankings by the training departments.
- Guest controllers are considered as inactive members of vACC Switzerland.

## Art. 19. Honorary Membership

- The staff can extend honorary membership to persons who have had a significant positive influence on vACC Switzerland or flight simulation in Switzerland in general.
- Unless renounced, honorary members have full voting rights in the general assembly.

## Art. 20. Admission

- Admission can occur at any time by staff decision. The request shall be made through vACC Switzerland's homepage.
- It is possible to register as a visitor in order to gain access to vACC Switzerland's forums without being one of its members.

## Art. 21. Exclusion

- Members who willingly counteract the interests and purpose of vACC Switzerland can be excluded a majority decision of the staff.
- This decision can be appealed before the general assembly. The president convokes the assembly for this purpose on request.
- The VATSIM European Division's director and membership director shall be informed of any exclusion and decide about consequences on the member's relationship with the rest of VATSIM.
- After an exclusion from the legal entity, the former member remains assigned to vACC Switzerland in the VATSIM database and retains all controlling privileges.

## 6. Resources

### Art. 22. Membership Fees

No form of fee is charged for the membership with vACC Switzerland.

### Art. 23. Donations

- The vACC can accept all legal kinds of donations upon staff approval.
- Donations that are disproportionate to the donor's situation must be refused. This applies in particular to donations made by minors.
- vACC Switzerland will not redeem financial contributions with advantages in any member's VATSIM career (bribe).

### Art. 24. Liability

The vACC shall only be liable to the extent of its assets. Members' liability is excluded.

## 7. Miscellaneous Provisions

### Art. 25. Publications

Important information shall be published on vACC Switzerland's homepage, in its forum or via email. It is the members' responsibility to keep current on those channels.

### Art. 26. Accounting Year

The accounting year shall start on March 1st to commemorate the founding of vACC Switzerland in 2009.

### Art. 27. Conflict Resolution

Members as well as vACC Switzerland itself may invoke the divisional and regional conflict resolution authorities.

### Art. 28. Authoritative Language

This document shall be published in English as authoritative version. It shall also be published in German and other languages as necessary.

### Art. 29. Severability

Invalidity or unenforceability of one or more provisions of these articles shall not affect any other provisions thereof. The invalid and / or unenforceable provision shall be replaced in the way that most closely approximates the original intent.

### Art. 30. Commercial Operation

vACC Switzerland does not conduct a commercial operation.



## Appendix

### 1. List of Changes

Version	Date	Modification
<b>1.0b</b>	21.12.2008	Initial translation based on 1.0b German/HPR
<b>1.0c</b>	04.02.2009	Adaptation of Name and Logo
<b>1.0d</b>	21.02.2009	Title Sheet, Logo and Name adapted, website name adapted
<b>2.0</b>	15.03.2012	Transition into an association, simplification of structure
<b>2.1</b>	02.07.2022	Change of Article 17 Point 2
<b>2.2</b>	25.03.2023	Change of Article 7 and 14, new Design
<b>2.3</b>	13.04.2024	Change of Article 8 and 9, Removed Article 10 Point 2 and Added Article 14 Point 12

These bylaws changes have been accepted through the voting platform of vACC Switzerland and become effective at Sat, April 13<sup>th</sup>, 2024.