

Statutes

Scientific Staff association at the Department of Physics (AMP)

Unofficial translation. The German version is the legally binding version.

I. LEGAL FORM, PURPOSE, MEMBERSHIP

Art. 1 Legal form, name, office, liability

- 1.1 The Akademischer Mittelbau am Physikdepartement (AMP) of ETH Zurich is an association in the sense of Art. 60 et seq. of the Swiss Civil Code (ZGB).
- 1.2 The registered office of the AMP is in Zurich.
- 1.3 The AMP's liabilities shall be covered exclusively by the Association's assets. A personal liability of the members is excluded.

Art. 2 Purpose

- 2.1 The AMP represents the interests of the scientific staff of the Department of Physics of ETH Zurich (D-PHYS) internally and externally. The scientific staff consists of doctoral students, assistants and scientific staff at D-PHYS.
- 2.2 The AMP participates in the formation of opinions and the preparation of decisions that affect the scientific staff at D-PHYS. For the purpose of determining the scientific staff representatives of DPHYS in the committees of D-PHYS and the joint bodies of D-PHYS and D-MATH, the AMP shall hold elections.
- 2.3 The AMP shall assist in the flow of information between the scientific staff of D-PHYS and other groups as well as within the scientific staff. It is the contact person for questions that concern the scientific staff of D-PHYS.
- 2.4 The AMP promotes scientific and social exchange among its members.
- 2.5 The association is politically and denominationally neutral.

Art. 3 Membership

- 3.1 The AMP includes as members all members of the scientific staff at D-PHYS, who are members of AVETH¹. The AMP Board may, in agreement with the AVETH Board, approve exceptions.
- 3.2 The General Assembly may, upon proposal of the AMP Board, confer the honorary membership of the AMP to persons who have rendered outstanding services to its concerns.
- 3.3 The Board shall decide on the exclusion of members, stating the reasons.

¹ AVETH refers to the "The Association of Scientific Staff at ETH Zurich".

- 3.4 With resignation from the AVETH or by leaving the D-PHYS expires simultaneously the membership in the AMP.

II. ORGANIZATION

Art. 4 Organs

- 4.1 The organs of the Association are
- a) The General Assembly (GA)
 - b) The Board and
 - c) Any commissions.

Art. 5 General Assembly

- 5.1 The General Assembly comprises all members of the AMP and is the highest organ of the association.
- 5.2 The AMP knows ordinary and extraordinary general meetings.
- 5.3 The GA is responsible for the activities of the association. It supervises the work of the Board.
- 5.4 The GA has in particular the following tasks and rights:
- a) It elects the Presidium and the members of the Board.
 - b) It elects two auditors.
 - c) It approves the annual accounts and the budget.
 - d) It discharges the Board for the past fiscal year.
 - e) It elects the representatives of the D-PHYS scientific staff to the bodies of D-PHYS and to the joint bodies of D-PHYS and D-MATH.
 - f) It elects other representatives to university assemblies.
 - g) It establishes the guidelines for the constitution and operation of Commissions and elects their members and chairpersons.
 - h) It shall be the final appeal authority.
 - i) It shall decide on amendments to the statutes of the Association.
 - j) It shall decide on the dissolution of the Association.
- 5.5 The Ordinary General Meeting shall meet at least once a year to deal with the following business:
- a) Report of the Presidium on the activities of the AMP.
 - b) Reports of the commissions, if any
 - c) Approval of the annual financial statement
 - d) Discharge of the Executive Board
 - e) Elections and votes
 - f) Further agenda items according to paragraph 5.7
 - g) Miscellaneous
- 5.6 The convocation of the members has to take place under indication of the provisional agenda in German and English at least two weeks before the date of the meeting. In any case, the German version is legally binding. The Board is responsible for the correct conduct of the meeting.

- 5.7 The Board shall determine the items to be discussed at the ordinary General Assembly, not explicitly mentioned in paragraph 5.5. In addition, a member may request the inclusion of items on the agenda in writing to the Board at least 8 days before the date of the meeting.
- 5.8 An Extraordinary General Assembly may be convened at any time by a majority of the Board, by 10% of all members, or by the GA of AVETH, in each case stating the business to be discussed.
- 5.9 The GA can limit the agenda, but resolutions may only be passed on the agenda items specified in the invitation.
- 5.10 Each duly convened GA shall constitute a quorum.
- 5.11 The President or their deputy shall be the Chairman of the GA.
- 5.12 The general assemblies are open to the public.
- 5.13 Active and passive right to vote in elections concerning the association itself have exclusively members of the AMP. Active and passive voting rights in elections, which concern the representation of the scientific staff of D-PHYS in the bodies of D-PHYS or the joint bodies of D-PHYS and D-MATH, are with all members of the scientific staff at D-PHYS. Re-election is possible.
- 5.14 Representatives shall be elected for a term of one year and shall commit to attend the incidental meetings. If a representative is unable to attend, the Board may appoint an alternate elected as a University representative of the AMP. If a representative and all of their elected alternates are unable to attend, the board may appoint a member of the AMP as an alternate for the duration of a meeting.
- 5.15 In elections, the person who receives more than half of the votes cast for all candidates shall be deemed elected. If none of the candidates obtains more than half of the valid votes, a runoff election shall be held between the two candidates with the highest number of votes. The candidate who receives more votes in the runoff shall be elected. If there is only one candidate available, this candidate shall be considered elected.
- 5.16 Only members of the AMP are entitled to vote on internal matters.
- 5.17 In the case of voting, a motion shall be deemed adopted if it achieves a relative majority. The majority is relative if it is higher than any other voting group. However, it does not have to be higher than the total number of votes cast by the other voting groups. Persons who abstain or cast an invalid vote do not constitute a voting group. In the event of a tie, the President shall have the casting vote.
- 5.18 Every member has the right to submit motions. Proposals for amendments to the statutes or regulations must be submitted to the Board at least three weeks before the General Assembly.

Art. 6 Board

- 6.1 The Board is the executive body of the Association. It is composed of the President, the Vice-President, the Treasurer, the Actuary and possible other members of the Board.

- 6.2 All members of the AMP are eligible for election to the Board. The president is elected as such. The members of the board are elected for one year. The General Assembly may remove and replace any member of the Board during the term of office. Re-election is permitted.
- 6.3 The Presidium represents the Association externally. The President and another member of the Board shall have collective legally binding signatures.
- 6.4 The Board is bound by the resolutions of the General Assembly. In addition, the Board decides independently in the sense of the GA. The passing of resolutions within the Board shall require a simple majority of those present. In the event of a tie, the President shall have the casting vote. Each resolution shall be recorded in the minutes. Each member of the board is required to attend the General Assembly and to report on their activities.
- 6.5 Members of the board are entitled to reimbursement of expenses associated with their office.
- 6.6 The board shall announce vacant positions of representatives of the scientific staff of D-PHYS on the committees of D-PHYS, on the joint bodies of D-PHYS and D-MATH, and in other university assemblies to the public.
- 6.7 The Board shall have the authority to fill a position on a committee ad interim until the next GA if
- a) A replacement becomes vacant between two regular GAs; or
 - b) It concerns a body which is not covered by paragraph 6.6.
- 6.8 If a position is filled according to paragraph 6.7, all members will be informed. Objections can be raised up to 10 days after the announcement. If 10% of all members are dissatisfied with the new appointment, an extraordinary General Assembly must be called to fill the position.

Art. 7 Commissions

- 7.1 For the study of special questions or for the solution of special tasks, the GA may at any time may appoint and dissolve commissions. They shall be under the supervision of a member of the Board and report to the GA on their activities.

III. FINANCES

Art. 8 Financials

- 8.1 The ordinary income of the AMP shall consist of the contribution of the AVETH to the AMP.
- 8.2 The fiscal year shall begin on January 1 and end on December 31.
- 8.3 The AMP is authorized, within the framework of its bylaws and the ETH School Regulations, to develop extraordinary sources of income.
- 8.4 No borrowing is possible.

Art. 9 Auditing of accounts

- 9.1 The auditing of accounts shall consist of two members, neither of whom may be members of the Board. The term of office is one year. Re-election is possible.
- 9.2 The Auditors shall audit the annual accounts. They report to the General Assembly and submit a motion.

IV. REVISION OF THE ARTICLES OF ASSOCIATION, DISSOLUTION

Art. 10 Revision of the Articles of the Association

- 10.1 For a revision of the Articles of the Association to be valid, two-thirds of the ordinary members present at the General Meeting are necessary.

Art. 11 Dissolution

- 11.1 The dissolution of the Association may be decided by a vote of the Ordinary Members with a two-thirds majority.
- 11.2 In any case, this business must be announced with the invitation to the General Meeting according to paragraph 5.6.
- 11.3 In the event of dissolution, AVETH shall manage the remaining assets of the Association and commits to make them available to a possible successor organization with a similar purpose until three years after the dissolution of AMP. After expiration of this period, the remaining assets shall accrue to AVETH.

V. FINAL PROVISIONS

Art. 12 Final Provisions

- 12.1 These Articles of the Association underwent a partial revision on March 15, 2018, replace the Statutes of March 6, 2012 and enter into force on March 16, 2018.

Zurich, March 15, 2018