

## **Regulations of the Provident Fund of the European Association of Judges**

### **§ 1 Establishment of the Provident Fund**

The European Association of Judges, a regional organization within the International Association of Judges (IAJ), taking into account Article 6 of its Statute and Article 10 of the Statute of the IAJ, and pursuant to the authority of the IAJ Central Council given on 20 October 2016, has established a Provident Fund (the Fund) as a special part of the budget of the IAJ to be devoted to assistance in accordance with these regulations of members of the judiciary in countries whose judiciary is represented in the EAJ.

### **§ 2 Object of the Fund**

The object of the fund is to assist judges and prosecutors who are suspended, detained or face other state sanction, including prosecution, simply because of the proper exercise of their functions.

Such assistance may be given to judges and prosecutors in countries whose judiciary is represented in the EAJ.

The Fund can only be used for the objects described in these regulations.

### **§ 3 Contributions**

The Fund is financed by voluntary donations that are made by the IAJ and the EAJ, the member associations of the IAJ and any other donations made by individuals or charitable foundations.

### **§ 4 The Committee of the Fund**

A special Committee shall be established to take charge of and make all decisions relating to the Fund, including payments out from the Fund.

The Committee consists of six members: the President of the European Association of Judges and five others.

The five further members of the Committee shall be elected by the General Assembly of the EAJ for a two year term. The term shall be renewable.

The Committee has to submit its report and accounts for approval annually by the General Assembly of the EAJ.

### **§ 5 Amendment of these Regulations**

These regulations may be amended by the General Assembly of EAJ.

### **§ 6 Decisions to provide support;**

(1) The Committee shall have the power to authorize a payment if

A) a request for assistance has been made by a national association or a member of the judiciary with the approval of the national Association (if practicable); and

B) it is satisfied on investigation that the facts establish a case of need by the judge, the prosecutor or family members.

C) such need arises from improper action by the State against a judge or prosecutor.

(2) The exercise of the power shall be in the sole discretion of the Committee.

(3) If the Committee considers it to be appropriate payments made can include legal expenses, or payments to the immediate family of the judge or prosecutor concerned who is suffering hardship