



KRESY-SIBERIA®

www.Kresy-Siberia.org

Dedicated to research, remembrance and recognition of Poland's citizens' struggles for freedom and survival in the Eastern Borderlands and in forced exile during World War II

STATUTE OF THE KRESY-SIBERIA FOUNDATION



**INTERNATIONAL NON-GOVERNMENT ORGANISATION UNDER
POLAND'S LAW ON FOUNDATIONS OF 6 APRIL 1984
(DZ. U. OF 1991, NO 46, ITEM 203)
KRS 0000326445**

**Founded on 25 November 2008
Statute amended on 13 March 2009**

**Including
Notarial Act of Foundation (25 November 2008)
Founder's Resolution No. 1 (25 November 2008)**

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NOTARIAL OFFICE

Joanna Deczkowska

NOTARY

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Tel (022) 592-44-22 Fax (022) 895-27-72

deczkowska@notariusze.waw.pl

Repertory A No. 6505/2008

NOTARIAL ACT

This twenty-fifth day of November, in the year two thousand and eight (2008-11-25), Before me, Joanna Deczkowska, notary in Warsaw, managing a notarial office at 68 Filtrowa Street, suite 3, attending at a building in Warsaw at 56C Jerusalem Avenue, presented himself:

STEFAN WISNIOWSKI, son of Zbigniew and Maria, Australian citizen, Polish-speaking, holding an Australian Passport M2726566, valid to the second day of August in the year two thousand and fifteen (2015-08-02), residing at: 3 Castle Circuit Close, Seaforth 2092 NSW Australia („**Founder**”).

I confirmed the identity of the Founder on the basis of the identity document presented, while any details not included in that document were presented in accordance with the Founder’s statement.-----

STATEMENT
ON
ESTABLISHING A FOUNDATION

§1.1. Stefan Wisniowski, declares that it establishes a foundation under the name: “**Kresy-Siberia Foundation**”, hereinafter referred to as “Foundation”, which will act on the basis of the Foundations Act of 6 April 1991 (Journal o Laws of 1991, No. 46, item. 203, as amended.)

2. The headquarters of the Foundation will be the capital city of Warsaw.-----

§2. The objective of the Foundation is to inspire, promote and support the world-wide research, remembrance and recognition of Polish citizens' struggles under occupation and in exile in connection with the Second World War; and in doing so to:-----

- a. include Polish citizens' lives in Poland before and during the war and their life in exile during and after the war;-----
- b. initially focus on the experiences of Polish citizens affected by the Soviet invasion and occupation of eastern Poland, including their subsequent experiences;-----
- c. preserve the memory of the former Eastern Borderlands of the Second Republic of Poland prior to Soviet occupation and of the Polish citizens of different ethnicities and religions who had lived there for centuries; .-----
- d. support Polish citizens in emigration and their descendants to research the fate of their families, to widen their knowledge about their Polish roots and strengthen their connections with the Polish nation;-----
- e. undertake and support cooperation between the members of Polonia and Poles living abroad with the Polish nation in the areas of education, research, culture, religion and economics;-----
- f. build the knowledge and appreciation of Polish culture in Polonia communities;-----
- g. deepen the knowledge and appreciation inside Poland of Polonia and the Polish emigration;-----
- h. organise various means of promoting the scientific and cultural achievements of Poles and of Polonia.-----

§3.1 The Foundation's assets are funds in the amount of 2,500 zł (two thousand five hundred zlotys), as the founding capital, provided by the Founder in cash and other property acquired by the Foundation during its activity.-----

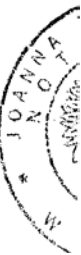
- 2. A part of the initial fund in the amount of 1.000,00 zł (one thousand zlotys) may be designated for undertaking commercial activities.

§4. The Foundation may conduct commercial activity in Poland and abroad, in accordance with applicable regulations, in a scale serving to achieve its statutory objectives.-----

§5. The Foundation is considered a legal person from its registration in the register of foundations.-----

§6. Extracts of this act must be issued to the Founder and to the Foundation in an unrestricted quantity.-----

§ 7 The costs of this act and its extracts shall be borne by the Founder.-----



THE COSTS ARE: -----

- notarial fee under §§ 16 and 17 of the Regulation of the Minister of Justice dated 28 June 2004 on the maximum notarial fees (Journal of Laws No. 148, item. 1564, as amended.) -----
----- 250.00 zł
 - VAT tax - 22% of the amount of PLN 250.00 - pursuant to Art. 41par.1 of the Act of 11 March 2004 on goods and services (Journal of Laws No 54, pos. 535, as amended.) ----55.00 zł
 - Total:-----305.00 zł
- (three hundred and five zlotys).-----

The above costs do not include the costs of extracts, which together with the legal basis for their procurement shall be given in each case.-----

This act was read, accepted and signed.

On the original are the signatures of the notary and the person coming before the notary.

This extract provided to the person coming before the notary.

Repertory A No. 6505/2008

Costs comprise:

- notarial fees based on §12 of the Regulation of the Minister of Justice on maximum notarial fees 18.00 zł.
- VAT tax - 22% pursuant to Art. 41 par.1 of the Act on goods and services 3.96 zł
- Amount due: 21.96 zł

Warsaw, 25 November 2008



Joanna Deczkowska
NOTARIUSZ

KANCELARIA NOTARIALNA

Joanna Deczkowska

NOTARIUSZ

02-057 Warszawa ul. Filtrowa 68 lok. 3

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Repertorium A nr 6505/2008

AKT NOTARIALNY

Dnia dwudziestego piątego listopada dwa tysiące ósmego roku (2008-11-25), przede mną Joanną Deczkowską, notariuszem w Warszawie, prowadzącą kancelarię notarialną przy ulicy Filtrowej 68 lok. 3, przybyłą do budynku w Warszawie przy Alejach Jerozolimskich 56C, stawił się: -----

STEFAN WISNIOWSKI, syn Zbigniewa i Marii, obywatel Australii, władający językiem polskim, legitymujący się paszportem australijskim M 2726566, ważnym do drugiego sierpnia dwa tysiące piętnastego roku (2015-08-02), zamieszkały pod adresem: 3 Castle Circuit Close, Seaforth 2092 NSW Australia („Fundator”). -----

Tożsamość stawającego stwierdziłam na podstawie okazanego dokumentu tożsamości, zaś dane nie wynikające z dokumentu zostały podane zgodnie z oświadczeniem stawającego. -----

OŚWIADCZENIE

O

USTANOWIENIU FUNDACJI

§1.1. Stefan Wisniowski, oświadcza że ustanawia fundację pod nazwą: „Fundacja Kresy-Syberia”, zwaną dalej „Fundacją”, która działać będzie na podstawie ustawy z dnia 6 kwietnia 1984 roku o fundacjach (Dz. U. z 1991 r., Nr 46, poz. 203 ze zm.).-----

2. Siedzibą Fundacji będzie miasto stołeczne Warszawa.-----

§2. Celem Fundacji jest inspirowanie, promocja i wspieranie badania, upamiętniania i upowszechniania na skalę światową losów obywateli polskich w czasie II wojny światowej na terenach okupowanej Polski oraz na wychodźstwie, a w szczególności : -----

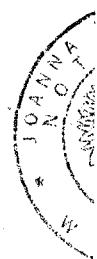
- a. objęcie obszarem zainteresowania Fundacji obywateli polskich mieszkających w Polsce przed i w czasie wojny oraz ich losy na wychodźstwie w czasie i po II wojnie światowej;-----
- b. wstępnie skupienie się na doświadczeniach obywateli polskich dotkniętych sowiecką inwazją i okupacją wschodnich terenów Polski, w tym nad ich późniejszymi losami;-----
- c. ochrona pamięci o byłych Kresach Wschodnich II RP przed okupacją sowiecką oraz jako obszar zamieszkaný przez stulecia przez obywateli polskich różnych narodowości i wyznań; -----
- d. wsparcie polskich obywateli przebywających na emigracji oraz ich potomków w poszukiwaniach dotyczących losów ich rodzin, mających na celu poszerzenie ich wiedzy na temat ich polskich korzeni oraz wzmocnienie ich więzi z narodem polskim;-----
- e. wspomaganie i prowadzenie wszechstronnej współpracy Polonii oraz Polaków z zagranicy z Ojczyzną w dziedzinach: oświaty, nauki, kultury, religii i gospodarki; -----
- f. upowszechnianie w środowiskach polonijnych wiedzy o kulturze polskiej;-----
- g. pogłębianie w Polsce wiedzy o Polonii i emigracji;-----
- h. organizowanie różnych form promowania w świecie polskich i polonijnych osiągnięć naukowych i kulturalnych. -----

§3. 1. Majątek Fundacji stanowią środki finansowe w kwocie 2.500 zł (dwa tysiące pięćset złotych), jako fundusz założycielski, wniesione przez Fundatora gotówką oraz inne mienie nabyte przez Fundację w trakcie jej działania.-----

2. Część funduszu założycielskiego w kwocie 1.000,00 zł (jeden tysiąc złotych) może być przeznaczona na prowadzenie działalności gospodarczej.

§4. Fundacja może prowadzić działalność gospodarczą w kraju i zagranicą, zgodnie z obowiązującymi przepisami, w rozmiarach służących realizacji celów statutowych.-----

§5. Fundacja uzyska osobowość prawną z chwilą wpisu do rejestru fundacji.



§6. Wypisy niniejszego aktu należy wydawać Fundatorowi i Fundacji w dowolnej liczbie. -----

§7. Koszty tego aktu wraz z jego wypisami ponosi Fundator. -----

KOSZTY WYNOSZĄ: -----

- taksa notarialna na podstawie §§ 16 i 17 rozporządzenia Ministra Sprawiedliwości z dnia 28 czerwca 2004 roku w sprawie maksymalnych stawek taksy notarialnej (Dz.U. Nr 148, poz. 1564 ze zm.)-----250,00 zł
- podatek VAT - 22% od kwoty 250,00 złotych - na podstawie art. 41 ust. 1 ustawy z dnia 11 marca 2004 roku o podatku od towarów i usług (Dz.U. Nr 54, poz. 535 ze zm.) ----- 55,00 zł
Ogółem:-----305,00 zł
(trzysta pięć złotych). -----

Powyższe koszty nie obejmują kosztów wypisów, które wraz z podstawą prawną ich pobrania zostaną podane na każdym z nich.-----

Akt ten został odczytany, przyjęty i podpisany.

Na oryginale podpisy notariusza i stawającego.

Wypis ten wydano Stawającemu

Repertorium A Nr 6508/ 2008

Koszty wynoszą:

- taksa notarialna na podstawie § 12 pkt 1 rozporządzenia Ministra Sprawiedliwości w sprawie maksymalnych stawek taksy notarialnej 18,00 zł
- podatek VAT 22% na podstawie art.41 ust.1 ustawy o podatku od towarów i usług 3,96 zł

Kwota należna: 21,96 zł

Warszawa, dnia 25 listopada 2008 roku.



Joanna Deczkowska
NOTARIUSZ

**MINUTES OF THE MEETING OF FOUNDER
OF THE "FUNDACJA KRESY-SYBERIA"**

established on the basis of a notarial deed dated November 25, 2008
(Rep. A. 6505/2008)

Which took place on November 25, 2008 in Warsaw, with the following agenda:

1. opening of the Meeting of Founders;
2. adopting the Founder's resolution on appointment of Foundation's first Executive Board;
3. free motions,
4. closing of the Meeting of Founders.

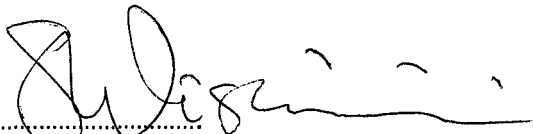
The Meeting of Founders was open by Mr Stefan Wisniowski, being the sole Founder, who in the connection with his vested powers as Founder adopted the following resolutions:

„RESOLUTION NO.1

Acting on the basis of the § 18 section 1, the Founder of the "Fundacja Kresy-Syberia" hereby appoints the first Executive Board composition, where Mr Stefan Wisniowski shall be appointed as the President of the Executive Board and Ms Aneta Maria Hoffmann and Mr Thomas Neville Ravensdale as the Members of the Executive Board."

Due to the fact that the agenda has been exhausted and no-one filed any other motions, the Founder's Meeting has been closed.

The Founder:


.....
Stefan Wisniowski

PROTOKÓŁ Z POSIEDZENIA FUNDATORA
„FUNDACJI KRESY-SYBERIA”
zawiązanej aktem notarialnym z dnia 25 listopada 2008 roku
(Rep. A 6305/2008)

Które odbyło się w dniu 25 listopada 2008 roku w Warszawie, z następującym porządkiem obrad:

1. otwarcie Posiedzenia Fundatora;
2. podjęcie przez Fundatora uchwały w przedmiocie powołania pierwszego Zarządu Fundacji;
3. wolne wnioski;
4. zamknięcie posiedzenia.

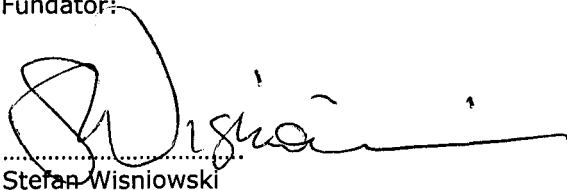
Posiedzenie Fundatorów otworzył Pan Stefan Wisniowski, jedyny Fundator, który w związku z przysługującymi jemu uprawnieniami jako Fundatorowi, podjął następującą uchwałę:

„UCHWAŁA nr 1

Działając na podstawie § 18 ust. 1 Statutu Fundacji, Fundator „Fundacji Kresy-Syberia” niniejszym powołuje pierwszy Zarząd Fundacji, w skład którego wchodzić będzie Pan Stefan Wisniowski jako Prezes Zarządu oraz Pani Aneta Maria Hoffmann i Pan Thomas Neville Ravensdale jako Członkowie Zarządu.”

Wobec wyczerpania spraw na porządku obrad i braku innych wniosków, posiedzenie zamknięto.

Fundator:



.....
Stefan Wisniowski

THE STATUTES OF THE KRESY-SIBERIA FOUNDATION

CHAPTER I: GENERAL PROVISIONS

§ 1

1. The Foundation called "FUNDACJA KRESY-SYBERIA" (in English called the "Kresy-Siberia Foundation"), hereinafter referred to as the Foundation, was founded by Stefan Wisniowski, further on in this document referred to as the Founder, with the notarial deed of 25 November 2008, repertory A. No. 6505/2008, signed before the notary public Joanna Deczkowska based at the legal office at 68 Filtrowa Street, Suite 3, Warsaw.
2. The Foundation operates under the Law of Foundations of 6 April 1984 (the legal bulletin Dziennik Ustaw of 1991 no 46, item 203 with further amendments) and the provisions of these Statutes.

§ 2

The Foundation has the status of a legal person.

§ 3

The Foundation's seat is in Warsaw.

§ 4

1. The Foundation operates in Poland and abroad.
2. The Foundation may create branches, subsidiary units and representative offices in Poland and abroad as well as liaise with other foundations and act as a member of associations.

§ 5

The Foundation has been established for an unlimited time.

§ 6

1. Due to the objectives of the foundation, its operation is subject to the competence of the Minister for Culture and National Heritage, further on referred to as the "Competent Minister."
2. The Foundation prepares a yearly report on its activities, which presents to the Competent Minister.

CHAPTER II: FOUNDATION OBJECTIVES AND OPERATIONAL PROCEDURES

§ 7

The objective of the Foundation is to inspire, promote and support the world-wide research, remembrance and recognition of Poland's citizens' struggles under occupation and in exile in connection with the Second World War; and in doing so to:

- a. include Polish citizens' lives in Poland before and during the Second World War and their life in exile during and after the war;
- b. initially focus on the experiences of Polish citizens affected by the Soviet invasion and occupation of eastern Poland, including their subsequent experiences;
- c. preserve the memory of the former Eastern Borderlands of the Second Republic of Poland prior to Soviet occupation and of the Polish citizens of different ethnicities and religions who had lived there for centuries;
- d. support the exiled Polish citizens and their descendants to research the fate of their families, to widen their knowledge about their Polish roots and strengthen their connections with the Polish nation;
- e. undertake and support cooperation between the members of Polonia and Poles living abroad with the Polish nation in the areas of education, research, culture, religion and economics;
- f. build the knowledge and appreciation of Polish culture in Polonia communities;
- g. deepen the knowledge and appreciation inside Poland of Polonia and the Polish emigration;
- h. organise various means of promoting the scientific and cultural achievements of Poles and of Polonia.

§ 8

1. The Foundation implements its statutory objects by initiating, conducting and supporting research, education and promotion activities such as;
 1. Internet website, including a "virtual museum";
 2. Internet discussion groups, including the Kresy-Siberia Group;
 3. Digital and electronic media;
 4. Films and presentations;
 5. Educational activities, including scholarships;
 6. Books and publications – publishing and distribution;
 7. Events and exhibitions, whether permanent, temporary or travelling;
 8. Other such activities as may be determined by the Founder from time to time.
2. The Foundation may engage in commercial activities, provided that the proceeds are for the benefit of the Foundation;

§ 9

1. To attain its statutory objectives the Foundation may support the activities of other natural and legal persons, whose activities correspond with the Foundation's statutory objectives.
2. In pursuit of its statutory objectives, the Foundation may enter into cooperation with other natural and legal persons, and with government bodies and associations.
3. The Foundation may award badges of distinction and honorary medals and grant them together with other prizes and distinctions to physical and legal persons so deserving in the view of the Foundation, as well as grant designations such as Partner, Sponsor, Supporter, and Friend and any others defined by the Foundation Foundation President.

CHAPTER III: PROPERTY AND PROCEEDS

§ 10

1. The Foundation's property consists of the Initial Fund of PLN 2,500.00 (two thousand five hundred) contributed by the Founder of the Foundation and mentioned in the notarial deed discussed in §1.1 of the Statutes, as well as other assets acquired by the Foundation in the course of its operation.
2. Part of the Initial Fund in the amount of PLN 1,000.00 (one thousand) can be used for performing commercial activity.

§ 11

1. The means and resources for the implementation of the Foundation's objectives shall come from:
 - a. the Initial Fund;
 - b. donations, subsidies, grants and legacies, both domestic and foreign;
 - c. proceeds from assets, real estate, property rights, with securities and other financial instruments traded in the equity market in particular;
 - d. proceeds from membership subscriptions, gifts, fundraising and public events;
 - e. share in the profits and interest on banking deposits;
 - f. proceeds of commercial activity related to its objects;
 - g. proceeds from an amalgamation, acquisition or sale.
2. The Foundation shall spend all its income solely in support of the statutory operations described in §8 of the Statutes.

§ 12

The Foundation may not use its property or the means and resources meant for the implementation of its objectives and covering the costs of its operation to:

- a. extend loans to, or secure liabilities with the Foundation's assets with respect to members of the Foundation Bodies, or Foundation employees as well as to persons related to the members of the Foundation Bodies or Foundation employees by blood or marriage, in lineal or collateral affinity, down to a relation between the children of the siblings, or by adoption, custody or guardianship (referred to hereinafter as "related persons")
- b. place the Foundation's assets at the disposal of members of the Foundation Bodies, or Foundation employees and of their related persons subject to terms and conditions other than as would be applied to third parties, particularly where such placing at disposal proceeds on a free-of-charge basis or on preferential terms;
- c. make use of Foundation assets to the benefit of members of the Foundation Bodies, or Foundation employees and of their related persons subject to terms and conditions other than as would be applied to third parties, unless such use is directly related to pursuit of the Foundation's statutory activities.

§ 13

In the event of the Foundation being called on to inherit, the Executive Committee makes a statement of the reception of the legacy with the benefit of inventory only when at the time of making the statement it is obvious that the positive capacity of the legacy by far surpasses its debts.

§ 14

The Foundation warrants all its liabilities with all of its property.

CHAPTER IV: THE FOUNDATION BODIES

§ 15

1. The Bodies of the Foundation include the Foundation Executive Committee, hereinafter referred to as "Executive Committee", and the Foundation President.
2. Other bodies may be defined and established by the Foundation President to assist in the work of the Foundation, consistent with these objects.
3. The Founder or any other physical person may be appointed as a member of the Executive Committee or as the Foundation President, provided that the same person may not fill the both the roles of Executive Committee member and Foundation President at the same time.
4. The Foundation President is appointed for an indefinite term by the Founder and may be dismissed by the Founder, subject to § 17.

§ 16

The Foundation President:

1. defines the main directions of the Foundation's activity;
2. approves the strategic, operational and financial plans and budgets of the Foundation;
3. evaluates the work of the members of the Executive Committee, approves the annual report and accounts of the Foundation, oversees and assesses the work of the Executive Committee and certifies the completion of its work;
4. appoints and dismisses all members of the Executive Committee, including the Executive Committee Chair;
5. enters into agreements on behalf of the Foundation with members of the Executive Committee relating to their functions in the role;
6. establishes the remuneration levels of persons working for the Foundation;
7. makes any amendments to the Foundation's Statutes;
8. decides about the Foundation joining with another foundation or becoming a member of an association, which may happen in accordance with the pertinent regulations;
9. approves the assumption of liabilities or legal undertakings by the Foundation with a value exceeding PLN 1,000.00 (one thousand zloty);
10. approves the establishment of divisions, branches or representative offices of the Foundation in Poland and abroad, as well as links with other foundations and memberships in associations;
11. can require that an Executive Committee meeting be called and can participate in this meeting, ask questions of the Executive Committee and seek clarifications.

§ 17

1. In the case of the loss or impairment of the Founder's capacity to act or in the case of his death, if at the same time the Founder was the Foundation President, the role of Foundation President will be assumed by the person that the Founder previously designated to do so. If the Founder regains his full capacity to act, from that time he again has the sole right to appoint the Foundation President. If the Founder is temporarily unable to appoint or dismiss the Foundation President due to the impairment of the Founder's capacity to act or the Founder's death, the person acting in the role of Foundation President is entitled to designate his own successor, and the designated person assumes the role of Foundation President upon the loss or impairment of the previous Foundation President's capacity to act upon or his resignation or death.

§ 18

1. The Executive Committee is made up of 2 to 9 members, including the Executive Committee Chair, appointed for indefinite terms by the Foundation President.
2. Members of the Executive Committee may be appointed for more than one term in office.
3. Membership in the Executive Committee expires in the following situations:
 - a. in case the member's ability to take legal actions is lost or limited,
 - b. in case of the member's death,
 - c. as a result of the member's resignation or dismissal.

§ 19

1. The Executive Committee manages the Foundation's activities and represents it in its external relations.
2. The Executive Committee decides about all the things that the Statutes or the law have not reserved for competency of the Founder and the Foundation President.
3. Declarations of will on behalf of the Executive Committee are made by two Members of the Executive Committee.
4. the assumption of liabilities or legal undertakings by the Foundation with a value exceeding PLN 1,000.00 (one thousand zloty) require the approval of the Foundation President.

§ 20

The Executive Committee's powers include in particular:

- a. coordinating activities designed to implement the Foundation's objectives;
- b. administering the Foundation's assets;
- c. preparing the Foundation's balance sheets and drafting its reports.

§ 21

1. The Executive Committee makes its decisions during Executive Committee meetings in the form of resolutions that require a simple majority to pass with a quorum of at least half of its membership. In case of a tie, the Executive Committee Chair's vote prevails.
2. The Executive Committee convenes as the need arises. Sessions are convened by the Executive Committee Chair on his own volition or on demand by an Executive Committee member or the Foundation President.
3. The Executive Committee may also pass resolutions by correspondence through the individual collection of votes. The provisions of section 1 of this paragraph apply accordingly.

CHAPTER V: AMENDMENTS TO THE STATUTES

§22

The Foundation President makes amendments to the Statutes, after obtaining an opinion in this matter from the Executive Committee.

CHAPTER VI: FOUNDATION'S LIQUIDATION

§ 23

1. The Executive Committee may liquidate the Foundation by absolute majority of the vote, subject to obtaining the Founder's consent unless he is dead or incapacitated, in which case the Foundation may be liquidated after obtaining the Foundation President's consent.
2. The Foundation shall be liquidated if all the objectives for which it has been established have been realized, or if all the financial sources and property of the Foundation have been exhausted.
3. Any property left after liquidation of the Foundation shall be designated for charitable purposes, to organizations, foundations, or associations in Poland, having similar goals to those set forth in these Statutes. Such organizations, foundations or associations shall be described in the resolution on liquidation of the Foundation.

CHAPTER VII: ACTIVATION

§ 24

These Statutes come into force as of the date of their signing.

Signature of the Founder



Warsaw, 13 March 2009