



**СТОПАНСКА КОМОРА НА МАКЕДОНИЈА**  
*Основана 1922*



**ECONOMIC CHAMBER OF MACEDONIA**  
*Founded 1922*

# **S T A T U T E** **of the Economic Chamber** **of Macedonia**

**April 2011**  
**Skopje**

Pursuant to Article 13 paragraph 1 indent 1 and Article 42 of the Law on the Economic Chambers/Chambers of Commerce (Official Gazette of the Republic of Macedonia No. 17/2011), the Assembly of the Economic Chamber of Macedonia on its session held on 20.04.2011 adopted the following

## **STATUTE of the Economic Chamber of Macedonia**

### **I. GENERAL PROVISIONS**

#### Article 1

The Economic Chamber of Macedonia (hereinafter as: Chamber) is a business and professional association, which, pursuant to the Law on the Economic Chambers, reconciles, represents and protects the interests of its members.

The Chamber is comprised of physical entities – sole proprietors and legal entities registered in the Trade Register and Register of other legal entities seated in the Republic of Macedonia, who perform economic activity and other entities listed in the Register seated in the Republic of Macedonia, which with their activity contribute to upgrade the operation of the economy.

#### Article 2

Membership in the Chamber and the resigning is free and on voluntary basis.

The Chamber is managed by its members through their representatives in the associations according to activities, in regional chambers, other forms of organization and operation and through elected members in the bodies of the Chamber.

#### Article 3

The Chamber is independent and autonomous organization, with a status of a legal entity.

The Chamber is a nonprofit organization. If in its operation the Chamber accomplishes a profit on any basis under the law and this statute, it must be used exclusively to support and achieve the objectives and tasks for which it is founded.

The name of the Chamber is as follows: Стопанската комора на Македонија.

In international communication Стопанската комора на Македонија is using the following title: Economic Chamber of Macedonia.

The Headquarters of the Chamber is in Skopje, on Dimitrie Cupovski Street No.13.

#### Article 4

The Chamber has a round seal and rectangular stamp containing the name and the headquarters of the Chamber. The Chamber has a trademark.

## II. ACTIVITIES, OBJECTIVES AND TASKS OF THE CHAMBER

#### Article 5

The Chamber is organized and operates in order to improve the market economy, entrepreneurship and to encourage the competitiveness among its members.

In attaining the objectives of paragraph 1 of this Article, the Chamber directs its activities towards:

- representing the common interests of the members of the Chamber, improvement of the work efficiency and operation of the members and their organization;
- expressing the interests of the members of the Chamber before the competent authorities and institutions, especially in the preparation of economic legislation, measures and mechanisms of the economic system and economic policy and setting of the macroeconomic and development policy, and providing incentives for the preparation of laws and other regulations in the field of economy;
- providing business and professional services for its members` needs;
- providing expert advices, information and assistance in order to improve the operational results of the Chamber`s members, encouraging the free business initiative, cooperation and competitiveness;
- providing technical assistance to the members of the Chamber in the development of certain activities, the adoption of modern technologies and methods of operation, encouraging the research and development of the technical and technological achievements; improving the quality and standards in production and services, etc.;
- acting of the Chamber, respectively of its structures of organization and operation, as compulsory, neutral place and forum for business consultations on all the issues of interest for the economy;
- improving and promoting of the business-climate in the country on local, regional, national and international level;
- cooperation with the Government, relevant ministries and other institutions on all the issues of concern to the economy or for particular members of the Chamber;
- adopting and proposing of harmonized opinions and views of the members of the Chamber on improving operating conditions of the economy;
- participation in determining the public opinion and policy on economic and legal issues on local, regional and national level;

- participation in the international economic institutions, chambers of commerce and other associations, in outlining and presenting of common positions on international issues, especially economic issues in the scope of the European Community;
- encouraging and developing economic cooperation with foreign countries, with special focus on promotion of goods and services, marketing, organizing fairs and exhibitions, economic delegations, participation in the development of foreign trade activities, etc.;
- representing the interests of the members of the Chamber through participation of the representatives of the Chamber in commissions, councils, working groups and other working bodies on local, regional, national and international level;
- representing the interests of the members of the Chamber on issues of economic and social character;
- organizing and encouraging appropriate forms of permanent functional education and innovation skills of the managing officials, as well as of the other professional personnel through organized vocational training – trainings, seminars, workshops and other means of education;
- establishing and cherishing good business practices, development of business ethics and establishing rules of business behavior of the members of the Chamber in their mutual relations and in relations to third parties and the market;
- providing professional assistance through Arbitration or other alternative ways of resolving mutual disputes between the members of the Chamber and disputes with third parties;
- giving support and recommendations for the members of the Chamber in establishing businesses, especially foreign ones;
- providing other activities of interest to the members of the Chamber pursuant to the Law and this Statute.

To accomplish the activity of the Chamber of paragraph 1 of this Article, the Chamber may establish trade companies or other structures for providing services to the members of the Chamber, and to engage scientific and professional organizations and experts.

#### Article 6

The Chamber performs some public authorizations, or issues documents and certificates that the state has entrusted by a law or deed of a competent state authority, in order to simplify the procedure for issuing the documents, aimed at the operation of the economic entities.

Supervision over the performance of public authorizations is carried out by the ministry responsible for the relevant area.

To perform the public authorizations of paragraph 1 of this Article, the Chamber shall submit an annual report to the ministry competent for the relevant field or area.

#### Article 7

The Chamber issues certificates and other documents on issues of its own activity for which the Chamber keeps records and confirms some facts that its members use in their operation in the country and abroad.

### **III. MEMBERSHIP IN THE CHAMBER**

#### Article 8

Members of the Chamber can be entities from Article 1 paragraph 2 of this Statute.

Membership in the Economic Chamber of Macedonia shall be acquired by signing an application for membership – application form, which is submitted to the appropriate association by activity/sector, regional chamber or the other form of organization and operation in accordance with this Statute.

The entity that became a member of the Chamber is obliged to pay regular membership fee.

#### Article 9

In achieving the activities, objectives and tasks related to membership in the Chamber, members of the Chamber, through direct forms of organization and operation or indirectly through the bodies of the Chamber, have the right and obligation, in particular:

- to manage with the affairs of the Chamber, to elect bodies of the Chamber and supervise their work;
- to start initiatives for adoption and building opinions on draft laws and other regulations and measures in the field of economy, development and economic policy;
- to use the necessary technical/professional and other assistance in connection with their operation, as well as services provided by the Chamber;
- mutual disputes and cases of violation of good business practices in operation, primarily to be settled before courts within the Chamber;
- in its operation within the chambers organization and activities should be adhered to the provisions of this statute, the general provisions and decisions of the bodies and forms of organization and operation within the Chamber;
- to participate in providing funds to accomplish the tasks of the Chamber, according to the needs identified by programmes and decisions of the bodies and structures of organization and operation within the Chamber.

#### Article 10

Membership in the Chamber shall terminate:

- if the legal entity –member shall cease to exist;
- if the legal entity – member shall fail to pay the membership fee in the appropriate amount and term specified by the decision of the Assembly of the Chamber;
- if the cooperation shall stop, respectively, lose contacts with the member for more than two years;
- if the member voluntarily cancel the membership;
- if the Assembly of the Chamber excludes the member.

#### Article 11

If the member of the Chamber shall cease to exist due to status changes (separation, merger), the successor shall remain as member of the Chamber, unless it informs the Chamber that it canceled the membership.

The successor shall be obliged within 30 days to notify the Chamber of the new company and to submit all the necessary data for registration of membership instead of the member that ceased to exist.

#### Article 12

Membership in the Chamber shall terminate and the member shall be deleted from the members' evidence, if the member fails to pay the fee for six months or after two years of suspension of any cooperation with the member.

#### Article 13

Member may terminate membership in the Chamber and shall submit a statement of the membership cancellation in written form to the Chamber, at least 30 days before cancellation of the membership.

Member who gave up membership in the Chamber shall be responsible for undertaken obligations to the Chamber until their execution, regardless of the expiration of the cancellation period.

#### Article 14

Member is excluded from membership in the Chamber if:

- shall not comply with the Statute, decisions of the bodies of the Chamber and the appropriate form of organization and operation of the Chamber;
- shall harm the reputation of the Chamber in the country and abroad;

The decision to expel a member shall be adopted by the Assembly of the Chamber.

Member who is excluded due to violation of the Statute, decisions of the bodies of the Chamber and the appropriate form of organization and operation of the Chamber, may be readmitted to membership of the Chamber, with decision of the Managing Board.

#### **IV. MANAGING WITH THE CHAMBER AND THE BODIES OF THE CHAMBER**

##### Article 15

Members of the Chamber shall manage the Chamber directly through their representatives in the forms of organization and operation within the Chamber and indirectly through the bodies established by this Statute or other enactment of the Chamber.

##### Article 16

Each member of the Chamber independently shall determine and authorize its representative in the appropriate form of organization and operation and other forms of organization within the Chamber.

Forms of organization and operation independently shall elect their bodies, in a manner and according to criteria established by their rules.

Forms of organization and operation within the Chamber shall make the election of their representatives in the Assembly of the Chamber in accordance with this Statute, as determined by decision of the Assembly of the Chamber.

##### Article 17

Representatives in the forms of organization and operation within the Chamber shall work according to the directions set by the members of the Chamber, and the members of the Chamber`s bodies shall be responsible to the forms of the organization and operation that they have elected.

Elected member in the Chamber`s bodies if not in position to attend the sessions of the bodies due to urgent and not to be delayed matters, by exclusion, may authorize another person as replacement.

The authorization from paragraph 2 of this Article shall be done with a letter of attorney by the appointed member of the Chamber`s bodies.

##### Article 18

The bodies of the Chamber are:

- Assembly;
- Managing Board;
- Supervisory Board and

- President.

## **1. ASSEMBLY OF THE CHAMBER**

### Article 19

The Assembly is the highest body of the Chamber.

The Assembly of the Chamber has 85 members.

The members of the Assembly of the Chamber are elected for a period of 5 years, and may be re-elected.

The members of the Assembly are elected from the members of the Chamber, by proposing members from each branch association and from each regional chamber, where the number of representatives from every form of organization and operation of the Chamber and the method of election shall be determined by special Decision of the Assembly.

### Article 20

The Assembly of the Chamber:

- shall adopt the Statute of the Chamber and its amendments;
- shall adopt the annual working programme and financial plan of the Chamber;
- shall adopt the report on implementation of the annual working programme and financial plan of the Chamber;
- shall determine the amount of dues/membership fee of the Chamber;
- shall identify the branch associations according to activities/sectors and regional chambers within the Chamber;
- shall determine the election of the bodies of the Chamber, in accordance with the Statute of the Chamber;
- shall elect and dismiss the President of the Chamber;
- shall elect and dismiss the Vice-Presidents of the Chamber;
- shall elect and dismiss the members of the Managing Board and the members of the Supervisory Board;
- shall decide on the termination of the Chamber by a two-thirds majority;
- shall decide on the manner of association of specific organizational forms pursuant to the Law and this Statute (associations according to sector/activities, regional chambers and other forms of organization and operation);
- shall announce elections and shall determine the manner of election of representatives (members) in the Assembly of the Chamber from the branch associations and regional chambers;



- shall adopt another acts and their amendments;
- shall control the operation of the Chamber;
- shall perform other duties in accordance with this Statute and other acts of the Chamber.

To perform certain activities within its scope, the Assembly may establish permanent or temporary working bodies.

#### Article 21

The Assembly of the Chamber shall work at sessions.

The sessions of the Assembly shall be convened and chaired by the Chairman of the Assembly. The Chairman of the Assembly shall be elected by the members of the Assembly, for a period of 5 years.

The mandate of the member of the Assembly may stop in the following cases:

- if the member resigns;
- if the member is revoked for non-compliance of the provisions of the Statute and other general acts of the Chamber;
- if the member shall not attend the sessions of the Assembly for longer period;
- due to end of work of the legal person – member of the Chamber from where he was elected;
- if the employment at the member of the Chamber shall terminate where he was employed during the election.

The new member of the Assembly in cases of termination of the mandate of the member of the Assembly determined in paragraph 3, line 1-4 shall determine the appropriate form of organization and operation that delegated the member of the Assembly whose mandate was terminated because of these reasons.

Member of the Assembly whose work has stopped on the basis of paragraph 3, line 5 of this Article, shall be replaced by another person by the legal person – member of the Chamber, who is elected on relevant position at the member of the Chamber.

The mandate of the member of the Assembly, elected on the basis of paragraph 3 of this Article shall continue until the expiration of the term /mandate of the member of the Assembly, instead of the elected one.

The Assembly of the Chamber shall verify the mandate of the member of the Assembly from the previous paragraph.

#### Article 22

The Assembly shall hold its sessions at least twice during the calendar year, due to adopt the annual working programme and financial plan, or to adopt the reports of the realization thereof, and if necessary, after the conclusion of the Managing Board or the

Supervisory Board, or suggestion of an association according to the activity, or regional chamber.

#### Article 23

The Assembly of the Chamber can work full if the majority of the members of the Assembly are present and the Statute and other enactments shall be adopted by majority votes of the present members of the Assembly, unless this Statute determined otherwise.

## **2. MANAGING BOARD OF THE CHAMBER**

#### Article 24

The Managing Board of the Chamber is a management body of the Chamber.

The Managing Board has a President and 34 members (total of 35 members).

The President of the Managing Board, ex officio, is the President of the Chamber.

Members of the Managing Board are elected for a period of 5 years with the possibility of re-election after nomination by the President of the Chamber.

Members of the Managing Board are elected from the members of the Chamber or by the President of the Chamber based on submitted proposals for members in the Managing Board from the forms of organization and operation within the Chamber.

The member of the Managing Board can end his mandate in the following cases:

- if he resigns;
- if the Assembly recalled him for not complying with the provisions of the Statute and other general acts of the Chamber;
- if he do not attend the sessions of the Managing Board for a longer period;
- due to termination of work at the legal person – member of the Chamber from where he was elected;
- if he terminates employment at the member of the Chamber where he was employed at the time of elections, or if the ground on which he was elected shall stop (termination of performing of a function/position or duty at the legal person – member of the Chamber).

Member of the Managing Board whose work terminates on the basis of paragraph 5, line 5 of this Article, can be replaced by another person by the member of the Chamber, that was elected on the relevant position at the legal person – member of the Chamber.

The mandate of the member of the Managing Board, elected on the basis of the previous paragraph of this Article, shall last until the termination of the mandate of the member of the Managing Board, instead of the elected one.

The Assembly of the Chamber shall verify the mandate of the member of the

Managing Board from the previous paragraph.

#### Article 25

The Managing Board:

- shall prepare the sessions of the Assembly of the Chamber;
- shall adopt the conclusions on convening sessions of the Assembly of the Chamber;
- shall implement the policy, conclusions and decisions adopted by the Assembly of the Chamber;
- shall bring decisions related to implementation of the working programme, financial plan and other acts /provisions of the Assembly of the Chamber;
- shall initiate and take positions on legislative and other regulations and acts/provisions that are of interest to the members of the Chamber;
- shall appoint the President, Vice-Presidents and other members of the Presidency of the Arbitration;
- shall determine the lists of arbitrators of the Permanent Court –Arbitration on the proposal by the Presidency of the Arbitration;
- shall appoint judges of the Court of Honor, President and the other bodies of the Court of Honor;
- shall appoint and dismiss the Executive Director of the Chamber;
- shall adopt the enactments for the organization, systematization and scope of work of the Professional Service Office of the Chamber, which regulates the operation of the Professional Service Office of the Chamber and the management of its operation, employment of the employees and other general provisions of the Professional Service Office;
- shall determine the compensation for services of the Chamber in the exercise of public authorizations and for professional and other services provided by the Chamber;
- shall adopt other regulations concerning the application of the Statute of the Chamber, if the issues are not within the competence of the Assembly of the Chamber;
- shall decide and carry out other activities stipulated by the Statute of the Chamber or by the enactments adopted by the Assembly of the Chamber.

To perform some matters from its scope, the Managing Board may establish permanent or temporary working bodies (commissions, committees, working groups, etc.).

The Managing Board shall submit to the Assembly of the Chamber the reports on the Chamber`s operation and for its operation, at least once a year.

#### Article 26

The Managing Board shall work on sessions that will be held as needed.

The meetings of the Managing Board shall be convened and chaired by the President of the Chamber, in the capacity as President of the Managing Board.

#### Article 27

The Managing Board of the Chamber shall work in full /legitimate if more than half of the members of the Managing Board are present, and the decisions on issues within its competence shall be adopted by majority votes of the present members.

For the purpose of efficient and expedient decision making, the Managing Board can adopt decisions on issues within its competence by written consent of the majority of the members of the Managing Board, given by e-mail, fax, mail etc. The decision is verified through the minutes on the first next session of the Managing Board.

### **3. SUPERVISORY BOARD OF THE CHAMBER**

#### Article 28

The Supervisory Board of the Chamber has a President and 6 members (all together 7 members), which are elected from the representatives of the members of the Chamber. For the members of the Supervisory Board may be elected also experts in the field of material-financial operations.

Members of the Supervisory Board are elected for a term of 4 years, without re-election.

Members of the Supervisory Board are elected at the proposal of the Chairman of the Assembly, based on proposals submitted by the forms of organization and work within the Chamber.

Member of the Supervisory Board cannot be: the President of the Chamber, member of the Managing Board, Executive Director of the Chamber and persons with a conflict of interests.

#### Article 29

The Supervisory Board shall supervise the legality, material and financial operations, assets and correctness of the Chamber`s work and shall inform the Assembly of the Chamber at least once a year about the ascertain condition.

The Supervisory Board shall control the membership fee/dues collection.

The Supervisory Board shall be obliged at least once a year to conduct a procedure for revision by independent auditing company.

#### **4. PRESIDENT OF THE CHAMBER**

##### Article 30

The President of the Chamber, represents and presents the Chamber, manages its operation and executes the decisions and conclusions of the other bodies of the Chamber and is responsible for the legality of the operation of the Chamber.

The President of the Chamber in performing the activities of paragraph 1 of this Article reaches decisions and takes measures and activities in accordance with the Statute, program of work and the financial plan, respectively with the decisions, conclusions and other enactments of the other bodies of the Chamber.

The tenure of the office of the President of the Chamber is 5 years, with a possibility for another mandate.

##### Article 31

The Chamber shall have one or more Vice-Presidents.

The Vice-Presidents of the Chamber are elected from the representatives of the members of the Chamber.

The President of the Chamber in performing of the activities from Article 30 paragraph 1 of this Statute shall be replaced by the Vice-Presidents of the Chamber.

The tenure of the office of the Vice-Presidents of the Chamber is 5 years, with a possibility for another re-election.

### **V. STRUCTURES OF ORGANIZATION AND OPERATION AND OTHER FORMS OF ORGANIZATION WITHIN THE CHAMBER**

#### **1. ASSOCIATION ACCORDING TO ACTIVITY/BRANCH**

##### Article 32

An Association according to the activity/branch or activities is a professional structure of organization and operation within the Chamber, through which the members of the Chamber independently decide on and perform the activities and tasks, which are of interest for the particular business sector, or sectors.

##### Article 33

An Association according to activity or activities is organized from the member of the Chamber of particular sector, or sectors of economy.

The Assembly of the Chamber determines the total number of branch associations within the Chamber.

Each member of the Chamber is directly connected to one association, depending on its registered activity that is dominant in its operation, or according to the interest that is focused on in the relevant association.

Each member of the Chamber, if there is an interest, besides in its main (parent) association may be connected and participate in the activity of the other association.

#### Article 34

Members of the Chamber may participate in the activities of the association through their own permanent or periodical representatives.

The association works in plenary sessions, on which the representatives of all the members of the association may participate.

#### Article 35

An association according to activity operates directly in carrying out the objectives and tasks of its membership within the Chamber, in particular, as follows:

- examines the issues regarding to the advancement of operation and resolving of the current problems in the scope of its activity;
- initiates or establishes measures, plans and programs for the development of the activity;
- co-ordinates the appeared opposites and different interests within the activity;
- adopts conclusions and proposes measures of interest for the activity, having into consideration the interests of the economy as a whole;
- recognizes and establishes the common interests of the members of the Chamber of the activity, as well as the differences in relation to other activities, and gives proposals for their co-ordination and surpassing;
- starts the initiatives for adopting and examining proposals on laws and other regulations, gives opinions and proposals on issues of interest for the members of the Chamber of the relevant activity, and the economy as a whole;
- initiates and accomplishes cooperation on issues of common interest, with the members of the Chamber from the other associations within the Chamber and international economic cooperation, in accordance with the program activities and general regulations of the Chamber;
- performs other activities of interest to the members, within the competences of the Chamber.

Each association shall adopt rules which regulate the manner of operation and management and the way of election of bodies within the association, in accordance with the provisions of this Statute.

### Article 36

In order to coordinate the actions on issues of common interest, the associations may hold joint sessions.

If an issue which is of common interest for the associations, would not reach agreement of two or more associations, that issue with detailed views of the respective associations, will be submitted to the Managing Board of the Chamber, in order to take a final stance.

## **2. REGIONAL CHAMBER**

### Article 37

Regional Chamber is a structure of territorial organization and operation within the Chamber, whose function provides decentralization of the tasks and activities of the Chamber and independence of the members in the decision making on the activities and tasks of the Chamber that are of particular significance for the region for which it is organized.

The Regional Chamber may be organized for two or more municipalities, and the Assembly of the Chamber determines the total number of the regional chambers within the Chamber.

### Article 38

Regional Chamber, in particular:

- examines the issues in relation to the advancement of the production, turnover and economic services, and the current problems of the economy in the region in which is organized;
- realizes the decentralization of the chamber's tasks and activities within the region;
- examines proposals and initiates adoption of regulations which are in the competence of the bodies of the Chamber;
- examines issues and initiates proposals for the development of entrepreneurship in the region;
- participates in establishing of development and structural priorities in the region, in particular, in conception of the attitudes and proposals for operation with the space, environment, and for the economic infrastructure development (local roads, power supply, public works, transport, etc.);
- initiates and accomplishes cooperation on issues of common interest with the members of the Chamber of the neighboring regions or with regional chambers from the other countries, in accordance with the programme activities and the general regulations of the Chamber;

- performs other activities for the interest of its members, within the competences of the Chamber.

Each Regional Chamber adopted rules which regulate the organization and the manner of operation and management and the way of election of bodies within the regional chamber, in accordance with the provisions of this Statute.

#### Article 39

Regional Chamber is an organizational unit within the Economic Chamber of Macedonia.

Regional Chamber is represented by a President.

With the provisions of Article 38 paragraph 2 of this Statute, the Regional Chamber may determine other bodies.

Regional Chamber may have a separate account, whose signatory is the President of the Regional Chamber or a person authorized by him.

### **3. OTHER FORMS OF ORGANIZATION AND OPERATION**

#### Article 40

In the scope of the Chamber, members of the Chamber may organize and operate in sections, boards and other organizational and operational forms, for the purpose of more efficient accomplishment of their specific interests in a particular field, activity, etc., in accordance with this Statute.

The decision for organization and operation, and the manner of providing resources for the operation of the forms of organization and operation of paragraph 1 of this Article may be adopted by the Managing Board of the Chamber, if it concerns their organization on the level of the Chamber, association according to activity, or regional chamber level; if it concerns their organization on the activity level, or regional chamber level, or particular economic entities - members of the Chamber, and if it concerns their specific interests.

## **VI. EXECUTIVE DIRECTOR AND PROFESSIONAL SERVICE OFFICE OF THE CHAMBER**

#### Article 41

The Chamber has its Executive Director, who represents the Chamber in assets and other legal matters and manages and organizes the operation of the Professional Service Office of the Chamber, makes decisions concerning the employment of the



employees in the Professional Service Office and in realization of the general provisions of the Professional Service Office and performs other activities in accordance with the general provisions and decisions of the bodies of the Chamber.

The Executive Director shall organize the preparation and holding of the sessions of the Assembly and the Managing Board of the Chamber.

#### Article 42

The Professional Service Office of the Chamber carries out the professional, administrative-technical, ancillary and other activities of the Chamber.

The Professional Service Office carries out the administrative-professional activities connected with the preparation and implementation of the Statute, decisions, conclusions and other provisions of the bodies and the structures of organization and operation within the Chamber, and the legal and other provisions concerning the activity of the Chamber.

The Professional Service Office prepares information, analysis, drafts on general and other provisions for the needs of the Chamber, views and proposals on laws and other provisions in the field of economy, views and proposals on enactment in which are established the attitudes of the Chamber relating to the economic policy on national, regional and local level. The employees in the Professional Service Office have special responsibility in regard to data they collected from the companies, concerning their use and publishing.

The Professional Service Office provides business information, data, professional advises, proposals, suggestions, etc., which enable the operation of the members of the Chamber. The Professional Service Office provides its services mainly for the members of the Chamber, as well as for the domestic and foreign legal and natural entities, which are not members of the Chamber.

The Professional Service Office in carrying out its activities cooperates with professional services of the members of the Chamber, with scientific, professional and other institutions in the country and abroad.

### **VII. COOPERATION OF THE CHAMBER WITH THE OTHER ENTITIES**

#### Article 43

In the scope of the objectives and tasks established by the Law and this Statute, the Chamber cooperates with the competent state bodies, local self-government bodies and other institutions, especially on economic system, development and economic

policy, initiatives for adopting laws and other regulations in the field of economy, preparation of legal and other regulations in the field of economy and other issues of interest for the economy.

#### Article 44

The Chamber cooperates with chambers of commerce in the Republic of Macedonia, with chamber of commerce of other countries and with relevant national and international economic associations and other institutions abroad, through institutional and other forms of cooperation, in order to promote the economic cooperation and to develop economic relations abroad.

The cooperation with the chambers and other associations and institutions abroad is established through direct contacts, exchange of information, joint chambers, business councils, mutually organized general economic and tourist information advertising and promotion, fairs, exhibitions and other promotional activities, business visits, establishing of foreign trade network, business connection and information, etc.

#### Article 45

Based on the need for mutual cooperation and interest of members, the Chamber can be a member of various national and international chambers of commerce and other national and international economic organizations, associations or institutions.

#### Article 46

For joint promotion of their work and activities, coordination of special and common interests in the area for which they are established, for the realization of other issues of common interest, providing unique professional interests of the economic chambers and other forms of linking the economic entities in the relationship with state authorities and the international community, the economic chambers may conclude cooperation agreement, in which will define the cooperation objectives.

### **VIII. GENERAL PROVISIONS OF THE CHAMBER**

#### Article 47

The general provisions of the Chamber are: the Statute, rules, decisions, conclusions, recommendations, views and opinions and other general provisions, which are in accordance with the Law and this Statute, and are adopted by the Assembly, Managing Board and other bodies and structures of organization and operation within the Chamber.

#### Article 48

The Managing Board may establish the proposal for the adoption of the Statute of the Chamber, and its amendments, and the Supervisory Board, the President of the Chamber and the structures of organization and operation within the Chamber may raise the initiative for its adoption.

The Managing Board of the Chamber determines the text of the draft-statute, or the decision for the amendments of the Statute, and establishes the manner of conduct and the public debate duration time.

#### Article 49

The Statute of the Chamber is published on the Chamber's web portal, in the course of three days after the day of its adoption. The Statute of the Chamber enters in the force on the eighth day from the day of its publication.

The other general provisions of the Chamber are announced on a notice board in the Chamber in the course of three days after the day of their adoption and enter into force on the day of their announcement.

### **IX. PERMANENT COURT OF ARBITRATION ATTACHED TO THE CHAMBER**

#### Article 50

The Permanent Court of Arbitration exists attached to the Chamber, as an independent body.

#### Article 51

The Permanent Court of Arbitration shall decide on mutual business disputes between the members of the Chamber, between the members of the Chamber and the third parties, as well as between other domestic and foreign legal entities, if parties have agreed on the competence of this Court.

The decisions of the Permanent Court of Arbitration are final and have force of a legally binding award.

#### Article 52

The competence, composition and organization of the Permanent Court of Arbitration, and the procedure on subjects of its competence are established by general enactment adopted by the Assembly of the Chamber.

### **X. COURT OF HONOR WITHIN THE CHAMBER**

### Article 53

A Court of Honor exists within the Chamber, as an independent body.

The Court of Honor decides in cases on violation of good business practices in the operation, as well as in cases of violation, which disrupt the market economy principles, in cases of no-fulfillment of obligations of the members of the Chamber and on other violations of the provisions of this Statute and other regulations of the bodies and structures of organization and operation of the Chamber, if by law or other rule for particular damage is not determined the competence of the other body.

As violations of the good business practice are particularly considered:

- actions of the members of the Chamber that contrary to the good business practices, cause damages to the citizen, legal person or to the Republic of Macedonia, to the municipalities or to the city of Skopje;
- abuse in the turnover of goods;
- unfair competition;
- arrangement aimed to gain monopoly and other privilege position on the market;
- putting on sale goods without declaration or with the wrong declaration;
- groundless avoiding to fulfill the agreed obligations;
- unfair relation towards the customers;
- bad performance of the services and refusal to proceed according to the customers complaints;
- unfair advertising;
- concluding of fictitious contracts; and
- other violations that may be considered as violations on good business practices.

### Article 54

For the violations on good business practices and over the provisions of the Statute and other regulations of the Chamber, the Court of Honor may pronounce:

- Reminder or
- Public reminder, by publishing in the media.

### Article 55

The competence, composition and organization of the Court of Honor, the manner of the election and resigning of its members, and procedure for deciding on the matters under its competence, as well as the competence, election and resigning of the prosecutor, are specified in a general provision adopted by the Assembly of the Chamber.

## **XI. PUBLICITY IN THE OPERATION OF THE CHAMBER**

#### Article 56

The operation of the Chamber is public.

The publicity in the operation of the Chamber is provided directly through its openness and the possibility to attend the sessions of the bodies and structures of organization and operation of the Chamber and other meetings within the Chamber.

Forms and structures of organization and operation of the Chamber and their bodies may exclude or limit publicity on their sessions and meetings, when required by the general interest or when they review documents and information of a confidential nature.

The publicity is provided through regularly informing the members of the Chamber about the activities; publishing of the decisions of the bodies of the Chamber set by this Statute; through publishing brochures, magazines and other printed and electronic editions; submitting special information to the members of the Chamber and to the competent, respectively interested entities and through other forms set by the decision of the body, or structure of organization and operation within the Chamber in the scope of which are the matters for which the need of providing of this kind of publicity of the operation is established.

The publicity is provided also in the cooperation with the media, on manner and under conditions according to which, a complete independent and objective information about the operation of the Chamber is established.

#### Article 57

The Chamber may have its bulletin, which is published in written and electronic form.

The Chamber publishes regular and periodical bulletins, surveys, magazines and other means of information, through which informs its members and the public.

#### Article 58

The Chamber informs its members regularly about the decisions, attitudes, proposals and views adopted on the sessions of the bodies and the structures of the organization and operation within the Chamber.

#### Article 59

The body of the Chamber that, establishes, adopts or issues enactments or documents, determines the degree of the secrecy (confidentiality) of documents or particular data, which are secret in accordance with the law or provisions of the Chamber, if the information given to unauthorized person, because of their nature and importance would be opposite to the interest of all the members of the Chamber, respectively the country.

The members of the bodies and the structures of the Chamber and the employees in the Professional Service Office are obliged to keep as business secret all the information and data of the operation of the members and of the Economic Chamber

of Macedonia, and have a status as confident, or are considered as business secret with a special enactment.

The person that gives data and information connected with the operation of the Chamber is responsible for their being true and accurate.

## **XII. PROPERTY AND ASSETS FOR OPERATION OF THE CHAMBER**

### Article 60

Immovables and the objects of permanent value as part of the property of the Chamber cannot be alienated (transferred), or put in pledge, or to give without compensation, except in cases when their value and functionality is increased, which is decided by the Assembly of the Chamber.

### Article 61

The resources for the operation of the Chamber shall be provided by:

- contribution fee/dues paid by its members;
- fees from rendered services;
- donations;
- fees for performing public authorizations;
- earmarked funds;
- other sources.

The amount of the contribution fee, the manner and term of its payment, possibilities, conditions and criteria for exemption from payment of the membership fee/dues is determined by the Assembly of the Chamber.

The amount of payment for services rendered by the Chamber in doing public authorizations is determined by the Managing Board of the Chamber, upon prior approval by the Government of the Republic of Macedonia.

### Article 62

For the realization of certain activities of their interest which are not financed by the Chamber's Financial plan, or to finance specific activities which are not specified in the annual work programme of the Chamber, some members of the Chamber may join funds and establish earmarked funds within the Chamber, that the members use independently, in accordance to the enactment of their association and the general provision of the Chamber.

### Article 63

The funds paid on behalf of deposit, or fee for disputes which are conducted

before the Permanent Court of Arbitration and the Court of Honor, as in other cases are determined by law or general provision of the Chamber, used under the general rules which regulate their payment.

### **XIII. TERMINATION OF THE CHAMBER**

#### Article 64

The Chamber stops in case of liquidation or bankruptcy.

Decision on termination of the Chamber, on one of the methods on termination set forth in paragraph 1 of this Article is adopted by the assembly of the Chamber, by two-third majority votes of the total number of the members of the Assembly.

In the case of procedure for termination of the Chamber (bankruptcy or liquidation), the Assembly of the Chamber shall decide on the treatment of property and assets remaining after settlement of the Chamber's liabilities.

### **XIV. TRANSITIONAL AND FINAL PROVISIONS**

#### Article 65

With the day of entry into force of this Statute, shall cease to apply the Statute of the Economic Chamber of Macedonia No. 07-1018/4 dated 1.03.2005 and the Decision on amending the Statute of the Economic Chamber of Macedonia No.07-1863/8 from 21.06.2007.

The bodies of the Chamber (Assembly, Managing Board, Supervisory Board and President), elected pursuant to the Law on the Economic Chamber of Macedonia (Official Gazette of RM No.89/2004), the Statute of the Economic Chamber of Macedonia No. 07-1018/4 from 10.03.2005 and the Decision on amending the Statute of the Economic Chamber of Macedonia No.07-1863/8 from 21.06.2007, will perform their functions until the expiry of their mandate according to the provisions of the Statute of the Chamber, on the base of which decisions for their election is made.

Representatives in the forms of organization and operation of the Chamber appointed or elected pursuant to the Law on the Economic Chamber of Macedonia (Official Gazette of RM No.89/2004), the Statute of the Economic Chamber of Macedonia No. 07-1018/4 from 10.03.2005 and the Decision on amending the Statute of the Economic Chamber of Macedonia No.07-1863/8 from 21.06.2007, will perform their functions until the expiry of their mandate according to the provisions of the Statute of the Chamber and the rules of organization and mode of operation, on the base of which decisions for their appointment or election is made.

Commenced proceedings before the Permanent Court of Arbitration attached to the Economic Chamber of Macedonia to the date of entry into force of this law, shall be completed pursuant to the Law on the Economic Chamber of Macedonia (Official Gazette of RM No. 89/2004), the Statute of the Economic Chamber of Macedonia No. 07-1018/4 from 10.03.2005 and the Decision on amending the Statute of the Economic

Chamber of Macedonia No.07-1863/8 from 21.06.2007, and the enactments of the Permanent Court of Arbitration adopted in accordance with the said Law and Statute in this paragraph.

This Statute shall enter into force on the eighth day from the day of its announcement on the Economic Chamber of Macedonia web portal.

Antoni Pesev

Chairman

No. 07-1177/6

Skopje

20.04.2011