



REPUBLIC OF SLOVENIA
MINISTRY OF EDUCATION AND SPORT

OFFICE OF THE REPUBLIC OF SLOVENIA FOR YOUTH

YOUTH COUNCIL ACT

UNOFFICIAL CONSOLIDATED TEXT (ZMS-NPB1)

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INTRODUCTORY PROVISIONS

Article 1

This Act regulates the status, operation, activities and financing of the National Youth Council of Slovenia and local community youth councils.

Article 2

The National Youth Council of Slovenia is a voluntary association of national youth organisations with the status of an organisation in the public interest in the youth sector in accordance with the act regulating the public interest in the youth sector.

The local community youth council unites youth organisations defined in the act regulating the public interest in the youth sector with at least 90 percent of members aged up to 29 years and 70 percent of members of the management aged between 15 and 29 years and a head office in this self-governing local community. The members of the local community youth council, which are also united in the association of youth organisations at a local level, may only have one representative in the local community youth council.

Association in the National Youth Council of Slovenia and local community youth councils shall be based on the principles of freedom of association, equality and mutual respect of autonomy of every youth organisation. The National Youth Council of Slovenia and local community youth councils shall represent the interests of youth organisations, which are their members.

In its work, the National Youth Council of Slovenia shall also cooperate with the local community youth councils and other organisations in the youth sector, which are not their members, and other entities in accordance with the internal and other operating regulations.

STATUS DEFINITION OF YOUTH COUNCILS

Article 3

The National Youth Council of Slovenia and the local community youth council are legal persons governed by private law with the rights, obligations and responsibilities determined by law and the basic act.

Article 4

The National Youth Council of Slovenia and the local community youth councils shall have a basic act regulating the following:

- name and head office;
- the objectives and principles of their operation;
- detailed conditions and the manner of becoming a member, termination of membership and winding up of the council;

- the bodies, their structure, the manner of electing and relieving their members, the mandate and powers of the bodies;
- the manner of providing for their work to be public;
- the tasks and activities they perform and representation in legal matters;
- the sources of material resources and the manner of supervising the use of funds;
- the manner of adopting amendments to the basic act;
- other issues important for performing the activities and the operation in accordance with the law and their objectives and principles.

The basic act shall be adopted by the National Youth Council of Slovenia and the local community youth councils by a two-thirds majority of their members.

POWERS AND ACTIVITIES

Article 5

In accordance with the basic act, the National Youth Council of Slovenia and the local community youth councils shall:

- implement or participate in the implementation of youth work and other activities in the field of the youth sector in accordance with the act regulating the public interest in the youth sector;
- provide for the conditions for the operation and development of forms of interest for the association of young people;
- provide for the participation of young people in adopting statutory and other regulations having an impact on the life and work of young people;
- perform other tasks for promoting the interests of young people defined by the basic act.

Article 6

Prior to preparing the proposals of acts and other regulations having a direct impact on the life and work of young people, the Government, the ministries, and other national authorities and local community bodies shall be obliged to inform the National Youth Council of Slovenia or the local community youth councils thereof.

FINANCING

Article 7

The National Youth Council of Slovenia and the local community youth council shall obtain the funds for their operation:

- from the budget of the Republic of Slovenia and the budgets of local communities based on a submitted programme,
- with a membership fee,
- from property rights,
- with gifts and bequests,
- from donations,
- from own activities,
- from any other sources.

Article 8

The National Youth Council of Slovenia and the local community youth councils may be directly engaged in a gainful occupation under the conditions determined for performing these activities by law.

A gainful occupation shall be specified in the basic act and linked to the purpose and tasks of the National Youth Council of Slovenia and the local community youth councils and may be performed in the extent required for achieving them.

The revenue from a gainful occupation may not represent the majority of all revenues of the National Youth Council of Slovenia and the local community youth councils.

The surplus of revenue over expenditure obtained by directly performing the gainful occupation may be used only for achieving the purpose and tasks of the National Youth Council of Slovenia and the local community youth councils in accordance with the basic act.

Any distribution of the assets of the National Youth Council of Slovenia and the local community youth councils to their members shall be null and void.

Article 9

The financial and material operation and the use of the acquired funds shall be performed under the conditions and in the manner determined by this Act and the acts of the National Youth Council of Slovenia and the local community youth councils.

The provisions of the act regulating the societies shall apply *mutatis mutandis* to the financial and material operation of the National Youth Council of Slovenia and the local community youth councils.

Supervision of the legality, intended purpose, economic and efficient use of public funds obtained by the National Youth Council of Slovenia and the local community youth councils for performing their activities shall be carried out by the Court of Audit.

REGISTRATION AND WINDING UP

Article 10

The authority responsible for the registration of a society in accordance with the act regulating the societies shall be responsible for the registration of the National Youth Council of Slovenia and local community youth councils.

The ministry responsible for education and sport shall decide on any appeals against the decision of the competent authority.

The provisions of the act regulating the societies shall apply *mutatis mutandis* to the application for registration, the decision of the competent authority and the amendments to the basic act or the changing of a representative.

Article 11

The Register of the National Youth Council of Slovenia and the local community youth councils shall be maintained and managed by the ministry responsible for education and sport.

The data entered in the Register of the National Youth Council of Slovenia and the local community youth councils shall be public.

Article 12

The National Youth Council of Slovenia and the local community youth councils may wind up due to the will of the members.

Article 13

The National Youth Council of Slovenia and the local community youth councils may adopt the decision on the winding up.

A representative of the National Youth Council of Slovenia and the local community youth councils shall be obliged to inform the competent authority of the decision referred to in the previous paragraph within 30 days.

The report on the use of funds must be enclosed with the decision, from which the scope of funds, the manner of settling the liabilities, the amount of public funds and their reimbursement to the budget, and the transfer of property to the State or the local community must be evident.

The provisions of the act regulating the societies shall apply *mutatis mutandis* to the handling of competent authorities in case of the winding up of the National Youth Council of Slovenia and the local community youth councils due to the will of the members and the transfer of property.

SUPERVISION OF IMPLEMENTATION OF THE ACT AND PENAL PROVISIONS

Article 13.a

The authorities responsible for supervising the implementation of the act regulating the societies shall carry out the supervision of implementing the provisions of this Act.

Article 14

For an offence, a fine of from 1,000 to 2,000 euros shall be imposed on a council that:

1. exceeds the area of activities determined by the basic act (Article 4);
2. performs any activity which is not in compliance with the purpose and tasks of the council (Article 8);
3. does not use the generated surplus of revenues over expenditure for implementing the basic activities of the council (the fourth paragraph of Article 8);
4. falsely presents the information on financial-material operation (the second paragraph of Article 9);
5. amends the basic act or changes the representative of the society and does not submit the request for changing the registration (the third paragraph of Article 10).

A fine of from 200 to 400 euros shall be imposed for the offence under the previous paragraph as well as on the council representative.

Youth Council Act – ZMS (Official Gazette of the RS, No. 70/00) contains the following transitional and final provisions:

TRANSITIONAL AND FINAL PROVISIONS

Article 15

The National Youth Council of Slovenia, which was established on 25 April 1990 and entered into the Business Register of Slovenia on 21 April 1995 under the identification registration number 5623545, shall be converted to the National Youth Council of Slovenia under the first paragraph of Article 3 of this Act. The conversion act shall be adopted by the assembly of the National Youth Council of Slovenia within six months after the entry into force of this Act.

The act on conversion shall define the changes required for implementing the conversion and that are in accordance with the provisions of this Act. The act shall also determine the transfer of property, the transfer of employees and the time limit for electing new bodies of the National Youth Council of Slovenia.

Until the election of new bodies, the National Youth Council of Slovenia shall be led by the existing president and the executive committee.

The National Youth Council of Slovenia referred to in the first paragraph of Article 3 of this Act has existed since entering the conversion in the Register.

Article 16

This Act shall enter into force on the eighth day after being published in the Official Gazette of the Republic of Slovenia.

Act Amending the Youth Council Act – ZMS-A (Official Gazette of the RS, No. 42/10) contains the following transitional and final provisions:

TRANSITIONAL AND FINAL PROVISIONS

Article 9

The members of the National Youth Council of Slovenia shall be obliged to meet the membership conditions in accordance with the first paragraph of Article 2 of this Act within three years after the entry into force of the act regulating the public interest in the youth sector.

The members of the local community youth councils shall be obliged to meet the membership conditions in accordance with the second paragraph of Article 2 of this Act within three years after the entry into force of this Act.

The membership of any member of the National Youth Council of Slovenia or the local community youth council, which shall not meet the conditions under the first and second paragraphs of this Article, shall be terminated.

Article 10

This Act shall enter into force on the fifteenth day after being published in the Official Gazette of the Republic of Slovenia.

In accordance with the first paragraph of Article 153 of the Rules of Procedure of the National Assembly, the Legislative and Legal Service prepared an unofficial consolidated text of the Youth Council Act that encompasses:

- Youth Council Act – ZMS (Official Gazette of the RS, No. 70/00 of 8 August 2000) and
- Act Amending the Youth Council Act – ZMS-A (Official Gazette of the RS, No.42/10 of 28 May 2010).022-01/10-12/1

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