

**Questions submitted prior to the APEEE General Meeting 15/12/26 and answers**

Question	Answer
<p>I would have one question, concerning Agenda point 5, and proposed resolution number 10. It reads: "The GENERAL MEETING fixes for the election of the members of the Board the maximum number of "crosses" per ballot at 10 for a total of 20 vacant positions." - could you kindly confirm if this is correct? I believe that in the past we were able to cast the same number of votes as the vacant positions.</p>	<p>Article 9§9 of the Statutes states <i>"Pour être valable, chaque bulletin devra comporter au maximum le nombre de noms marqués d'une 'croix' fixé par l'Assemblée générale."</i></p> <p>Therefore, the statutes define the number of crosses to be indicated as a maximum, but does not state that the number of crosses to be fixed within this maximum.</p> <p>At the 2025 Annual General Meeting, there was an explicit request by the class representatives to improve the working relationship within the Board. The Board listened to this call from the parents. One of the measures taken to improve the working relationships was the adaption of the Internal Rules, which provided a clear framework in which the Board operates, thereby avoiding recurring procedural discussions which were not conducive to a good working atmosphere.</p> <p>The past practice of equalling the number of crosses to the number of vacant positions resulted in some voting strategies whereby all crosses were indicated, apart from the candidates perceived negatively. Therefore, the voting became a negative vote.</p> <p>In reducing the maximum number of crosses, the Board is of the view that the voting will become a positive and a conscious choice for the candidate whose project is supported. Ultimately nudging parents to take positive choice should create a different positive dynamic within the parent community in relation to the elections at the general meeting.</p>
<p>I was reading the resolutions and we now have a limitation to vote on only 10 candidates, instead of 20 which represent the number of vacant positions.</p> <p>Last year the resolution was " The GENERAL MEETING fixes for the election of the members of the Board the maximum number of "crosses" per ballot at 19 for a total of 19 vacant positions."</p> <p>The preceding year " The GENERAL MEETING names as tellers: [names tellers] and fixes at 18 the maximum number of "crosses" per ballot."</p>	<p>See comment above.</p>

<p>since the vacant positions were 18.</p> <p>Was this a lapse? If not, please justify the change of procedure, as you are constraining the right to vote without undue reason and misinterpreting Article 9 of the Statutes. Article 9 mentions that: " Pour être valable, chaque bulletin devra comporter au maximum le nombre de noms marqués d'une 'croix' fixé par l'Assemblée générale."</p> <p>You had translated it as follows during the discussions of the Statutes in 2023: "To be valid, each ballot must contain no more than the number of names as determined by the General Meeting, marked with a "cross". - please see <a href="https://woluweparents.org/wp-content/uploads/2023/11/Revised-statutes-revision-comparative-table-EGM-EN-FINAL.pdf">https://woluweparents.org/wp-content/uploads/2023/11/Revised-statutes-revision-comparative-table-EGM-EN-FINAL.pdf</a></p> <p>Article 9 addresses therefore the flexibility needed every year to adjust to the number of vacant positions.</p>	
<p>I would like to add a resolution</p>	<p>The <a href="#">official convocation to the AGM</a> states: "<i>Written questions shall be submitted before 8 th January 2026.</i>"</p> <p>In the body of the email text, accompanying the convocation, written in a more user readable format, some key points of the convocation were repeated: this text stated "<i>Should you have any questions regarding the <u>reports</u> or if you wish to <u>submit a resolution</u> please send your queries to the Secretariat.</i>" This sentence "<i>if you wish to submit a resolution</i>" was a material error in the email sent to the parents, inconsistent with the official convocation and also the statutes.</p> <p>We appreciate your engagement and enthusiasm in submitting resolutions. At the same time, we would like to highlight the allocation of competences between the General Meeting and the Board. The General Meeting only has the powers attributed to it by the articles of association and the law and is therefore not competent to adopt a resolution. This matter falls within the powers of the Board</p> <p>Article 17 of the Statutes states:</p> <p>« <i>Le Conseil d'Administration a l'obligation</i></p>

	<p><i>d'étudier et, sur leur demande formelle, d'inscrire à l'ordre du jour de la prochaine Assemblée Générale toute question présentée par au moins un dixième des membres effectifs ou un vingtième des membres adhérents. »</i></p> <p>If 10% of the full members (members effectifs) and 5% joined members (membres adhérents i.e. parents) requests that a question should be presented, <u>the Board</u> should study such a request and put it on the agenda of the next AGM.</p> <p>However, such a request should be done <u>before</u> the convocation of the general meeting. Because the agenda, including the proposed item, should be announced to the parent community at least two weeks in advance. Absent members must be able to rely on the communicated agenda and the two weeks convocation period in the articles of associations must be respected otherwise the decision-making process risks being invalid.</p> <p>See Article 9§3:  <i>« L'Assemblée Générale est convoquée au moins deux semaines à l'avance, par affichage dans les locaux de l'Ecole, au siège de l'Association, avec indication de l'ordre du jour. »</i></p> <p>Nevertheless, due to the relevance of the questions, a response in substance will be provided to the proposals for resolutions. See further answers below.</p>
<p>I hereby request an additional point on the agenda to allow for the vote the following resolution (with other votes or earlier):</p> <p><i>The GENERAL MEETING requests the board of the APEEE to share the lists of class representatives for the school year 2025-2026 per section, as it has been the normal practice, as soon as possible and no later than mid-February 2026. In addition, the GENERAL MEETING requests the board to share the lists of class representatives for the school year 2026-2027 no later than mid-October 2026, and similarly for the following school years.</i></p>	<p>In each class, up to four class representatives are appointed. However, consent for the communication of the class representatives' personal contact details to other representatives was obtained for only one representative per class. Under data protection rules, consent must be individual, explicit and specific. It would therefore have been necessary to obtain the consent of all class representatives concerned. As such consent was not collected for all four representatives, it was decided, as a precautionary measure, not to communicate the class representatives' contact details to representatives of other classes.</p> <p>The APEEE is currently in a phase of increasing maturity and learning with regard to GDPR</p>

	<p>compliance. Given the legal and organisational risks associated with this regulation, the association systematically adopts a precautionary approach in order to avoid any situation that could place it in a position of non-compliance. In this context, the APEEE decided during the course of the year to appoint a new Data Protection Officer, as the level of advice previously provided was considered insufficient. A comprehensive review of all processes and procedures is currently underway in order to validate and strengthen the APEEE's overall GDPR compliance.</p> <p>In the past, it was observed that certain data received by class representatives had been used for purposes other than those for which they were originally shared. Several complaints were addressed to the Board, in particular concerning the use of such data for other unauthorised purposes. As a further precautionary measure, it was therefore decided to reinforce the protection of class representatives, both to safeguard their rights and to prevent any inappropriate use of their personal data.</p> <p>It is also important to recall that, from a GDPR perspective, even where valid consent has been obtained, the data controller is under no obligation to make use of it. Consent provides a legal basis for processing, but it does not create an obligation to process the data. The data controller may at any time decide not to use the data if this is considered more consistent with the principles of data minimisation, precaution or the protection of the data subjects.</p> <p>This approach fully reflects the current learning curve of the APEEE, for whom the duty of precaution remains a priority. The association is now focusing on defining clear mechanisms for collecting consent and on ensuring that, in the future, any data shared is used strictly for the purposes for which consent was obtained.</p> <p>In summary, the APEEE acts in a spirit of</p>
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	<p>prudence, responsibility and respect for fundamental data protection rights. All decisions taken are intended to ensure GDPR compliance and to protect all individuals concerned, namely board members, collaborators, parents, class representatives and, indirectly, children. All efforts undertaken by the APEEE are directed towards this objective and form part of a continuous improvement process and a strict respect of the legal framework.</p>
<p>I hereby request: an additional point on the agenda to allow for the vote the following resolution (with other votes or earlier): In case Board members with a 2-year mandate decide to resign prior to the vote, the figure of 20 should be increased correspondingly up to 25 before the election of the 2026 APEEE Board.</p>	<p>Such an additional resolution is not required.</p> <p>Proposed resolution number 10 communicates the number of vacant positions. These are the vacant positions known at the moment the Board approves the agenda for the annual general meeting. This year, the finalised agenda was approved on December 17<sup>th</sup>.</p> <p>It may occur that between the approval of the agenda and the annual general meeting a Board member resigns or decides not to continue the second year of the mandate.</p> <p>In that case, as it has been in the past, the number of vacant positions in resolution 10 will be adjusted.</p>