

Decree-Law No. 21 of 2006 Regarding Private Foundations for the Public Benefit

(Section: Articles (1-13

Article 1

In the application of the provisions of this Law, the following words and expressions shall have the meanings assigned to each, unless the context requires otherwise

.Foundation"means the Private Foundation for the Public Benefit"

.Founder"means the natural or juristic person(s) who establish the Foundation"

.Document"means the incorporation document of the Foundation"

Articles of Association"means the articles of association of the Foundation which are provided by the founder

The Competent Authority for notarization of the Documents"means the Real Estate Registration and Authentication Department in the Ministry of Justice or any other entity that would substitute it

Article 2

The Private Foundation for the Public Benefit (hereinafter "the Foundation") is an entity established by one or more natural or juristic persons for the purpose of achieving one or more objectives for the public benefit. The Foundation shall have a legal personality and be financially independent

Article 3

The Foundation shall be established by an incorporation document provided by the founder and shall have articles of association

Article 4

The Document shall include the name of the Foundation, its headquarters, its objectives, the funds allocated for achieving such objectives, the name of the founder, their nationality, and their place of residence

Article 5

The articles of association shall include all information related to the Foundation, in particular the following

.1 The name of the Foundation and its headquarters

.2 The Foundation's objectives

.3 The funds allocated to it

.4 The Foundation's management technique and method, as well as the names of those who shall represent the Foundation before the judiciary and in its relationship with third parties

.5 The financial resources of the Foundation

.6 The entity to which the Foundation's funds shall devolve upon its termination. Such funds may devolve to the founder where the founder is a juristic person, subject to the approval of the Council of Ministers

Article 6

The Foundation shall be registered in a special register established for such purpose at the competent authority for notarizing documents. Such authority shall be responsible for declaring the Foundation by publishing its Document and articles of association in the *Official Gazette*. Any amendment in the articles of association must be registered and declared

Article 7

The Foundation shall acquire corporate personality as soon as its registration is completed and published in the *Official Gazette*

Article 8

The Foundation may conclude all contracts and agreements which are necessary for the conduct of its business and cooperate with all entities that conduct similar business or can assist the Foundation in achieving its objectives, or participate with the Foundation in any way

.The Foundation may also establish such branches as it deems necessary .1

Article 9

With the approval of the Council of Ministers, the Foundation may be granted all or some of the following :privileges

- Subsidies and in-kind privileges, including the allocation of lands necessary for conducting its .1
business
- .Exemption from all or some of the applicable taxes and fees .2
- .Impermissibility of attachment of its funds or ownership by prescription .3

Article 10

:The financial resources of the Foundation shall be composed of

- .Funds allocated to it by the founder .1
- .Returns on its services .2
- .Profits of its investments .3
- .Subsidies and in-kind benefits allocated to it by the State .4
- .Gifts and bequests .5

Article 11

The Foundation shall obtain the approvals and permits necessary for conducting its business. The Foundation shall be subject only to the general supervision of the competent authority over the type of business which the Foundation conducts, in order to verify the compliance thereof with the applicable laws .and regulations

Article 12

In addition to the general reasons prescribed by law, the Foundation may be dissolved by a resolution of the :Council of Ministers in one of the following cases

- .Insufficient financial resources necessary to conduct its business .1
- .Committing a grave violation of the law or public order .2
- Disposing of the Foundation's funds or allocating them for purposes other than those for which the .3
Foundation has been established

Article 12 BIS

It was added under: Law Decree No. 16 of 2007

Notwithstanding the provisions of this Law, private foundations for the public benefits may be established by an Emiri Decree. Such foundations shall have legal personality and be subject to the rules and .provisions stipulated in its Document and Articles of Association

Article 13

All competent authorities, each within their jurisdiction, shall enforce this Law from the date of its publication .in the *Official Gazette*