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ECBF

Periodico di informazione, attualità e cultura per lo sviluppo delle
infrastrutture personali per l'espressione e la comunicazione

ECBF magazine - Special Edition

XII ECBF CONGRESS

WARSAW 21-22 Oct. 2006

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opening the Congress, program and action**

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THESE, OTHER UPDATED NEWS AND A COPY
OF ECBF STATUTE, ARE ON THE ONLY
OFFICIAL ECBF WEBSITE:

<http://www.europeancbfederation.eu>



Part of the emblem object of illegitimate tentative of registration

ECBF now a stronger user organization: opening Congress, background, program, action

Dear delegates at ECBF Warsaw Congress, representatives of CB national associations, as founder in 1976, General Secretary before and President after, of European CB Federation in the last thirty years I welcome you in Warsaw, on October 21, in Conference room of MDM Hotel to the celebration of the thirty anniversary of our organization at its XII Congress.

The Warsaw Congress will allow to all the CB old friends to meet again, make a balance of all the the battles and positive and negative results of these years and renew and restart on new basis, on common interest.

The right to the personal use of the radio as way of expression and communication, recalling the Chicago speech of Guglielmo Marconi on 1939, that many consider its will, has been the basic reason of the foundation of our organization.

Shortly ECBF in these thirty years brought CB from the illegality to the free use with point 5 of the Directive 2002/20/CE. It has been constant representative of the CB users at European Commission and European Parliament and in other institutions.

A lot of things need still to be done in future to develop communication society using personal communications in next years in EU and ECBF could probably to face this challenge and we will decide them together in Warsaw.

But ECBF has to renew itself and restart again on new basis, as a user organization, with its history and its identity, with same common interest, with friendship.

What frozen the organization in the last years? Different interests. We are the users.

Several years ago entered in the organization people connected with an important CB company and in nineties this presence caused the lost of important and representative German, Austrian and Hungarian ECBF members for the lack of ECBF independency from this company. Till Orpheè Aliaga remained ECBF General Secretary and editing CB France was having an indirect support from this company, personally I believed that ECBF

was under the control of users. Probably I made a mistake. I have not estimated the possibility that in following years Aliaga was leaving for personal reason and people connected with the CB company was going to change attitude. In any case the modification of the old 1989 ECBF statute approved unanimously at ECBF Congress in Paris, is explaining better that anything else the difficulties that organization was facing and the way that ECBF Paris Congress decided to get out from these difficulties. The new modified art. 18.1 says: "The Council is elected exclusively by Congress for 4 years" and the new modified art.13.2 says: "The people who where part of the first Council or Presidium of ECBF when it was founded in 1976 are rightful members of the Council".

The unanimous "political" decision taken by the Paris Congress can not be more clear: or in 4 years from the Congress date, April 14, 2000, the ECBF Council members elected by Paris Congress will find a solution to the independency of ECBF from "commercial influences" or the founders of ECBF, rightful members of the ECBF Council, after April 14, 2004 will be the only members in charge of ECBF Council and will manage the organization to solve the problem. ECBF Athens Council since April 29, 06, acted just according the Paris Congress ECBF Statute modifications.

Before I tried any possible solution allowing ECBF independency "from commercial influences".

Anybody never asked me to convene a Congress in 2004 and 2005. With an ECBF completely frozen (see financial situation on ECBF NEWS n.4) from different interests, on December 10, 2005, I suggested a small informal meeting with the people connected with the CB company to propose them to stop commercial influences on ECBF and then, after a defined period of time, to properly convene a Congress.

Bertrana in Milan agreed on this proposal on February 17, but he did not respect the agreement. The true reply has been

- 1- the illegal and secret registration of the ECBF emblem and ecbf.eu website,
- 2- the illegitimate (see article on "Illegitimacy of Brussels "ECBF Congress"), abusing the emblem

And charges, convocation on August 25, without any statutory right, of an other “ECBF Congress”, in Bruxelles on October 1, just 20 days before the official ECBF Extraordinary Congress convened in Warsaw on October 21 since April 29, according art. Art. 14.2 and art. 11.2 of ECBF Statute and the ECBF Council was convokated and acting according art. 13.5 in preparation of the ECBF Congress in Warsaw.

Why, if Bertrana and other people connected with the CB company were having really a majority in the ECBF, they could not participate at the legitimate ECBF Congress, already convoked, since April 29, 2006, in Warsaw on Oct. 21 and run legally the ECBF?

What were the differences in the attendance to Warsaw Congress, to justify the illegitimate convocation of another congress twenty day before?

One for all, the participation rules to Warsaw Congress were requiring an evidence of existence and national representivness of the participating organization, according the ECBF Statute (see more details in the article: “The illegal Bruxell “ECBF Congress”)

Are circulating, signed by Albert Bertrana, abusing of ECBF head paper, not only information, situations, regarding my person that I strongly disregard as not corresponding to the true, not complete and misleading, but also opinions and attitudes I never had, etc. Please ignore.



The General Secretary of ITU and All Gross in Geneva at ECBF Congress

Dear delegates to Warsaw ECBF Congress, representative of national CB organization, also if I regret for this scission, I think that we all need to see the its positive effects; ECBF is no more frozen by different interests: user interest we represent, CB company they represent.

ECBF can now renew itself and restart again on new basis, as an user organization, with the same ideas and identity with those it is borne, but in the new millennium technology.

It is not easy to try to “steal” an emblem, it is much more difficult to try to “steal” ideas and identity.

We are free. we can look at tomorrow in a positive way, to a strategy for personal communication in EU, with the enthusiasm of people that can decide its own future, with the CB flag, the flag of freedom of personal communication, involved in Civil Protection and social activities.

Lets prepare together the program of our activities to decide at Warsaw Congress, that I propose on three lines: 1 - to extend our activity to all the radio communication of point 5 of Directive 2002/20/CE and press for its adoption in all the EC countries, 2- to promote an action to reduce the sets prices in EU, 3 – to participate at the just started borne EU Civil Protection activities.

It will be important to have the way to communicate and work together: an ECBF server for teleconferencing with no has been installed and it is running, for monthly meetings.

This ECBF magazine can help to support our activities. Best regards to you all.

Enrico Campagnoli

ECBF President - ECBF Council President



ECBF Congress at ITU in Geneva

ECBF Congress financial report:

the illness of ECBF, the lack of independency from commercial influences

Dear delegates, representatives of CB national associations,

in view of XII ECBF extraordinary Congress, convoked, by ECBF Athens Council (April 29, 2006), in Warsaw (Poland) in the Conference room of MDM Hotel, I have been charged by ECBF Council to request to former ECBF Treasurer, Vincente Jareño Sorli, the ECBF financial statements required by ECBF statute for the period he was in charge, April 14, 2000-April 14, 2004, that I am sure he properly kept.

The financial transparency of an organization of users justify the public knowledge of financial situation of an users organization, independent from "commercial influences", according art. 1.5 of ECBF Statute, especially after the EC Market Abuse Directive.

The request has been done with registered letter dated August 25, 2006, that it is possible to download from:

<http://www.fircb.it/lettertoJareno25august2006.doc>

I kindly requested him to send me these information within September 15, 2006.

Today October 7, 2006 I have not received the requested documents: the bank statements, all the invoices, also those presented by General Secretary and paid to him, the annual reports, etc. that have to be according art. 16.3

<http://www.europeancbfederation.eu/Statute2.html>

and art. 8.3 of ECBF Statute

<http://www.europeancbfederation.eu/Statute2.html>

The independency of ECBF from "commercial influences" is in this moment at the basis of the ECBF internal problems and is the ECBF illness . Opening the debate in preparation of ECBF Warsaw Congress, I have the duty to begin to give you some financial information I received informally only on February 2006.

The following accounting "extract" has been presented to me as related to the account n. 0158400037290299, opened by former General Secretary, at Societè Generale in Pau, France and it is practically the only fragmentary documentation I have of this account and for a period (15-01-2005 31-01-2006) in which General Secretary was not any more in charge, according art.18.1 of ECBF Statute :

www.fircb.it/ECBF_extrait_livre.pdf

From the other account n. 2200058147 open at la Caixa in Terrassa (Spain) it results that from

2001 to 2004 a sponsor, denominated PAI, donated to ECBF the amount of 9819.57 Euros and in the same period of time only 173.02 Euros are all the other entrances coming in that account to ECBF , included the interests in the same account, as it is possible to see at:

www.fircb.it/caixa.jpg

From the "extract" and the Caixa bank statement it seems that:

1- the 98.2% of entrances of the ECBF were coming from only one sponsor denominated PAI in the account open at Caixa and in the other account open by our former General Secretary a sponsor, every month, practically on regular basis, has deposited a same amount of money, plus some time an extra deposit, creating a relation that according some national laws can be considered an employer relation with the donor.

2- the use of this money has been made not according the art. 8.3 of Statute, because the reimbursement of expenses has not been made "upon presentation of invoices" and without any control of the legal representative of the ECBF and this money has not put inside any annual financial report requested by art. 16.3 of ECBF Statute.

My request to stop this situation and restore the independency of ECBF, created the problems that we are living in these days in ECBF.

However I will be happy to receive from former ECBF Treasurer, of whom professionalism and personal integrity is absolutely not in doubt, the requested financial statements and the financial evidences that prove a different situation

The situation that is coming out from the documents I have, could not also be acceptable after the Market Abuse EC Directive, because it has to be transparent in the EU Market, according this Directive, if an action, as that in ETSI, that can influence the Market, is made to support commercial interests or the interests of users. The ETSI membership fees can be also different in the two cases. Can be a conflict of interests: for example, the prices of the sets have to be low for an user organization, not of course for a commercial organization. The CB sets and PMR prices are in EU much more high than in US; an EU organization of user probably has to act to reduce this gap with US and could ask EU Commission for an investigation to understand the reason of this gap

Best regards

Enrico Campagnoli

ECBF President - ECBF Council President

Reasons of illegitimacy of Brussels “Congress”.

Large photos on media, a polite minute, do not validate an illegitimate “Congress” made without any right and adequate representation

This note is made to point out the illegitimacy of Brussels “Congress”, held on Oct.1.

1.0 - It has been convened without any statutory right.

1.1- According the art. 14.2 of ECBF Statute: “The President of ECBF convenes Congress and Council”. The vice-President senior, also if in charge, (in our case he was not any more in charge since April 14, 2004), say art 15.2 “ In case of sickness or absence of the President takes on his function.” As fortunately I am very well and I am not absent, Bertrana had no statutory power to convene on August 25, 2005, any ECBF Congress or Council, as he did for Brussels “Congress” on Oct.1.

1.2- The ECBF Extraordinary Congress had been already convened in Warsaw on October 21 since April 29, 2006, by ECBF Council and by ECBF President and the ECBF Council was standing, according art. 13, “to ensure a smooth running of Congress meeting.”

1.3- In the “convocation” letter of the Brussels “Congress” says: “ *All the other member of the Council and other delegates who are not members of the Council, have asked me to convene the 12th ECBF Congress in Brussels...*”. After, in the same letter he says: “*With the colleagues who form with me the qualified majority of ECBF Council, we ...*”. No of these situations, also if considered true and the art. 18.1 of the Statute was not existing, were giving to a Vice President the statutory power to convene an other Extraordinary Congress; The art: 11.2 on the matter says: “ The Council itself, or at request of 2/3 of members... may also convene an Extraordinary Congress for important reasons”. Not in any case the vice-President, also if in charge.

2.0- Why this Brussels “Congress”? Why the

illegitimate convocation? If there was a so large majority was enough participate at Warsaw Congress and vote. What’s the problem? This majority, as in any democratic association, will run the ECBF. To the minority to make opposition or to leave if there is a different mission. What the difference between Warsaw and Brussels? A nice photo and polite minute, a strong publicity on media, do not validate a Congress. To participate Brussels “Congress”, no participation rule was requesting an evidence of existence of the organization represented and the evidence to be a “representative, national CB organization or federation”, according art. 4.1 of ECBF Statute. A person without being representative of a national representative CB organization or of an existing organization could participate and vote at this Brussels “congress” and (why not?) to be elected “President” and so happened. (See Compliments Mr. “President”).

Why ECBF Athens Council in the Warsaw ECBF Congress participation rules ask evidence of existence? Check in this bank document of the former ECBF Treasurer, www.fircb.it/caixa.jpg what organization paid the annual contribution to ECBF, that according art.7.2 of Statute:

Two in 2001

Zero in 2002

Zero in 2003

Zero in 2004

Since April 14, 2004 till now, I am acting as Treasurer, and I have not received any annual contribution, unless that from FIR-CB to pay for more than 300 Euro the Conference room for the informal meeting on December 10, 2005 in Brussels, as FIR did in the past for many ECBF activities.

In these conditions any serious manager of any organization has to ask for an “evidence of existence” and an appropriate documentation to the representation requested by ECBF Statute.

E.C.



PERIODICO DI INFORMAZIONE, ATTUALITÀ E CULTURA PER LO SVILUPPO DELLE
INFRASTRUTTURE PERSONALI E ASSOCIATIVE PER L'ESPRESSIONE E LA COMUNICAZIONE

Organo ufficiale della

European Citizen Band Federation,

associazione di diritto italiano, con lo statuto depositato in Milano

Direttore responsabile: Enrico Campagnoli

Direzione, redazione amministrazione: Via Lanzone 7 – Milano – tel. 02.72002637

Registrazione N° 315 del 2 Luglio 1984 Tribunale di Milano – Stampato in Proprio

Compliments Mr. "President"

There are so many "President" that is a pleasure for me to welcome you, Dieter Locher, as Mr "President", after Oct.1, Brussels "Congress".

"President" is a name?

"More than a name, PRESIDENT is the representative of the Citizen's Band which unites millions of CB users..." says the homepage of a CB company on:


<http://www.president-electronics.com/site/us/groupe/index.htm>

Also if I do not recognize you of course as ECBF President, Mr. Dieter Locher, and formally warn you not to use the ECBF name, let me call you Mr."President" with my compliments, you deserve, believe me.

You have special qualities to represent CB users. It is not easy to attend at an European "Congress" and to be elected "President" with a certificate of "existence" and "good standing" of the organization (India Fox International Freien DX) you represent, dated 19 May 2003, of the kind reported on the right. It seems to me that Bonn Tribunal's certificate says at point 4 that your " association has been closed because there were no members. The cancellation has been done by law".

Please correct me the translation, if it is wrong. You have real special qualities., compliments again Mr. "President".

Enrico Campagnoli


Amtsgericht Bonn

Amtsgericht Bonn, 53105 Bonn Herrn - Alfred Brandt		Dienstgebäude: Wilhelmstr. 21-23 53111 Bonn (0228) 702 - 0 Telefon:
Johannesstr. 57 53225 Bonn		Durchwahl: -Hausruf Telefax: (0228) 702 - 2911 Bankverbindung: LZB Bonn
Vereinsregisternummer (Bitte bei allen Besuchen angeben!) 20 VR 6949		Ihr Zeichen Hausruf Datum 2152 <u>19.05.03</u>

Betreff: Registersache INDIA FOX INTERNATIONAL FREIEN DX und unabhängige Benutzer, Deutschland e.V. c/o Herrn Dieter Lächter, Bonn

Geschäftsräume: Europaring 61
Antrag vom 10.01.2003 des Notars
UR:

Sehr geehrter Herr Alfred Brandt,

aufgrund des vorbezeichneten Antrages ist in das Vereinsregister folgendes eingetragen worden:

Spalte 1: (Nr. der Eintragung)	5
Spalte 2: a) Name b) Sitz des Vereins	
Spalte 3: (Vorstand)	

Sprechzeiten des Amtsgerichts:
Montage bis Freitag von 9:00 Uhr bis 13:00 Uhr und Donnerstags auch von 14:00 bis 15:00 Uhr

Spalte 4: (Rechtsverhältnisse)	Der Verein ist wegen Wegfalls sämtlicher Mitglieder erloschen. Von Amts wegen eingetragen.
Spalte 5: a) Tag der Eintragung b) Bemerkungen	a) 19.05.2003 b) Jeschke E.Vfg. Bl. 75

no members
Finito!

Mit freundlichem Gruß
Jeschke
Justizobersekretärin

ECBF: a good standing situation

ECBF, according the decision of Athens Council:

- 1- is an association under Italian law, with the Statute "depositato" in Milan, Italy.
- 2- has headquarter in "via Lanzone 7, 20123 Milano, Italy ", c/o the FIR-CB, (ph 0039028900909, fax 0039028057446) just were ECBF had his headquarter, for many, many years, since the foundation.
- 3- registered ECBF name trade mark in European Community.
- 4- The "Esposito alla Procura della Repubblica di Milano" is ready.

The delegates at Warsaw Congress and lawyers can decide what to do against the statutory violations and illegitimacies.

FIRCB will strongly support ECBF.

The FIR-CB, in 2005 with 5302 paying members, registered on notary book, with public balances, with 500 members awarded by Government for the activity, is an user organization, is by "Decreto", an ONLUS, a not profit organization of social utility and can not be part of an European organization controlled by a company, but only of an user organization as it has founded, with others European users organizations, in 1976.

XXX Anniversary of ECBF foundation XII ECBF CONGRESS

Warsaw 21-22 Oct. 2006

**MDM Hotel - Conference room - Konstytucji Sq. 1,
Warsaw 00-647, Poland**

15 PM

AGENDA

Saturday, October 21, 2006

- 14.00- Registration of the members accredited.
- 15.00- Welcome from Polish authorities.
- 15.30- 1- Legal matters and consequent decisions.
- 16.30- 2- ECBF strategy on personal telecommunications and decisions
- 17.00- 3- Emergency communication and Civil Protection in EU and decisions
- 17.30- 4- Technical issue.

Saturday evening:

Social dinner and working groups

Sunday, October 22, 2006

- 9.00- Approval of the motions
- 10.00- Election of the Council members and ECBF charges
- 12.00 Closure of XII ECBF Congress.

ECBF teleconference server:

**How to download the software and to use it:
Saturday, Oct. 14, the first ECBF teleconference**

It is running a ECBF server for teleconferences, using teamspeak software, having this address:

rivington.no-ip.info

You can download the software from:
http://www.fircb.it/ts2_client_rc2_2032.exe

To install the program you have to follow the on going info.

To set your computer you can follow the instruction on:

<http://www.goteamspeak.com/>

or on

<http://www.fircb.it/teleconferenze/index.htm>

The first teleconference will be on Saturday, October 14, at 21.00 Central European Time.