

ARTICLES OF COOPERATION

of

_____ Small Scale Mining Cooperative

KNOW ALL MEN BY THESE PRESENTS:

We, the undersigned Filipino citizens, of legal age and residents of the Philippines, with a firm collective intent, have come together to organize voluntarily an Small Scale Mining Cooperative to advance what we believe is our inherent right, under the laws of the Republic of the Philippines.

AND WE HEREBY CERTIFY:

Article I

Name of the Cooperative

That the name of this Cooperative shall be _____
_____ Small Scale Mining Cooperative.

Article II

Purposes

That the purposes for which this Cooperative is organized are to engage in:

1. Extracting and removing of minerals or ore-bearing materials from the ground.
2. Promoting and advancing the economic and social status of the members;
3. Coordinating and facilitating the activities of cooperatives;
4. Advocating for the cause of the cooperative movements;
5. Ensuring the viability of cooperatives through the utilization of new technologies; and
6. Encouraging and promoting self-help or self-employment as an engine for economic growth and poverty alleviation;

Article III

Goals

That the goals of this Cooperative are to help improve the quality of life of its members and thereby contribute to inclusive growth, enterprise development and employment. In furtherance thereto, it shall aim:

1. To attain increased income, savings, investments, productivity, and purchasing power, and promote among themselves equitable distribution of net surplus through maximum utilization of economies of scale, cost-sharing and risk-sharing;
2. To provide optimum social and economic benefits to its members;

3. To teach members efficient ways of doing things in a Cooperative manner;
4. To propagate Cooperative practices and innovative ideas in business undertakings and management;
5. To empower through provision of access, ownership, control and opportunities to the poor, vulnerable, lower income and less privileged groups to increase their ownership in the wealth of the nation;
6. To actively support the government, other Cooperatives and people oriented organizations, both local and foreign, in promoting Cooperatives as a practical means towards sustainable socio-economic development under a truly just and democratic society;
7. To develop a dynamic savings mobilization and capital build-up schemes to sustain its developmental activities and long-term investments, thereby ensuring optimum economic benefits to the members, their families and the communities;
8. To adopt membership expansion mechanism/scheme, thereby ensuring growth of the Cooperative movement;
9. To implement policy guidelines that will ensure transparency, accountability and equitable access to its resources and services, and promote the interests of the members;
10. To adopt such other plans as may help foster the welfare of the members, their families and the community;
11. To advance the competitiveness and innovativeness of the industry;
12. To coordinate with other Cooperatives on learning exchanges, coop trade, and information exchanges in fostering sustainable development;
13. To advocate legal framework and enabling policies appropriate for the development of small scale mining Cooperatives; and
14. To be the voice and the institution of the poor and the excluded in resisting the growth-centered development aggression and instead promote people-centered development.

Article IV Powers and Capacities

That the powers, rights and capacities of this Cooperative are those prescribed under Article 9 of Republic Act 9520.

1. To the exclusive use of its registered name;
2. To sue and be sued;
3. Of succession;
4. To amend its Articles of Cooperation in accordance with the provisions of RA 9520;
5. To adopt by-laws not contrary to law, morals or public policy, and to amend and repeal the same in accordance with RA 9520;

6. To purchase, receive, take or grant, hold, convey, sell, lease, pledge, mortgage, and otherwise deal with such real and personal property as the transaction of the lawful affairs of the Cooperative may reasonably and necessarily require, subject to the limitations prescribed by law and the Constitution;
7. To enter into division, merger, or consolidation, as provided under RA 9520;
8. To form subsidiary Cooperatives and join federations or unions, as provided in this Code;
9. To avail of loans, be entitled to credit and to accept and receive grants, donations and assistance from foreign and domestic sources subject to the conditions of said loans, credits, grants, donations or assistance that will not undermine the autonomy of the cooperative. The Authority, upon written request, shall provide necessary assistance in the documentary requirements for the loans, credit, grants, donations and other financial support;
10. To avail preferential rights granted to Cooperatives under RA 7160, otherwise known as the Local Government Code, and other laws, particularly those in the grant of franchises to establish, construct, operate and maintain ferries, wharves, markets or slaughters houses and to lease public utilities, including access to extension and on-site research services and facilities related to agriculture and fishery activities;
11. To exercise such other powers granted under RA 9520 or necessary to carry out its purposes as stated in this Articles of Cooperation; and
12. To act as Guardian Cooperative and accept the responsibilities of supervising and monitoring the activities of the Laboratory Cooperative and act in its behalf in dealings with third parties when capacity to contract is required. *(applicable to Guardian Cooperative only)*

Article V

Term of Existence

That the term for which this Cooperative shall exist is **Fifty (50)** years from the date of its registration with the Cooperative Development Authority.

Article VI

Common Bond and Field of Membership

That the common bond of membership of this Cooperative is _____ and the field of membership shall be open to all _____ who are natural persons, Filipino citizens, of legal age, with the capacity to contract and possess all the qualifications and none of the disqualifications provided for in the By-laws and this Articles of Cooperation.

**Article XI
Subscribed and Paid-up Share Capital**

That of the authorized share capital, the amount of _____ (Php _____) has been subscribed, and _____ (Php _____) of the total subscription has been paid by the following members-subscribers:

A. Common Share

Names	No. of Subscribed Shares	Amount of Subscribed Shares	No. of Paid-up Shares	Amount of Paid-up Shares
Sub Total				

B. Preferred Share

Names	No. of Subscribed Shares	Amount of Subscribed Shares	No. of Paid-up Shares	Amount of Paid-up Shares
Sub Total				
Grand Total				

**Article XII
Arbitral Clause**

Any dispute, controversy or claim arising out of or relating to this Articles of Cooperation, By-laws, the Cooperative laws and related rules, administrative guidelines of the Cooperative Development Authority, including inter-cooperative, inter-federation disputes and related concerns shall be exclusively referred to and finally resolved by voluntary arbitration under the institutional rules promulgated by the Cooperative Development Authority, after compliance with the conciliation or mediation mechanisms embodied in the Bylaws and in such other pertinent laws and issuances.

BE IT KNOWN THAT:

_____ has been elected as Treasurer of this Cooperative to act as such until her/his successor shall have been duly appointed and qualified in accordance with the By-laws. As such Treasurer, he/she is authorized to receive payments and issue receipts for membership fees, share capital subscriptions and other revenues, and to pay obligations for and in the name of this Cooperative.

IN WITNESS WHEREOF, we have hereunto affixed our signatures opposite our names this _____ day of _____ in _____, Philippines.

Name of Cooperators	Signature
1.	
2.	
3.	
4.	
5.	
6.	
7.	
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11.	
12.	
13.	
14	
15.	

SIGNED IN THE PRESENCE OF:

Signature Over Printed Name

Signature Over Printed Name

