

Open Knowledge Foundation and Open Knowledge Finland Memorandum of Understanding

Memorandum of Understanding: OKF Finland creation

Purpose: This agreement outlines our understanding of creating an OKF Finland chapter between:

Open Knowledge Foundation, a notforprofit organisation incorporated in England & Wales as a company limited by guarantee with company number 5133759, whose registered office is at St John's Innovation Centre, Cowley Road, Cambridge, CB4 0WS, UK (OKF).

And:

Open Knowledge Finland ry. (OKFFI), a notforprofit organisation incorporated in Finland whose registered office is at c/o Otavan Opiston Osuuskunta, Annankatu 9 A 11, 00120 Helsinki, Finland.

1. Grant to Open Knowledge Finland ry. (OKFFI)

1.1 Grant to Open Knowledge Finland ry.

The OKF acknowledge Open Knowledge Finland ry. (OKFFI) as an official chapter of the OKF and permit them to use the name "Open Knowledge Foundation Finland" or "OKF Finland" or "Open Knowledge Finland" and the name and logos and derivations of the name and logos of the Open Knowledge Foundation subject to the conditions of this agreement and our posted guidelines for Chapters and local groups which may be updated from time to time.

2. Structure and Purpose of the Entity

2.1 Distinct legal entity.

Open Knowledge Finland ry. will be a separate legal entity with distinct liabilities.

2.2 Type of entity.

Open Knowledge Finland ry. can choose the type of legal entity that best fits the needs of the OKF Finland organisers and community, provided that the new Open Knowledge Finland ry.:

1. Is structured as some sort of separate legal entity (not a sole trader);
2. Is organised as being notforprofit; and

3. Will be limited in its purposes to the promotion of open knowledge, as defined in the Open Definition at OpenDefinition.org. A suggested way of meeting this obligation is to translate the relevant clause in OKF's current Articles of Association which is included as an Appendix.

2.3 Charity status.

Open Knowledge Finland ry. can choose to become the Finland equivalent of a charity if it wishes, but is not required to do so.

2.4 Change of entity.

Any change of legal entity type or change of status (such as ceasing to be a non-profit or changes to the articles of association or equivalent documents) must be immediately notified to OKF.

2.5 Independence of entity

Open Knowledge Finland ry. should be an independent entity, a chapter of the OKF and not simultaneously a chapter of other organisations.

3. Integrating Open Knowledge Finland ry. into the OKF

OKF's rights.

3.1 Seat on board.

OKF will have the right to nominate a representative to be a member of the Open Knowledge Finland ry. board. The representative shall not be a member of the OKF board to avoid conflicts of interest.

3.2 Attend Open Knowledge Finland ry. board meetings.

OKF will have the right to have someone attend Open Knowledge Finland ry. board meetings.

Open Knowledge Finland ry.'s rights.

3.3 Seat on advisory board.

Open Knowledge Finland ry. will have the right to nominate a representative to the OKF Advisory Board.

4. Staying connected

4.1 Open Knowledge Finland ry. contact person.

Open Knowledge Finland ry. designate one board member who will act as the contact point and liaison for OKF and to provide reports as requested (most likely every quarter) to the executive

director(s) of the OKF.

5. Ending this agreement

5.1 OKF

OKF may end this agreement at any time at their own discretion. No notice period is required. Any such revocation of this agreement will be immediately notified to the Open Knowledge Finland contact person specified in section 4.

5.2 Open Knowledge Finland ry.

Open Knowledge Finland ry. may end this agreement at any time at their own discretion. No notice period is required. Any such revocation of this agreement will be immediately notified to the OKF executive director(s).

5.3 At the end of this agreement

All rights specified in section 3 are revoked immediately from both parties. The grant specified in section 1 is revoked immediately and Open Knowledge Finland ry. must immediately stop using the designation of an official chapter of the Open Knowledge Foundation, the name “Open Knowledge Foundation Finland” or “Open Knowledge Finland” or “OKF Finland” and the name and logos and derivations of the name and logos of the Open Knowledge Foundation.

6. Open Knowledge Foundation values

6.1 Adoption of values

By becoming an official chapter through this MoU, Open Knowledge Finland ry. indicates agreement with the OKF values, as specified here:

Open Knowledge

All our activities are connected open knowledge. Whether we are convening communities, developing tools, creating open material, or seeing it used to effect change, open knowledge should be at the heart of what we do.

Respect and Tolerance

Respect and tolerance are pre-conditions for all our work, and essential to working as a collaborative community. Respect others and their capabilities and capacities. Recognize differences as a creative force: when discussed openly and without aggression, they allow us to find the best way forward.

Collaborative

To achieve our vision we cannot work alone. Collaboration, both across our network and outside it, is central to how we operate.

Pragmatic not fanatic

We are strong believers in “open” but our commitment is animated by a desire to make change, not to establish our moral superiority. Though we will never create closed knowledge we must recognize that others may do, and that, for example, being most effective may sometimes involve the use of non-open tools.

Making & Talking

We value making and talking equally and thrive on their creative tension. Advocacy through thought leadership, evangelism and convening ensures open material becomes available, is valued and is effectively used by others. Direct involvement in making use of open knowledge and making change with it (for instance, by building services or analyzing data) ensures we remain aware and engaged with real challenges and real needs.

Change-making

We want to see change in the world and we want to make this happen today not tomorrow. We are focused on important societal problems, challenges and opportunities. Our approach may be indirect - working to improve knowledge flow and use - but it is always in the service of solving real problems and addressing real needs.

Memorandum of Understanding process

For this MoU to take effect:

1. An executive director of the OKF will need to sign a version of this MoU
2. After this Open Knowledge Finland ry. will need to hold a board meeting to agree and formally sign a version of this MoU.

Signed on behalf of the Open Knowledge Foundation:

A handwritten signature in black ink that reads "L.B. James". The signature is written in a cursive style with a horizontal line underneath the name.

Laura James
Co-Director

Signed on behalf of Open Knowledge Finland



Jaakko Korhonen
Member of the board

Agreement date: .9th August 2013

Appendix 1

List of Members of Open Knowledge Finland executive board:

Petri Kola (chairman)

Tarmo Toikkanen

Joonas Pekkanen

Juha Huuskonen

Sanna Marttila

Matti Kinnunen

Jaakko Korhonen

Contact point for OKF at Open Knowledge Finland: Jaakko Korhonen, board-fi@lists.okfn.org,

+358503285285.

Appendix 2

Recommended clauses for Articles of Association (excerpted from OKF Articles)

The objects of the organisation are:

(a) To promote the openness of all forms of knowledge where knowledge is taken to include information, data and all other synonymous terms.

(b) In particular

- 1) To promote freedom of access, creation and dissemination of knowledge.
- 2) To develop, support and promote projects, communities and tools that foster and facilitate the creation, access to and dissemination of knowledge.
- 3) To campaign against restrictions both legal and non-legal on the creation, access to and dissemination of knowledge.