

## Public deed

### Establishment of a foundation

(Art. 80 ff. ZGB)

Ms. Manuela Häfliger, Notary Public of the Canton of Lucerne, c/o Tschümperlin Lötcher Schwarz AG, Löwenstrasse 3, 6000 Lucerne 6, notarizes:

**Mr. Peter Alexander Kistler**, born [date], of Aarberg, in [address]

#### Donor

declares:

#### I. Establishment of a foundation

1. The founder hereby establishes a foundation for an indefinite period under the name 1wild Foundation in accordance with Art. 80 et seq. ZGB. The foundation has its registered office in Zurich.

#### II. Purpose of the foundation

2. The purpose of the foundation is the long-term conservation of threatened ecosystems and endangered species that inhabit them.

The foundation

- a) focuses on
  - i) particularly species-rich habitats (so-called “target habitats”, such as tropical forests, wetlands, mangroves, coasts, river systems and zones of conflict between biodiversity and civilization);
  - ii) evolutionarily exceptional species or key species that are under global existential threat (so-called “target species”);
  - iii) target habitats and species for which current conservation measures are inadequate or lacking;

- b) ensures the long-term viability of the target habitats and species through appropriate conservation measures, prevention of depletion of target habitats and restoration of already degraded target habitats;
- c) supports the conservation breeding and reintroduction of target species on the basis of scientific evidence;
- d) supports capacity building programs with a focus on ecosystem and species conservation, as well as specialized training of rangers and other conservation personnel; and
- e) cooperates with authorities, institutions, organizations and individuals that are important for achieving the purpose of the Foundation.

In the interest of pursuing its purpose, the Foundation may establish further foundations, acquire, build on, rebuild, redevelop, encumber and sell properties in Switzerland and abroad and establish companies in Switzerland and abroad, acquire and sell companies in Switzerland and abroad and acquire interests in companies.

Likewise the Foundation may also manufacture and sell articles of any kind that promote the purpose of the Foundation, and sell them (so-called merchandising), whereby the net income generated in this way must be used entirely for the Foundation's purpose. In addition, the Foundation can provide a membership platform for networking conservationists, scientists and potential donors.

3. The founder expressly reserves the right pursuant to Art. 86a ZGB to change the purpose or the organization.
4. The assets and income of the Foundation are exclusively dedicated to its purpose. The Foundation has a charitable character and does not pursue any profit-making purpose.
5. The Foundation is globally active within the scope of its purpose. It pursues its purpose by making financial contributions to charitable tax-exempt institutions, organizations or needy persons. It can also directly participate in projects or acquire target habitats and any infrastructure that is conducive to achieving its purpose.
6. Further details on the purpose of the foundation are to be regulated in the foundation regulations.

### **III. Dedication of assets**

7. The founder dedicates the amount of CHF 50,000.00 (fifty thousand Swiss francs) to the foundation as initial capital.
8. These assets are deposited with Zürcher Kantonalbank for the foundation to be established. Confirmation has been received from Zürcher Kantonalbank (CHE-108.954.607) confirming that the amount of CHF 50,000.00 has been deposited in favour of the new foundation. The amount will remain blocked until after publication of the establishment of the foundation in the Swiss Official Gazette of Commerce and will then be transferred to the foundation for free disposal.
9. The foundation's assets are further increased by
  - additional donations made by the founder during his lifetime;
  - donations by the founder from dispositions upon death;
  - donations from third parties;
  - private or public support contributions;
  - the income from the Foundation's assets.
10. The Foundation may use both the income and the assets itself to achieve its purpose. The Board of Trustees decides on the investment and use of the Foundation's assets within the framework of the purpose of the Foundation and the Foundation regulations.

### **IV. Board of Trustees**

11. The Board of Trustees consists of a minimum of three and a maximum of seven natural persons or representatives of legal entities who are demonstrably involved in the protection of species or ecosystems and have relevant practical experience in this field.
12. It constitutes itself. The first Board of Trustees is appointed by the Founder in Section V below. The future election and re-election of members shall be carried out by the Board of Trustees. During the founder's lifetime, however, only the Founder is authorized to elect or dismiss members of the Board of

Trustees and the auditors, either directly or through a representative on the Board of Trustees, to appoint the Chairman of the Foundation and to decide on benefits designated by him.

13. The number of members of the Board of Trustees, its composition and the authorized signatories as well as any changes in this regard must be reported to the supervisory authority.
14. The Board of Trustees represents the Foundation externally, designates the persons who represent the Foundation in a legally binding manner and regulates the type of signature. The authorized signatories must be submitted to the commercial register for registration.

#### **V. First Board of Trustees**

15. The Board of Trustees initially consists of the following members:

Mr. Peter Alexander Kistler, born [date], of Aarberg, in [address],  
(President)

Ms. Rebekka Elisabeth Blumer, born [date], of Glarus, in [address],  
Mr. Reinhard Schnidrig, born [date], of Grächen, in [address]

16. The Chairman declares his acceptance of the election by signing this document. The declarations of acceptance of election by the other members of the Board of Trustees have been submitted.

#### **VI. Auditors**

17. The Board of Trustees elects an independent and external auditor in accordance with the statutory provisions. The Board of Trustees may apply to the supervisory authority for exemption from the auditors.

**VII. Regulations**

18. The Board of Trustees is authorized to issue foundation regulations and to set out the organization and other details of the foundation, in particular the registered office of the foundation.
19. Regulations may be amended by the Board of Trustees at any time within the scope of the intended purpose. The regulations and any amendments to them must be submitted to the supervisory authority for approval.

**VIII. Amendment of the deed of foundation**

20. The Board of Trustees may decide by a 2/3 majority to apply to the supervisory authority for an amendment to the deed of foundation in accordance with Art. 85, 86 and 86b ZGB.
21. However, the purpose of the foundation must continue to be charitable and serve the protection of biodiversity (i.e. the long-term conservation and renaturation of endangered ecosystems and their species and genetic diversity).

**IX. Cancellation of the foundation**

22. The duration of the foundation is indefinite. The foundation may only be dissolved for the reasons provided for by law (Art. 88 ZGB).
23. The Board of Trustees may decide by a 2/3 majority to apply to the supervisory authority to dissolve the Foundation.
24. Any remaining assets shall go to the Zoological Society of London, Regent's Park, London, England NW1 4RY. Should this organization be dissolved, any remaining assets shall revert to another institution with the same or a similar purpose based in Switzerland and exempt from tax on the grounds of charitable status.

**X. Final provisions**

25. The Board of Trustees is instructed to arrange the registration in the commercial register.

26. This deed is executed in five copies. The following shall receive copies: the Founder (1)  
the foundation (1)  
the commercial register (1)  
the supervisory authority (1)  
the notary (1)

The party to the deed declares that this deed contains his will and that it has been read to him by the notary.

Lucerne, 13 August 2024

The Founder  
Peter Alexander Kistler

### **Notarization**

The undersigned notary of the Canton of Lucerne certifies

that she has read this deed to the authenticating party,  
that it corresponds to the will communicated to it by the authenticating party,  
that the authenticating party has signed this deed in its presence, and  
that the supporting documents referred to in the deed were available to her  
and to the authenticating party.

Mr Peter Alexander Kistler has identified himself with his Swiss identity card  
no. [number], valid until [date].

Lucerne, 13 August 2024

**The notary:** [seal & signature]