

POLICY

Policy Name	Art Curatorial and Preservation Policy
Policy Category	Strategic
Department / Officer	Corporate and Customer Service – Director Corporate and Customer Service
Date Adopted	5 September 2022
Date/s Reviewed	
Review Frequency	Every three years
Strategic Plan Reference	Aspiration 2 – We have a culture of innovation, collaboration and creativity Strategy – Cultivate art and culture in our community
Attachments	Nil

1. Purpose

The purpose of this policy is to outline the approach to collecting, maintaining, storing and conservation of the art collection owned by the City of Victor Harbor.

2. Scope

This policy applies to all existing art under the care and control of the Council and to all future art procurements located within the City of Victor Harbor.

3. Policy Statement (Summary)

The City of Victor Harbor is committed to protecting and promoting innovation, collaboration and creativity of Art, which embraces our unique identity, increases awareness of culture significant.

4. Legislation and Compliance

This Policy complies with the terms and principles of the:

- Accounting Standards, AASB116 Property, Plant and Equipment in particular to G1, G2, G3, G4
- Resale Royalty Rights for Visual Artists Act 2009
- National Association for the Visual Arts – Copyright Code 2014

5. Definitions

Art means a piece or pieces of art acquired by the City of Victor Harbor.

Art Collection means Council's portfolio of art.

Art Procurement means acquiring art through direct procurement which may also be art donated to City of Victor Harbor.

Artist means an arts practitioner from whom City of Victor Harbor has procured art.

Community Art means art created by members of the community, either working with an artist or wholly motivated by a community group.

Disposal means the sale, exchange, gifting or destruction of art ensuring all legal obligations are met.

Quality means considered to be of a high artistic standard, underpinned by a strong, relevant conceptual response. Quality work reflects the highest standards of research, production and presentation, is original, innovative, robust and aesthetically appealing.

6. Policy Content

6.1 Acquiring Art

Council recognises the following methods for acquiring art:

- Direct acquisition of an existing work, usually through art shows or similar.
- Engagement of an artist to create a new work responding to a brief. This approach may be appropriate where a particular art or the work of a particular artist is required.
- Limited competition, where the Council selects and invites artists to submit proposals in response to a brief. This may be appropriate if the artist is required to work in collaboration with a consultant, such as an architect or urban designer;
- Open competition, where the Council makes a public call for proposals to provide a response to a brief.
- Donations/gifts from individuals, corporate entities, artists or a commissioning body other than Council.

Art held by the City of Victor Harbor, should be made available for the public to view.

6.2 Documentation

An effective documentation system for the collection will be maintained by:

- Assigning a unique and consecutive accession number to each new work.
- Maintaining a collection record/database (collection spreadsheet) which includes information about the art, the artist, provenance, value and details of agreed credit lines, where works have been donated.
- All works will be photographed

- Collection documentation will be stored in Council's electronic records management system.

6.3 Review and Insurance

- Council's owned Art collection will be catalogued in a register and reviewed every 12 months to validate locations and terms of any loan agreement for display of the art by external parties.
- Every four years, the art collection will be re-valued for insurance purposes.

6.4 Display

Art can also be displayed under Agreement by other Organisations within City of Victor Harbor. Requests are required in writing to the Executive Assistant Corporate and Customer Service, at which time the request will be taken to Council for a decision to endorse.

6.5 Copyright

In cases where a person(s) wishes to photograph selected pieces or use the art in promotional material, copyright permission must be obtained from the Artist, or in the case the artist is deceased, the family of the Artist(s), prior to photographing and/or use. The artist remains the copyright holder of their work. The artist is not obliged to grant permission.

Approval should then be provided to the Executive Assistant – Corporate and Customer Service via localgov@victor.sa.gov.au to co-ordinate the timing of photography/use.

The City of Victor Harbor will make every effort to protect the moral rights of the artists by using low pixel resolution in order to provide protection from unauthorised copying. This will be in line with the protocols set out by *National Association for the Visual Arts (NAVA) Copyright Code 2014*.

6.6 Storage

Art that is not on display should be stored in a secure location and in a manner that protects the art.

6.7 Disposal of Art

The disposal of art will generally occur as a result of a review of the Collection by the Chief Executive Officer or delegate and in consideration of the following criteria:

- limited significance and value relevant to the Collection
- theft, loss, damage, poor condition or serious deterioration
- absence of clear ownership details of the art
- repatriation of cultural art
- unsuitability for storage or display within specified areas
- art works identified for disposal, will be offered back to the artist or the estate of the artist. Reasonable effort will be made to contact the artist or the estate.

If contact cannot be made with either the artist or their estate, or they decline to take ownership of the work, the art will be disposed of in a manner benefiting the Collection.

Proceeds from any such sales may be accrued and used for future acquisitions, conservation, or collection research. Where the disposal of the art work was a gift or bequest, purchases made with the proceeds of such a sale will carry the same credit line.

In accordance with the *Resale Royalty Right for Visual Artists Act 2009, Division 3 – Rate of resale royalty*, when art is commercially resold for over \$1,000, five per cent of the sale price will be paid to the visual artist.

7. Risk Management

This policy incorporates principles of risk management while application of the policy will occur consistent with the council Risk Management Framework.

8. Implementation/Delegations

The Chief Executive Officer is delegated the authority to implement this Policy.

9. Related Documents

Asset Accounting Policy
Disposal of Land and Other Assets Policy
Procurement Policy
Public Consultation Policy
Council Paintings, Valuation and Location register

10. Availability of Policy

This policy is available on Council's website at www.victor.sa.gov.au.