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MUSEO NAZIONALE
DELLE ARTI
DEL XXI SECOLO

New Art: New Legal Challenges

17–18 May 2012

MAXXI – National Museum of XXI Century Arts, Conference Hall, Rome, Italy

A conference presented by the IBA Art, Cultural institutions and Heritage Law Committee in cooperation with MAXXI (National Museum of XXI Century Arts)

Topics include:

- The new boundaries of the concept of art and its legal consequences
- Legal issues raised by digital art and internet based art
- Transformative uses: appropriationism and sampling
- The immaterial character of performances and enactments
- The most challenging forms of artistic expression (language based art, law based art, street art, bio art, sound art) and the legal questions they raise
- What a museum must know to deal with contemporary art

Who should attend?

Lawyers in private practice, in house counsel, art law scholars, museum and cultural institutions directors and officers, art critics, artists, auction houses, art traders, art collectors and insurers.

Headline sponsor

CHRISTIE'S

Programme

New art trends have emerged on the art scene in the few last decades. We may remember digital art and holograms, Art 2.0, bio art, performances and enactments, language and law based art, appropriationism and sampling, sound and ambient art, street art, and so many others. These art movements raise specific questions and can be considered as new legal challenges for art lawyers and artists, since they are creating new and unexplored legal issues. The Art, Cultural Institutions and Heritage Law Committee of the International Bar Association and MAXXI will analyse these artistic trends through a panel of top international experts from the lawyer, artist, art critic, and museum director's points of view, exploring new scenarios and providing useful criteria and possible solutions to these new problems.

Conference Chair

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome; Chair, IBA Art Cultural Institutions and Heritage Law Committee*

Thursday 17 May

1430 – 1445 **Welcome remarks**

Pio Baldi *President, Fondazione MAXXI, Rome*

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome; Chair, IBA Art Cultural Institutions and Heritage Law Committee*

Keynote Speech – New Art – New Legal Challenges

Julien Anfruns *Director General, ICOM, Paris*

1445 – 1615 **Part I**

The new boundaries of the notion of 'artwork': this part will focus on what is now considered art in the art world and what can be deemed art according to legal standards and leading case-law. In particular, whether law should fix narrow or broad limits on what can be protectable; for instance, can a fluorescent living rabbit be a work of art?

Session Chair

Massimo Sterpi *Studio Legale Jacobacci & Associati, Rome; Chair, IBA Art Cultural Institutions and Heritage Law Committee*

Keynote Speaker

Germano Celant *Contemporary Art Historian, Milan*

Panellists

Professor Gianmaria Ajani *Dean of the Faculty of Law, University of Turin, Turin*

Barbara Hoffman *The Hoffman Law Firm, New York*

Fabrice Hyber *Artist, Paris*

Eduardo Kac *Artist, Chicago*

1615 – 1630 **Coffee break**

1630 – 1800 **Part II – Digital Art (eg art 2.0, video game art, holograms): legal issues and possible solutions**

Ownership – eg who is the owner of artworks started by the artist and then completed by internet users as in Art 2.0?, artist's role – eg assembling images taken from YouTube, Flickr, MySpace, what is an hologram?, use of Machinima, copyright issues (especially for new media art); digital installations; possible legal solutions.

Session Chair

Jean-Marie Vulliemmin *Froriep Renggli, Madrid*

Keynote Speaker

Brooke Oliver *Oliver & Sabec, San Francisco*

Panellists

Harley K Dubois *Founder of Black Rock Arts Foundation, San Francisco*

Martin Heller *Heller & Partner, Berlin*

Cristina Manasse Roberts *Global Capital Law Group, Milan*

Miltos Manetas *Artist, Bogotà/Rome*

1800 **Summation and close**

2030 **Conference dinner**

OS Club – Via delle Terme di Traiano 4, 00184 Rome
(www.osclub.it)

This restaurant, club and lounge bar is situated in the heart of Rome and is within walking distance of monuments such as the Colosseum and Roman Forum. It has a modern welcoming atmosphere with a spacious garden. The chef combines traditional Italian dishes with a creative touch.

Ticket price €70 per person. Please indicate on the registration form if you wish to attend.

0930 – 1100 **Part III**

Appropriationism, sampling, performances and enactments: legal problems and most-up-to-date legal solutions - difference between 'appropriated' artwork and the original one, originality (is originality still a criterion to define an artwork?), plagiarism and copyright, fair use doctrine (USA) vs. pre-arranged exceptions (Europe), principles established in international case-law (Levine, Koons, Bidlo, Prince, Baldessari); Guerrilla Art; Art Actions; Art Co-Productions.

Session Chairs

Pieter Ariëns Kappers *Boekel De Nerée, Amsterdam; Vice-Chair, IBA Art Cultural Institutions and Heritage Law Committee*
Anna Mattiolo *Director of MAXXI Arte, Rome*

Speakers

Professor Francesco Graziadei *Luiss Guido Carli University, Rome*
Cristiana Perrella *Independent Curator, Rome*
Peter Polak *Fiebinger Polak Leon & Partner, Vienna*
Greg Victoroff *Rohde & Victoroff, Los Angeles*

1100 – 1130 **Coffee break**

1130 – 1300 **Part IV**

Language based art and law based art; sound art; ambient and street art; bio art; examples of language based art; is language copyrightable (nicknames, coined words and the like); contracts, wills, affidavits, engagements, invoices as works of art: examples and legal problems; examples of law based art; differences between sound art and music; the new ambient art; the latest on street art; and the controversial bio art.

Moderator

Vicente Todoli *Independent Curator, Former Director of Tate Modern, Rome*

Speakers

Professor Alessandra Donati *University of Milan, Milan*
Susan Benton Bruning *Assistant Professor of Arts and Law, Southern Methodist University, Dallas/ Of Counsel, The Vernon Law Group, Dallas*
David Liatowitsch *Baer & Karrer, Zurich*
Daniel McClean *Finers Stephens Innocent, London*

1300 – 1430 **Business lunch**

1430 – 1600 **Part V**

The Museum and the New Art: how to acquire new kinds of art; exhibition problems; storage and maintenance (eg ephemeral or self-destructing works); technology changes and reproductions problems; obscene and blasphemous works; merchandising; loans; reproductions in catalogues (eg artists not authorizing any reproductions of their works).

Moderator

Juan Javier Negri Negri & Teijeiro, Buenos Aires

Keynote Speaker

Stephen Clark *Vice President and General Counsel, The J Paul Getty Trust, Los Angeles*

Panellists

Astrid Welter *Projects Coordinator, Fondazione Prada, Milan*
Luca Massimo Barbero *Associate Curator, Peggy Guggenheim Collection, Venice*
Karen Sanig *Mishcon De Reya, London*
Nicola Steel *Senior Counsel/Director, Christie's, London*

1600 – 1630 **Summation and close**

A visit to the MAXXI and cocktail reception will follow.

Information

Date

17–18 May 2012

Venue

Maxxi – Museo Nazionale delle Arti del XXI Secolo
Via Guido Reni, 4/a
00196 Roma
www.fondazionemaxxi.it
Tel: + 39 06 39967350
info@fondazionemaxxi.it

Language

All sessions will be in English, with simultaneous translation into Italian.

Registration fees

	<i>On or before 20 April</i>	<i>until Conference date</i>
Lawyers	€800	€900
Cultural institutions and artists	€500	€600

Fees include:

- Attendance at all working sessions
- Simultaneous translation of working sessions into Italian
- Tea and coffee during breaks
- Lunch on Friday 18 May
- Visit to the MAXXI and cocktail reception

How to register

Please complete the Conference Registration Form and return to Seeitalia & Contact srl. Acknowledgements will be dispatched to the e-mail address indicated on your Registration Form.

Seeitalia & Contact srl

Attention: Sergio Gamba
E-mail: IBA-Rome2012@seeitalia-contact.com
Fax: +39 06 44254937
Tel: +39 06 45437400

Payments can be made by bank transfer:

Seeitalia & Contact srl
IBA Conference
Unicredit Banca di Roma
ABI 02008 CAB 01779
IBAN IT65J0200801779000100398528
SWIFT UNCRITB1MH9

OR by credit card: Visa and Master Card are accepted.

Hotel Accommodation

Some accommodation will be available at the Boscolo Aleph Hotel. Please note cancellation and payment terms and conditions prior to booking your accommodation directly with the hotel, with the hotel booking form.

Boscolo Aleph (www.boscolohotels.com)

Via di San Basilio 15 – Rome
Single: €270
Double: €290

Breakfast and VAT is included. City tax of €3 per person per day is excluded and is payable directly upon check-out. There will be a 2 per cent surcharge for any credit card payments.

Seeitalia & Contact srl

Attention: Sergio Gamba
E-mail: IBA-Rome2012@seeitalia-contact.com
Fax: +39 06 44254937
Tel: +39 06 45437400

Continuing Professional Development /Continuing Legal Education

For delegates from countries where CPD/CLE is mandatory, the International Bar Association will be pleased to provide a Conference Certificate of Attendance which, subject to the exact CPD/CLE requirements, may be used to obtain the equivalent accreditation in your jurisdiction.

This conference has been accredited for CPD/CLE by the Solicitors Regulation Authority of England and Wales and the conference is being accredited by the Rome Bar Association. Delegates should ask staff at the registration desk for information as to how to obtain the hours.

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

Registration form

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MAXXI – National Museum of XXI Century Arts, Conference Hall, Rome, Italy

Please read the 'Information' section before completing this form and return it together with your payment to Sergio Gamba, Seeitalia & Contact srl at the contact details below.

Personal details *(Please attach your business card or write in block capitals)*

Title _____ Given name _____ Family name _____

Name and country to be shown on badge *(if different from above)* _____

IBA membership number *(if applicable)* _____ Date of birth _____

Firm/company/organisation _____

Address _____

Tel _____ Fax _____

E-mail _____

Special dietary requirements _____

Registration form and fees received:	on or before 20 April	until conference date	
Lawyers	€800	€900	€
Cultural institutions and artists	€500	€600	€

Social functions

Thursday 18 May

Conference dinner at OS Club Number of tickets x _____ @ €70 €

TOTAL AMOUNT PAYABLE €

FULL PAYMENT MUST BE RECEIVED IN ORDER TO PROCESS YOUR REGISTRATION.
PLEASE NOTE THAT REGISTRATIONS ARE NOT TRANSFERABLE.

Payment details

Please charge the total amount due to my Visa/MasterCard (delete as appropriate). *Other cards are not accepted.*

I have transferred to Seeitalia & Contact srl (IBA Conference) the total amount payable and have attached a copy of the bank transfer details.

Card number _____ Start date _____ Expiry date _____

Name of cardholder _____

Signature _____ Date _____

Please send the completed form to:

Sergio Gamba, Seeitalia & Contact srl

E-mail: IBA-Rome2012@seeitalia-contact.com Fax: +39 06 44254937 Tel: +39 06 45437400



INTERNATIONAL BAR ASSOCIATION ANNUAL CONFERENCE

DUBLIN 30 SEPTEMBER – 5 OCTOBER 2012



Steeped in history, yet buzzing with youthful energy, Dublin's medieval, Georgian and modern architecture provide a backdrop to a bustling port where the cosmopolitan and charming meet in delightful diversity. Serving as Ireland's historical and cultural centre, as well as the nexus of Irish education, administration, economy and industry, Dublin is perfectly suited to host the IBA's 2012 Annual Conference.



WHAT WILL DUBLIN 2012 OFFER?

- The largest gathering of the international legal community in the world – a meeting place of more than 4,000 lawyers and legal professionals from around the world
- More than 180 working sessions covering all areas of practice relevant to international legal practitioners
- The opportunity to generate new business with the leading firms in the world's key cities
- Registration fee which entitles you to attend as many working sessions throughout the week as you wish
- Up to 25 hours of continuing legal education and continuing professional development
- A variety of social functions providing ample opportunity to network and see the city's key sights
- Integrated guest programme
- Excursion and tours programme



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To register your interest, please contact: **International Bar Association**

4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom Tel: +44 (0)20 7842 0090 Fax: +44 (0)20 7842 0091

www.ibanet.org/conferences/Dublin2012



BOSCOLO HOTELS

ALEPH
ROMA

IBA Conference

Rome, 17-19 May 2012

Hotel booking form

In order to accommodate all the IBA Conference participants, the Committee has pre-booked the Boscolo Hotel Aleph. **Special room rates for the attendees of the IBA Conference have been negotiated. To take advantage of these rates and ensure your accommodation at the hotel, reservation should be made by completing this booking form on or before 30TH of March 2012 and sending it directly either**

by e-mail: mice5.hotel@exedra.boscolo.com

or by fax to: +39.06.48938063

Requests for reservations after this date will be subject to availability.

Title: Mr Ms

First Name		Middle Name		Family Name	
Job Title		Company			
Address					
City		State		Zip Code	Country
Phone		Fax		Mobile	
Email address					

If sharing the room, please enter below your accompanying person details:

First Name		Middle Name		Family Name	
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Please select your choice:

<input type="checkbox"/>	Aleph - 5 star	<i>Via di San Basilio, 15 - 00185 Rome</i>
<i>The breathtaking beauty of this luxury hotel, placed in the heart of Rome, will fascinate you with its 96 rooms, 1 exclusive restaurant, a spacious health centre and a marvellous roof-top terrace.</i>		
<input type="checkbox"/>	Boscolo Experience Superior Double room single use:	Day in: _____ - Day out: _____ 2012
	€ 260,00 per day	
<input type="checkbox"/>	Boscolo Experience Superior Double room:	Day in: _____ - Day out: _____ 2012
	€ 280,00 per day	
<input type="checkbox"/>	Boscolo Experience Deluxe Double room single occupancy:	Day in: _____ - Day out: _____ 2012
	€ 310,00 per day	
<input type="checkbox"/>	Boscolo Experience Deluxe Double room:	Day in: _____ - Day out: _____ 2012
	€ 330,00 per day	

**All rates are net hotel, per room per night and include VAT and Buffet breakfast.*

City Tax of 3,00 € per person per night is not included in the above mentioned rates and can be paid directly at the Hotel.

Supplement

- Supplement for 3rd bed (applicable for children above 10 years of age) € 80,00 per person per day
- Children up to 10 years of age free of charge
- Baby cot free of charge
- Only deluxe or junior suite typology (at the respective rate) can be booked in case of extra bed request.

REGISTRATION DEADLINE

We kindly recommend to made your reservation **by March 30TH, 2012 the latest**. After this date, the confirmation will be subject to availability and the rate of the day will be applied.

Should you need to extend your stay, please enter below the extra nights you wish to reserve.



BOSCOLO HOTELS

ALEPH
ROMA

ROOM CANCELLATION POLICY

Please note that the reservation may be transferred to another person within the same firm (company), but that the replacement will be liable for all nights reserved above.

Cancellations must be received in writing to the Boscolo Hotel Aleph to kind attention of Mr Luca Collosi by **e-mail: mice5.hotel@exedra.boscolo.com** or by **fax +39.06.48938063**.

Cancellations received before **15/04/2012** no penalty will be charged.

Cancellations received between **16/04/2012 to 10/05/2012** Penalty charge of 50% on the booked nights.

Cancellations received between **11/05/2012 to the arrival date:** Penalty charge of 100% on the booked nights.

In case of **No-show or late arrival/early departure**, the hotel will keep a penalty equal to 100% of the value of the cancelled room-nights.

PAYMENT TERMS

Deposit of 50% of the booked nights will be charged on your credit card upon confirmation of your reservation.

In case of no-show / early departure, the full amount of your stay will be charged to the credit card used to hold the reservation.

In order to secure your booking, please enter your credit card details:

Credit Card (*please select one*): VISA MASTER CARD AMERICAN EXPRESS DINERS

Credit Card Number:..... Expiry Date:

Card Holder's Name:.....

I will be individually responsible for payment of my own room, taxes and incidental charges. Any services used and not paid upon check out will be charged to my credit card after departure.

! _____ !

Signature of authorization for the Hotel to settle with the above mentioned credit card 100% deposit, cancellation/no show fee and balances regarding this reservation.

REGISTRATION TERMS

Please be informed that we can only accept a reservation at the special group rate done through this registration form. Each reservation has to be guaranteed by credit card which will be charged in case of cancellations and no-shows.