



International workshop series

TOOLS FOR THE FUTURE RESEARCHING ART MARKET PRACTICES FROM PAST TO PRESENT

Workshop 5: Legislation, Legal Structures and their Impact on the Art Market

Ljubljana, Research Centre of the Slovenian Academy of Sciences and Arts
7-8 September 2020

zoom web conference

The workshop is part of the International Workshops Series **“Tools for the Future: Researching art market Practices from Past to Present”**, jointly founded by Elisabetta Lazzaro (HKU University of the Arts, Utrecht), Nathalie Moureau (University Paul Valéry, Montpellier 3) and Adriana Turpin (IESA Art & Culture, Paris and the Society for the History of Collecting, London).

Through individual presentations followed by group discussions, the workshops series aims at bringing together international scholars and professionals from different disciplines, periods of study and areas of practice of the art market to confront key issues and related methods that can be used to interpret, analyse and operate through the structures and principals of the art market. Previous workshops were on art collectors (Montpellier, June 2018), the artist as an entrepreneur (Utrecht, December 2018), formation and development of new markets (London, June 2019) and communication strategies (Rome, November 2019).

The fifth workshop, organised by the France Stele Institute of Art History ZRC SAZU, will address **the role of legislation and legal regulators in the art market**. The relationship between law and art can be traced back to the Middle Ages when the workshop and apprenticeship rules and guild statutes determined artists’ and other agents’ working tasks, regulating production, ensuring quality and enabling fair marketing and dissemination. Since the early modern period, estate law has defined (and limited) inheritance and ownership of artworks. While contracts with clients controlled the quality, realisation, delivering and on-time payment of private and collective artistic commissions, contracts between artists determined standards of cooperation. With the rise of the auction houses from the 17th century onwards, governments have tried to control auctioneering practices and increase transparency, issues which remain relevant to the market today. Similar considerations apply nowadays for on-line trade and digitisation of artworks, transactions and consumption, including cryptocurrencies and blockchain. The early modern period also saw the origins of copyright law, with privileges and censorship of reproducing vividly differing across Europe. Throughout the 19th century, copyright regulations were still nationally oriented, thereby resulting in national legislations obstructing or encouraging the international expansion of markets. Since the 20th century, we have witnessed the internationalisation and globalisation of laws, which are still in progress.

MONDAY, 7 SEPTEMBER

zoom web conferencing

9.45 CET

Welcome and introduction

Mija Oter Gorenčič

Tina Košak, Renata Komić Marn

Adriana Turpin

10.00-11.30

Session 1 Artists and legislation, chair: Tina Košak

Nina Stainer (Salzburg-Vienna): Guilds versus brotherhoods: legal grey areas in early modern Bavaria

Julia Strobl (Vienna): Between intention and reality: the impact of academy and guild regulations under Charles VI

Grischka Petri (Bonn): Artists as lawmakers: in demand for copyright legislation
Discussion

11.45-13.15

Session 2 Law and collector, chair: Renata Komić Marn

Silvia Marin Barutcieff (Bukarest): Painters and collectors rescuing the past. Artistic, legal and economical endeavors from the 19th century Romanian culture (1850-1900)

Makoto Shimada (Tokyo): Legislative measures for promotion of corporate art collecting in Japan
Petja Grafenauer (Ljubljana): State supporting the art market: the case of Gallery P74
Discussion

13.15-14.45 Lunch break

14.45–15.45

Keynote: Sophie Raux, Professor of History of Early Modern Art, University Lyon 2

Regulating the visibility and circulation of works of art on the market: some milestones in early modern Europe

16.00–17.00

Session 3 Law and the market, chair: Sophie Raux

Darius A. Spieth (Baton Rouge, Louisiana): The legal status of the commissaires-priseurs and its impact on the genesis of the French art market

Sarah Bakkali (Paris): Avoid squandering” and act for “the success of the trade and the benefit of my country”: the dilemma of Jean-Baptiste-Pierre Lebrun during the French Revolution

Discussion

TUESDAY, 8 SEPTEMBER

zoom web conferencing

10.00–11.00

Keynote: Alicja Jagielska-Burduk, UNESCO Chair on Cultural Property Law at the University of Opole: Art market’s legal challenges

11.00–12.30

Session 4 Export, nationalisation and restitution, chair: Elisabetta Lazzaro

Valeria Paruzzo (Trento): “[...] an arduous replacement and a significant loss”: the impact of legislation on the export of paintings from Venice under Austrian rule (1815–1866)

Marcela Rusinko (Brno): Nationalization of auction business in Czechoslovakia. State interests, monopoly art markets and the legislation

Francesco Angelini, Massimiliano Castellani, Pierpaolo Pattitoni (Bologna): You can’t export that! Export veto for modern and contemporary Italian art

Discussion

12.30–14.00 lunch break

14.00–15.00

Session 5 Economic analytics and legislation, chair: Nathalie Moureau

Andrej Srakar (Ljubljana) and Marilenna Vecco (Dijon): Modelling adverse deaccessioning under different legislative frameworks

Federica Pezza, Giovanni Maria Riccio (Salerno): Conservation and restoration of street art. Striking the line between protectable common goods and inadmissible ‘musealization’ of urban spaces

Discussion

15.20–16.50

Session 6 Legislative and administrative perspective, chair: Adriana Turpin

Anna Pirri Valentini (Rome): Impacts of export controls on the art market: a legislative and administrative perspective

Leticia Delfino Eisler (Potsdam): Art treasures behind heavy walls: the purposes of free ports and its relation to the art market

Clizia Francescini (Lucca): The cultural heritage body of legislation in Palestine

Closing Discussion

* The workshop is organised within the core research programme *Slovenian artistic identity in European context* (P6-0061), funded by Slovenian Research Agency



Scientific & Organising Committee

Renata Komić Marn, ZRC SAZU, France Stele Institute of Art History, Ljubljana

Tina Košak, ZRC SAZU, France Stele Institute of Art History, Ljubljana & University of Maribor, Faculty of Arts

Elisabetta Lazzaro, Creative Economy-HKU University of the Arts Utrecht

Nathalie Moureau, ART-Dev University Paul Valéry Montpellier 3, France

Adriana Turpin, IESA & Institute of Historical Research, London, United Kingdom

The workshop will be held by zoom web conferencing. As the number of participants will be limited, pre-registration is required. Please send an email to tff.ljubljana@zrc-sazu.si and specify if you wish to attend one day or both. You will then be sent a zoom link for each day of the workshop on Friday 4th September. We look forward to welcoming you.