

Public Art Life Cycle

Part II

Maintenance to Mayhem

New York Times 16 July 2020, Lev Radin/Pacific Press, via Getty Images



- Intellectual Property
- Maintenance & Conservation
- Removal and Relocation



INTELLECTUAL PROPERTY

- Copyrights
- Moral Rights
- Waivers & Licenses





What are the rights?



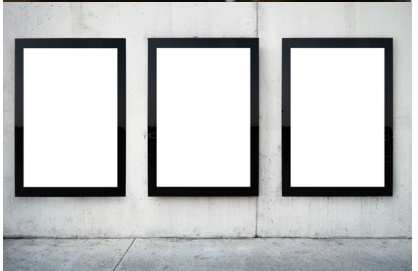
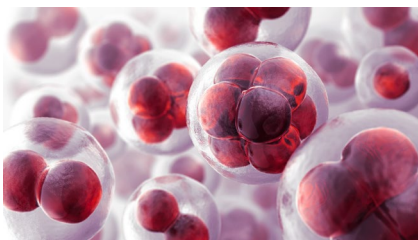
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An aerial photograph of Paris, France, taken during the golden hour. The Eiffel Tower stands prominently on the left side of the frame. The city's dense urban landscape, characterized by numerous buildings and green spaces, stretches across the middle ground. In the background, the modern skyscrapers of the La Défense district are visible against a sky filled with soft, golden clouds. The overall scene captures the essence of Parisian architecture and urban planning.

MORAL RIGHTS (*Le Droit Moral*)

A background image showing the Statue of Liberty on the left, standing on its pedestal. In the background, the New York City skyline is visible, including the Freedom Tower. The sky is blue with some clouds.

Visual Artists Rights Act (VARA)

1. Authorship
2. Integrity
3. Disclosure
4. Withdrawal



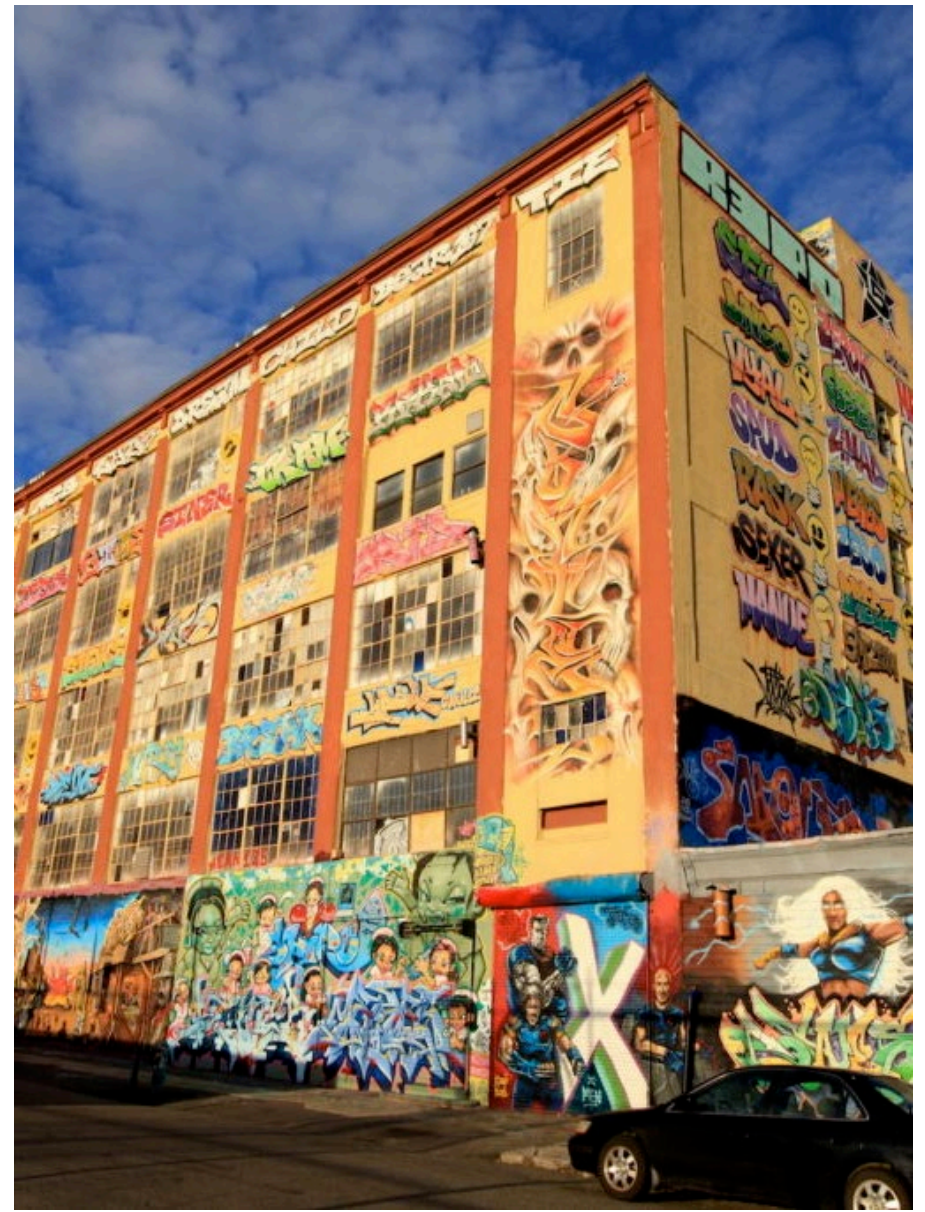
California
Connecticut
Louisiana
Maine
Massachusetts
Nevada
New Jersey
New York
Pennsylvania
Rhode Island
South Dakota
Utah

- **Copyright should stay with the Artist**
- **Needed rights can be licensed**
- **VARA rights can be replaced with clearer language**





Cady Noland, *Log Cabin*, 1990.



5Pointz in January 2013.

Photo courtesy of Ezmosis via Wikimedia Commons.

MAINTENANCE AND CONSERVATION



A person wearing a green jacket is holding an open book, likely a maintenance manual, in front of a car with its hood open. The background is blurred, showing the engine compartment of the vehicle. The text "Maintenance Manual" is overlaid in the center of the image.

Maintenance Manual

Conservation



REMOVAL OR RELOCATION





I Remember When All This Was Trees, By Banksy

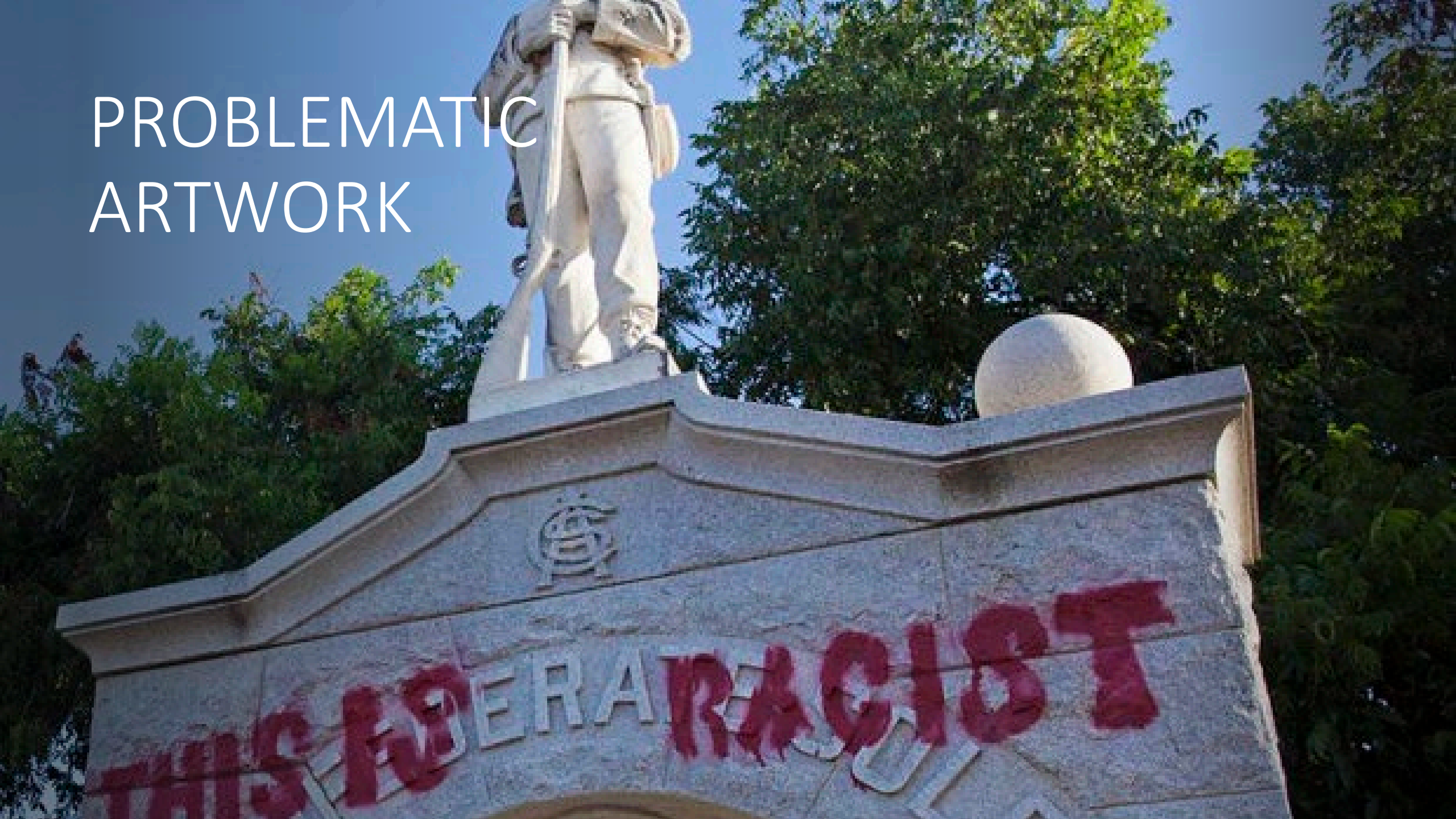
Photo Credit: Boston Herald



Digital DNA By Adriana Varella

Photo Credit: Palo Alto Online.

PROBLEMATIC ARTWORK



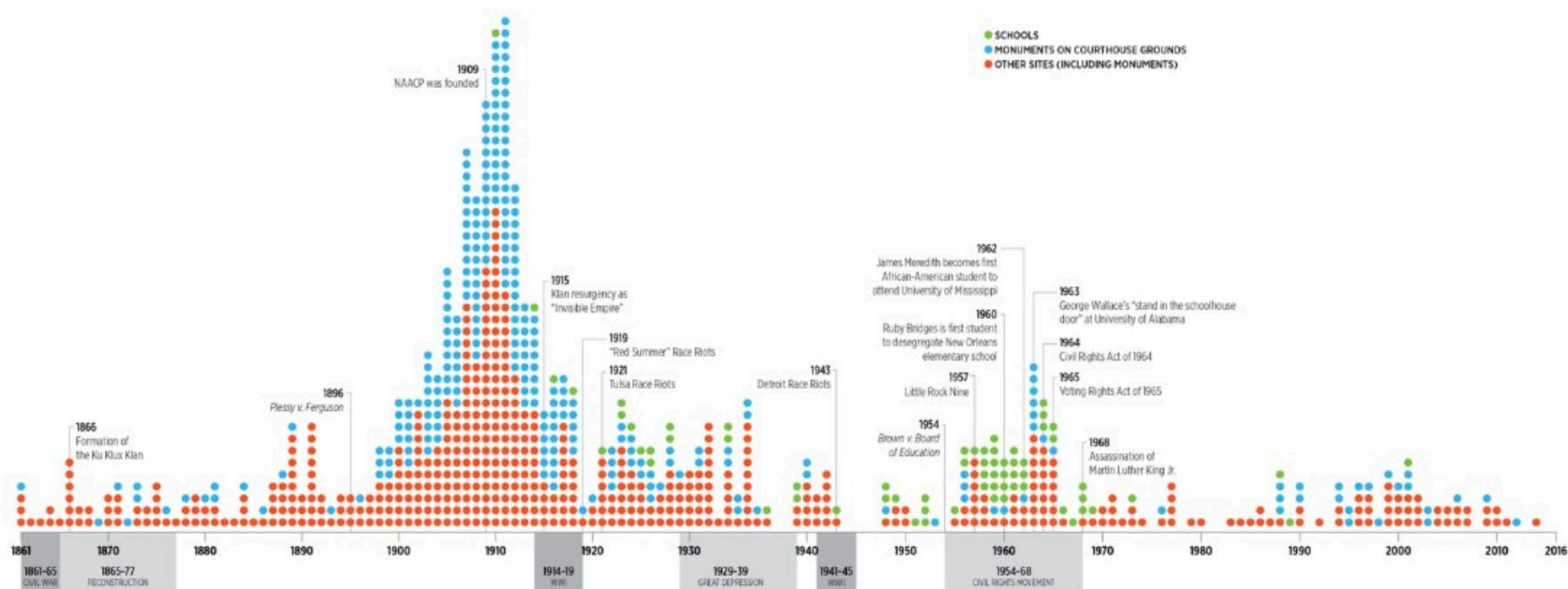


Image from the Southern Poverty Law Center



Chicago police stand by the Christopher Columbus statue in Grant Park after protestors tried to bring it down Friday night. | Tyler LaRiviere/Sun-Times




A vandalized statue of St. Junipero Serra in San Francisco is seen June 19, 2020. The Spanish Franciscan founded several missions in what is now California. (CNS photo/David Zandman via Reuters)




“Emancipation Group” in Boston depicts the formerly enslaved Archer Alexander kneeling before President Abraham Lincoln. Michael Dwyer/Associated Press



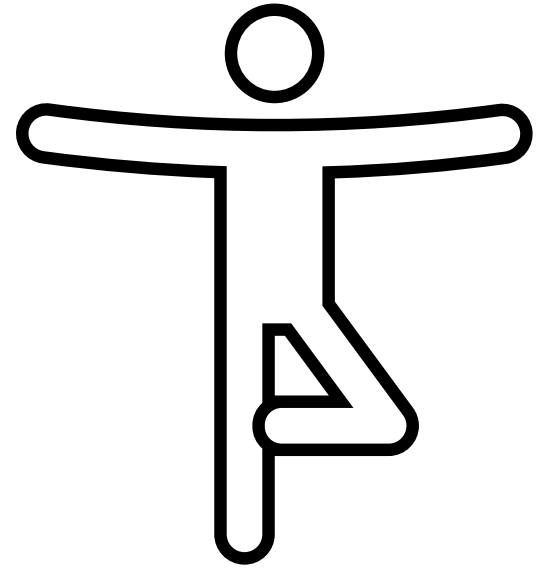
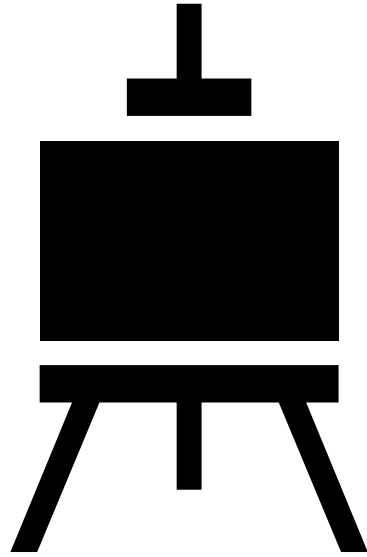
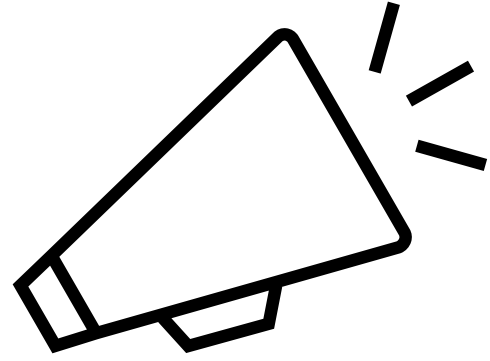
A statue of George Washington was pulled down from the lawn outside the German American Society in Northeast Portland on June 18, 2020.
Rebecca Ellis/OPB

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- **Deaccessioning**
 - **Recontextualizing**
 - **Replacing**
 - **Leaving Space**
 - **No Individuals**

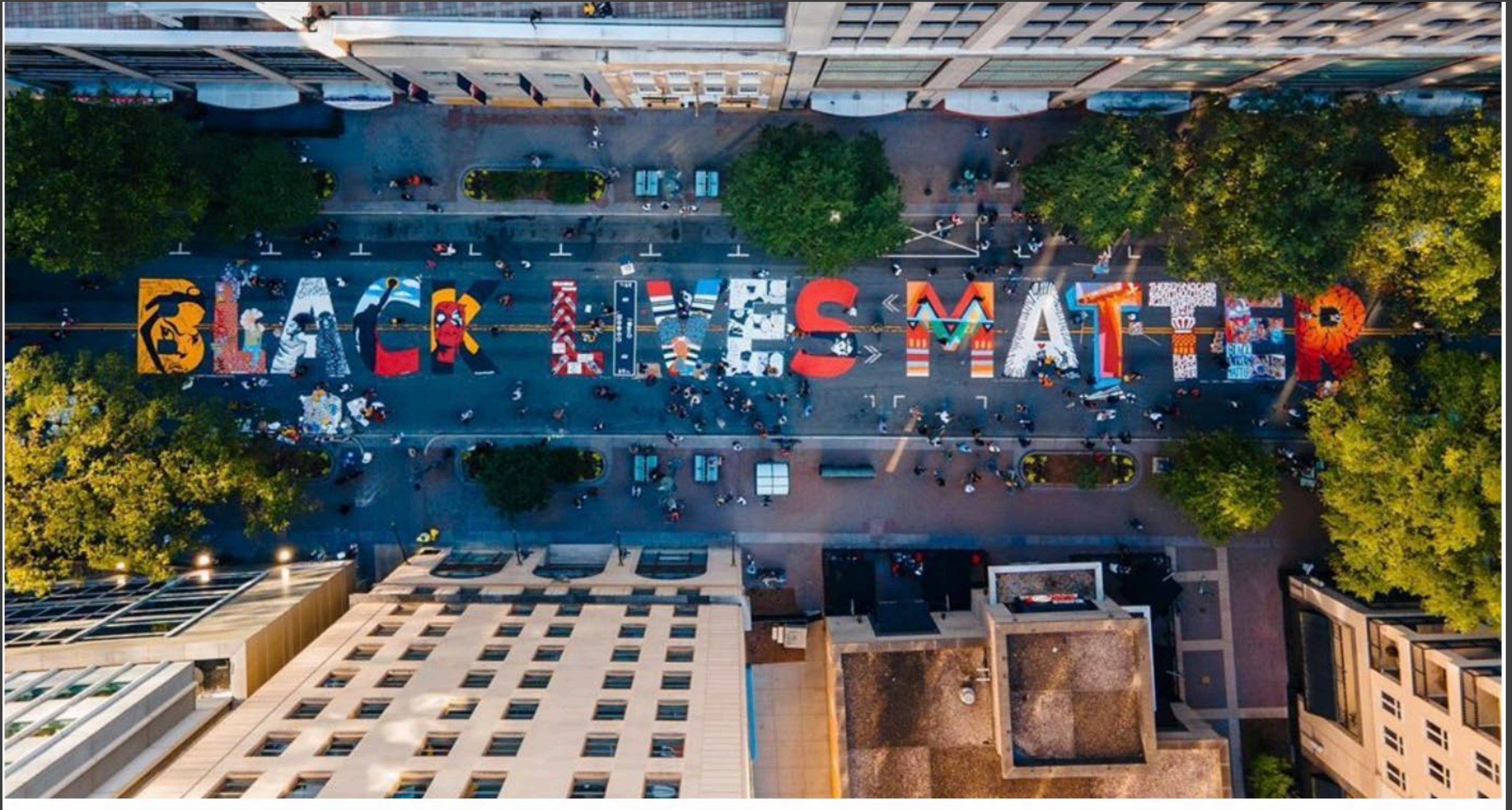
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- **Identify the issue**
 - **Outline the approach**
 - **Create policies and procedures**
 - **Develop resources**
 - **Enlist collaborators**

1st Amendment









Aerial view of the Black Lives Matter mural in uptown Charlotte, NC. Photo: Maleek Loyd

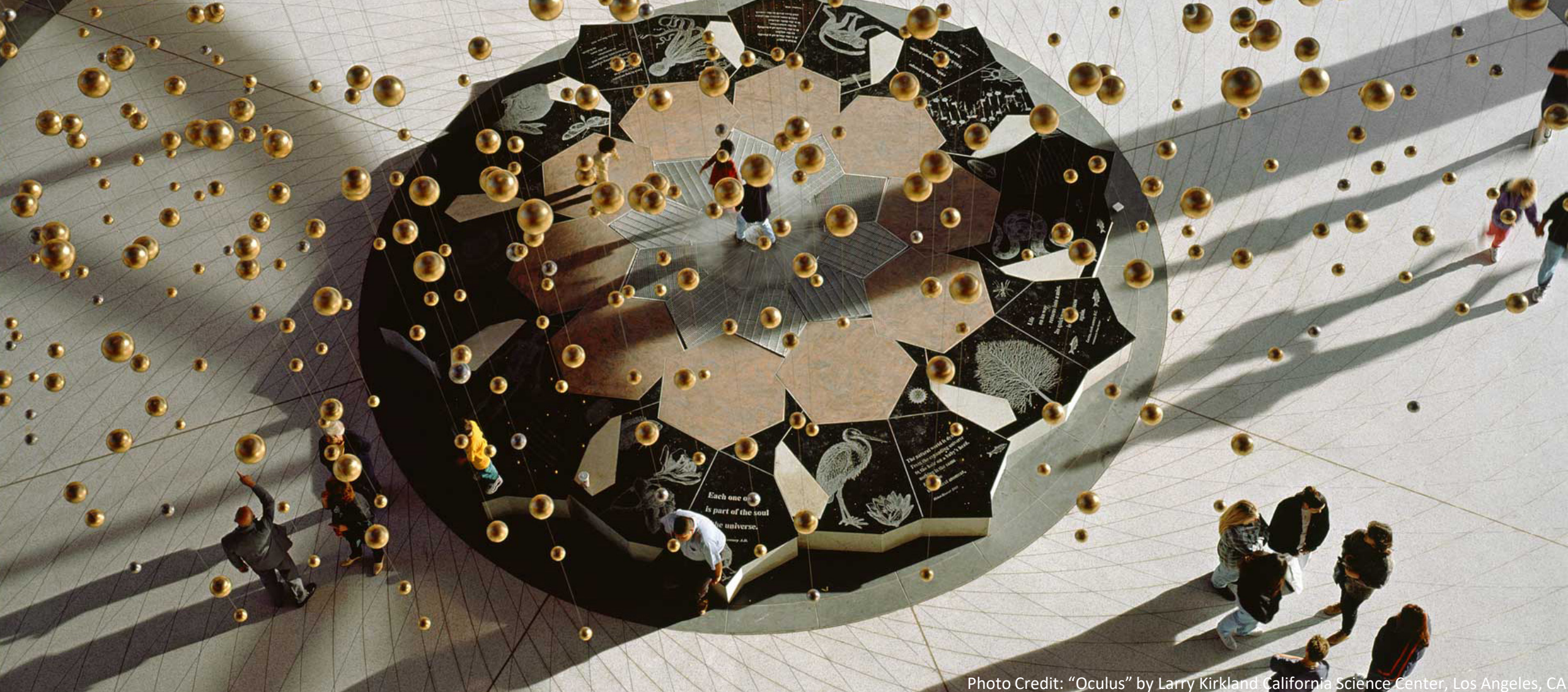


Photo Credit: "Oculus" by Larry Kirkland California Science Center, Los Angeles, CA

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