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Visual Artists' Resale Royalty Scheme: What it means for Indigenous Artists

8 July 2010



*Detail from Watanuma by Kaapa Tjampitjinpa
© Estate of Kaapa Tjampitjinpa 2010.
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More information

Copyright Agency Limited
Level 15, 233 Castlereagh Street,
Sydney NSW 2000

Tel: 1800 066 844
Fax: +612 9394 7601

Email: resale@copyright.com.au
Website: www.copyright.com.au

Artists are entitled to a 5% royalty on certain resales of their artworks.

The types of artworks covered include artists' books, batiks, carvings, ceramics, collages, digital artworks, drawings, engravings, fine art jewellery, glassware, installations, lithographs, multimedia artworks, paintings, photographs, pictures, prints, sculptures, tapestries, video artworks and weavings.

This information sheet is for guidance only. It is not legal advice.

When is a royalty payable?

A royalty is payable on the sale of an artwork if:

- it occurred after 8 June 2010 and is not the first change of ownership;
- the sale price is \$1,000 or more;
- the artist is alive, or their passing was fewer than 70 years ago; and
- the artist or the beneficiary of the artist's estate is Australian.

What do I need to do to receive resale royalties?

If your works are resold in the future, you will need to be registered with CAL for CAL to pay the royalties to you. Registration costs you nothing, but you must give us certain information.

You can register online at www.resaleroyalty.org.au or by completing a registration form (available on the back of this information sheet).

Your art centre manager or agent can also register or provide your details to CAL for you.

Remember that royalties are not payable until the second change of ownership after 8 June 2010. This means that how soon you become entitled to resale royalties will depend on how quickly your work changes hands for the first time, then the second, after 8 June 2010.

There is more information at www.resaleroyalty.org.au.

About Copyright Agency Limited (CAL)

CAL is a non-profit organisation, established in 1974, that collects and distributes copyright fees for authors, artists, photographers, publishers and others.

There is more information about CAL, on its website www.copyright.com.au.

For more Information, contact:

Melodie-Jane Gibson

Indigenous Communications Coordinator
Copyright Agency Limited

T: +612 9394 7702

Toll Free: 1800 066 844

E: mgibson@copyright.com.au

Use this form to register to participate in the Artists' resale royalty scheme if you are an artist.

What to do: complete, sign and return to Copyright Agency Limited by: **Post** 15/233 Castlereagh Street, Sydney NSW 2000

Fax +612 9394 7601 **Email** Scanned copies of the form can be emailed to resale@copyright.com.au

Title (please tick) **Mr** **Mrs** **Ms** **Dr**

Given name: _____ **Middle name:** _____

Surname: _____

Position (if applicable): _____

Company Name (if applicable): _____

Registered ABN Name (if different from above): _____

ABN: _____ **Telephone:** _____

Mobile: _____ **Fax:** _____

Email: _____ **Web:** _____

Street Address: _____

City/Suburb: _____ **State:** _____

Postcode: _____ **Country:** _____

Postal Address (if different from above): _____

City/Suburb: _____ **State:** _____

Postcode: _____ **Country:** _____

Date of Birth: _____

Pseudonym 1: _____

Pseudonym 2: _____

Pseudonym 3: _____

Art Mediums:

<input type="checkbox"/> Paintings	<input type="checkbox"/> Artist Books	<input type="checkbox"/> Batiks	<input type="checkbox"/> Carving
<input type="checkbox"/> Ceramics	<input type="checkbox"/> Digital Artworks	<input type="checkbox"/> Drawings	<input type="checkbox"/> Engravings
<input type="checkbox"/> Art Jewellery	<input type="checkbox"/> Glassware	<input type="checkbox"/> Installations	<input type="checkbox"/> Lithographs
<input type="checkbox"/> Multimedia	<input type="checkbox"/> Photographs	<input type="checkbox"/> Pictures	<input type="checkbox"/> Prints
<input type="checkbox"/> Sculptures	<input type="checkbox"/> Tapestries	<input type="checkbox"/> Video Artwork	<input type="checkbox"/> Others

Declaration

I warrant that all the information I provided on this form is correct. I undertake:

1. to indemnify CAL against any liability incurred by CAL as a direct or indirect result of breach of the preceding warrant: and
2. to notify CAL if there are any changes to any of the information provided on this form.

Signed: _____ **Date:** _____