

Course Outline

Course number	RBE254
Course title	Art Law
Credit points	2 CP (3 ECTS)
Total hours	30
Lecture hours	16
Seminar and other hours	14
Course level	Bachelors
Prerequisites	None

COURSE INSTRUCTORS

No.	Name	Academic degree	Academic position
1	Rolands Žīgurs	LL.M.	Visiting Lecturer, Course Responsible
2	Kate Zilgalve	LL.M.	Guest Lecturer
3	Kristiāna Viļuma	LL.M.	Guest Lecturer

COURSE ABSTRACT

In the framework of this interdisciplinary course we will systematically explore how the law shapes and constrains artistic expression. We will examine some of the pressing contemporary legal issues, including intellectual property rights in works of art (copyright, appropriation, and resale); the relationship between artistic freedom and censorship; legal issues involving art collectors, museums, and galleries; and international law and the fate of works of art in wartime.

COURSE OBJECTIVES

The general aims of this course are:

- To develop analytical and critical thinking skills of students by detailed examination of the relevant legislation, cases, treaties and other legal instruments governing art law in Europe;
- To foster critical understanding and evaluation of areas of controversy within this field of law;
- To instill in students an ability to analyze and critique legal instruments;
- To develop written and oral skills through class presentations/discussions;
- To impart practical information regarding deal-making in art market.

By the end of this course, students should be able:

- To recognize the types of law that deal with art;
- To understand the intersection between law and the practice of visual artists;
- To apply this knowledge to practical situations concerning art market;
- To analyze real-life fact patterns concerning art law and to formulate viable solutions based on an understanding of the relevant legal norms.

GRADING CRITERIA

Criteria	Weighting
Exam	60%
Class participation and in-class presentation	40%

COURSE PLAN – MAIN SUBJECTS

No.	Subject	Planned hours
1	Art Law: Overview, History	2
2	Artists rights and the limits of freedom of artistic expression	8
3	Auctions and evaluation of artworks	4
4	Repatriation and recovery of stolen and looted art	4
5	Cultural heritage	6
6	Illicit trafficking of cultural goods	2
7	Identity and conservation of contemporary art	4




COURSE PLAN – SESSIONS

Session	Subject	Lecture/seminar
1	Introduction to Art Law	Lecture
2	Artists' Rights (including copyright, moral rights and artist's resale right)	Lecture
3	Artists' Rights (including copyright, moral rights and artist's resale right)	Lecture
4	Artists' Rights (including copyright, moral rights and artist's resale right)	Lecture
5	The limits of freedom of artistic expression	Lecture
6	The limits of freedom of artistic expression – Cases	Lecture
7	Auctions and evaluation of artworks	Lecture
8	Recovery of stolen art and looted art – Regulations & Cases	Lecture
9	Repatriation of art and artefacts – Regulations & Cases	Lecture
10	Auctions: practical questions	Lecture
11	Illicit trafficking of cultural goods, scope and regulations	Lecture
12	Cultural heritage	Lecture
13	Cultural heritage – Cases	Lecture
14	Contemporary Art – practical legal challenges	Lecture
15	Course summary and review	Lecture

COURSE LITERATURE

No.	<i>Author, title, publisher</i>
1	Mandatory: (a) Prowda, J. B. (2013). Visual arts and the law: a handbook for professionals. Farnham: Lund Humphries; (b) Berne Convention for the Protection of Literary and Artistic Works, available at http://www.wipo.int/treaties/en/text.jsp?file_id=283698 ; (c) Cases and articles posted on portal.
2	Reference: (a) Lerner, R. E., & Bresler, J. (2012). Art law: the guide for collectors, investors, dealers, & artists. New York City, NY: Practising Law Institute; (b) National laws, EU legislation and international conventions, posted on course portal.

LECTURERS

	<p>Rolands Zigurs is an Associate at law firm BDO Law, as well as a certified media law specialist. He specializes in various areas of intellectual property law: copyrights, trademarks, art law, media and entertainment, communication and technology, dispute resolution, litigation and arbitration.</p> <p>Rolands consults businesses and individuals on various trademark and copyright-related issues. He is also a mentor for the Incubator for businesses in the creative industries, which is administered by Investment and Development Agency of Latvia, where he regularly consults upcoming entrepreneurs regarding their intellectual property rights.</p> <p>Rolands holds an LL.M degree from the prestigious University of Southern California, Gould School of Law. He has had a number of publications in largest business newspapers in Latvia, such as Dienas Bizness and iFinances, as well as Jurista vārds on Intellectual property law, media law and other legal issues.</p>
	<p>Kate Zilgalve has obtained a Bachelor's degree in Law (2011) and Lawyers qualification from the University of Latvia (2016) as well as the highly specialized Postgraduate certificate in Art Crime and Cultural heritage protection from Association for Research into Crimes Against Art in Amelia, Italy (2015).</p> <p>Kate has gained wide professional experience in Latvia and abroad, from a youth mission in Kigali, Rwanda (2007), to work experience at such world renowned art institutions as Peggy Guggenheim Collection Venice, Italy (2011), and Russian Art Department of Christie's auction house in London, United Kingdom (2015) and running of a non-profit gallery NOASS in Riga, Latvia (2013-2017).</p> <p>Kate has also consulted Latvia's accession to UNESCO 1970 and UNIDROIT 1995 Conventions, and she currently consults RIBOCA and other exhibition organizers on art related legal questions.</p>
	<p>Kristiana holds an LL.M degree at University of Latvia. Kristiana has gained knowledge and experience in art symposiums as well as consulted clients in matters regarding repatriation and regulation of artwork sale and purchase.</p>