Public Art Life Cycle

Part II

Maintenance to Mayhem

• Intellectual Property
• Maintenance & Conservation
• Removal and Relocation
INTELLECTUAL PROPERTY

- Copyrights
- Moral Rights
- Waivers & Licenses
What are copyrights?
MORAL RIGHTS
(Le Droit Moral)
1. Authorship

2. Integrity

Visual Artists Rights Act (VARA)

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

*5Pointz in January 2013.*

Photo courtesy of Ezmosis via Wikimedia Commons.
MAINTENANCE AND CONSERVATION
Conservation
REMOVAL OR RELOCATION
I Remember When All This Was Trees, By Banksy

Photo Credit: Boston Herald
PROBLEMATIC ARTWORK
Chicago police stand by the Christopher Columbus statue in Grant Park after protesters 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 Zalzman 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. | Andrew Dwyer
• Deaccessioning
• Recontextualizing
• Replacing
• Leaving Space
• No Individuals
• 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