



ANNUAL
REPORT

2021

The Arts Law Centre of Australia acknowledges the Gadigal people of the Eora Nation and all Traditional Owners of the country throughout the lands in which we live and work within Australia.

We recognise Aboriginal and Torres Strait Islander peoples' continuing connection to land, place, waters, and community.

We pay our respects to them, their heritage, and cultures, and to Elders past and present.

Aboriginal and Torres Strait Islander readers are advised that this document may contain the images or names of deceased persons.

COVER: Illustration by Charlotte Allingham 2021.

Photo by Donna Robinson.



PRESIDENT AND CEO REPORT

2021 proved to be another tumultuous year that presented its fair share of challenges. Despite this, Arts Law has been working hard to empower Australia's artists and we have had a great deal of success over the last twelve months.

The ongoing impact of COVID-19 on the arts sector is significant and Australia's artists are still reeling from loss of income and reduced opportunities. It is vital that artists have access to affordable legal services in "uncertain times". We delivered 2,235 legal advices to over 1000 individual artists to help them to build sustainable arts practices in 2021.

It is clear to us that our purpose of **strengthening value and respect for arts and culture to make a better world** is more relevant than ever. One of the most significant ways we work to achieve this is through our advocacy work where we aim to improve the rights of artists and their access to justice through law and policy reform.

Our areas of advocacy in 2021 include: copyright reform, protection of Aboriginal Heritage, defamation law reform and ongoing work on the Fake Arts Harms Culture campaign.

We were heavily involved in the 2021 Productivity Commission Inquiry into the Indigenous Visual Arts Market and made a significant submission in partnership with

the Indigenous Art Code and Copyright Agency.

Prizes and competitions have become an important source of income and opportunity for artists in light of cancellations and closures. We have continued reviewing prize terms and conditions and liaising with organisers to improve conditions for artists entering prizes. This work has had a significant impact on a broad spectrum of artists. In 2021 we reviewed 11 prizes and managed to improve conditions in all but two cases.

2021 marked the start of Arts Law's Digital Transformation. In the first two phases of this project we engaged Code for Australia to develop a Digital Strategy and redevelop key areas of the Arts Law website. This process followed the principles of human-led design and was informed by regular interviews and feedback from our clients and users.

The new website changes reflect our ongoing focus on increasing the accessibility, useability and navigability of our digital spaces for our users. We are excited about future work in this area as we continue to improve user experiences, increase access and implement new technologies.

For the first time, we held our art sale fundraising event entirely online and it proved to be our most successful ever.

During the extended multi-state lockdown of 2021, we raised over \$118,000 and were able to give \$71,790 directly back to artists.

While we were unable to travel as much as we would have liked, Artists in the Black was able to deliver face-to-face outreach in WA, NSW and QLD and also attend the Desert Conference in Alice Springs. It has been wonderful to be able to meet with artists and communities in person again.

A key element of our 2021-2024 Strategic plan is to develop income streams independent of Government funding. In 2021, Arts Law has been able to significantly expand our capacity through increased philanthropic support. We would like to thank our new philanthropic partners: The Lionel & Yvonne Spencer Trust, Impact100 WA, The Thyne Reid Foundation, The Danks & Annie Danks Trust, The Besen Foundation and The Wendt Family.

Our philanthropic partners have enabled us to conduct extended outreach in Queensland, develop resources for Aboriginal and Torres Strait Islander artists working in fashion and recruit a solicitor to expand our wills program in WA.

Our success, as always, hinges on support

from the legal community, our donors, Arts Law Allies, partners and the Australian arts sector. We would be unable to achieve so much without all of you. Thank you.

We are extremely grateful to all the legal professionals who offer their time and expertise to our pro bono panel and to Ashurst, Australian Government Solicitor and King & Wood Mallesons for their assistance in providing secondment of lawyers to Arts Law.

And lastly, thank you to the amazing Arts Law staff for your hard work delivering all our services, especially throughout the stress of lockdowns. Thank you to our Board for your guidance and support. And a huge thank you to the Australian arts community for sustaining throughout the last twelve months.

**The Hon Justice John Robertson Sackar
Arts Law President**

**Robyn Ayres
Arts Law CEO**



PURPOSE, MISSION, VISION & VALUES

Purpose

Strengthening value and respect for arts and culture to make a better world.

Arts Law's purpose is our reason for existing and inspires us with a call to action. It is aspirational, big picture and long term, and allows our organisation to create value way beyond financial metrics. Our purpose drives our organisational vision, our mission, our operating values and the behaviours that will reflect these values.

Mission

Empower artists and creative communities through the law.

Vision

Arts Law aspires to be widely recognised as the trusted source of advice for artists and creative communities and as the pre-eminent authority on artist's rights and arts law in Australia.

Values

In delivering our vision, Arts Law is guided by the values of excellence, accessibility, empowerment of artists, integrity, collaboration, and innovation.

It was so incredibly easy. I have been so intimidated by contacting a lawyer in the past and I didn't even know that this service existed for lower income workers like myself. I definitely feel like I can work safely within the system and I know where to go to prepare next time so that I don't fear a lawsuit.

- Arts Law client



KING & WOOD
MALLESONS
金杜律师事务所

Robyn Ayres
Arts Law Centre of Australia

LEGAL ADVICE SERVICES

1526

Telephone Legal Advices

709

Document Review Services

99

Best Practice advices

Telephone Legal Advice

Our Telephone Legal Advice is an opportunity for artists to talk one-on-one to an Arts Law lawyer.

This service allows artists to get specific advice on an issue that is impacting their arts practice. Artist and arts workers can also ask general questions about legal issues that relate to their arts practice in a confidential setting.

Telephone Legal Advice is available free to most artists. Arts Law subscribers can also access this service.

Best Practice Advice

Best Practice advice supports arts organisations to learn about, implement and embed best practices into their relationships with individual artists. This is an important aspect of Arts Law's work as it helps ensure artists benefit from the arts organisation's fair and equitable agreements that also supports our artist-first policy.

Document Review Service

Australian artists can get specific advice about their contracts, emails, manuscripts, video or recordings as part of our Document Review Service. A lawyer will review each document and give advice over the phone.

A Document Review can help artists and arts workers to understand their contract and make sure their rights are protected.

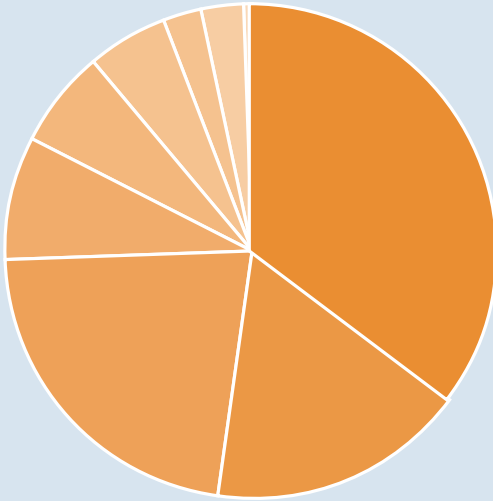
Our Document Review Service is available to Arts Law subscribers.

Top ten legal problems for artists in Australia

- Copyright
- Contracts
- Moral Rights
- Estate Planning including Wills and Intestacy
- Defamation
- Consumer protection and passing off
- Trade Marks
- Indigenous Cultural Intellectual Property
- Business Structures
- PPCA input agreement or direct licensing

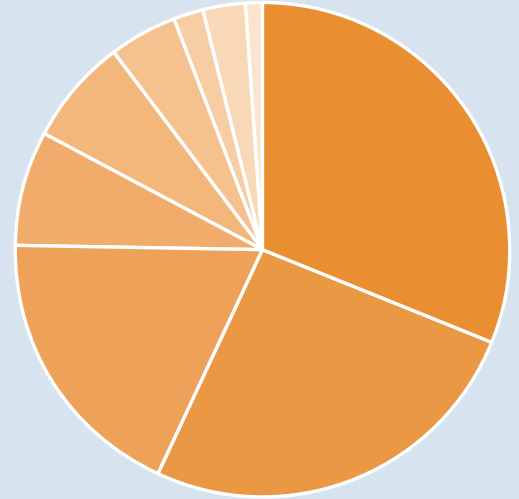
Telephone Legal Advice by State

NSW 540
VIC 258
QLD 339
WA 126
NT 96
SA 82
TAS 38
ACT 39
OS 8



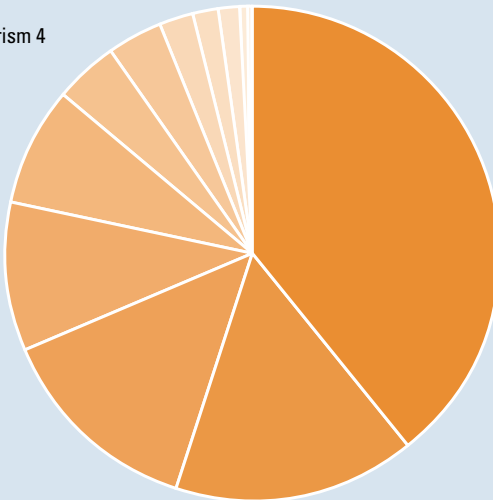
Document Review Service by State

NSW 221
QLD 183
VIC 130
NT 54
WA 49
SA 32
ACT 13
TAS 20
OS 7



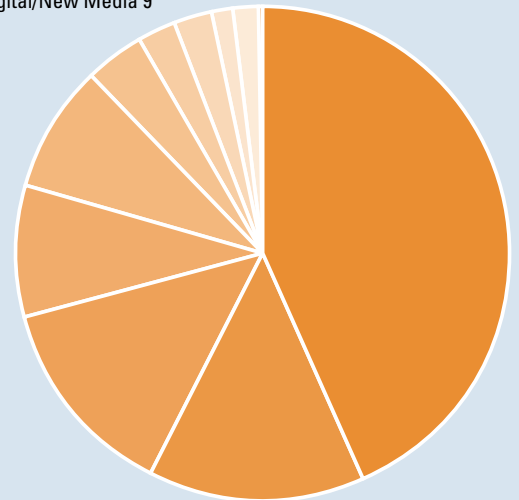
Telephone Legal Advice by Sector

Visual Arts and Craft 578
Music 231
Literature/Writing 197
Film/Video/TV/Broadcasting 144
Community Arts/Cult Dev/Festivals 114
Performing Arts (not Music) 61
Photography 53
Design 34
Fashion 23
Multimedia/Digital/New Media 22
Games 5
Cultural Tourism 4



Document Review Service by Sector

Visual Arts and Craft 295
Music (inc Performers) 96
Literature/Writing 91
Community Arts/Cult Dev /Festivals 58
Film/Video/TV/Broadcasting 57
Other 30
Performing Arts (not Music) 27
Design 17
Photography 17
Multimedia/Digital/New Media 9
Games 1



ARTISTS IN THE BLACK

407

Telephone Legal Advices

222

Document Review Services

56

Pro Bono Referrals

16

Visited art centres

36

AITB workshops and webinars

553

**Participants at AITB workshops
and webinars**

In 2021, Artists in the Black (AITB) continued to deliver essential services for Aboriginal and Torres Strait Islander artists, art centres, language centres and creative communities.

Organising more local outreach to regional New South Wales was a great achievement of the year with trips to Armidale, Bega, Bourke, Coonamble, Dubbo and Merimbula. With the Queensland borders opened, we were able to make trips across the state from the Cassowary Coast to Minjerribah (Stradbroke Island). While it was safe to travel, our team attended the Desert Conference in Alice Springs, the AACHWA Conference in Roebourne, WA, Revealed in Perth and the UMI Arts Symposium in Far North Queensland.

The Licensing the Right Way project

entered its second year, empowering Aboriginal and Torres Strait Islander artists by helping them get a better deal when engaging with businesses who want to reproduce their work. We also continued our work with Aboriginal and Torres Strait Islander art centres looking to have consignment agreements reviewed and registered on the Personal Property Securities Act, with pro bono support from Dentons.

We continued to deliver remote education and advice sessions, connecting with creative communities across the country from Launceston to Kalumburu with webinars and the development of podcasts and other digital resources for artists, art centres and language centres, including work done as part of our partnerships with peak bodies such as Desert and First Languages Australia.

Solicitor Donna Robinson with artists screen printing in studio at Yarrabah art centre. Photo by Bernie Singleton 2021.

It was friendly and welcoming. I was treated with respect. I really appreciated the opportunity to speak with someone to clarify my situation and move forward with my project. Thank you.

- Arts Law client



Adopt-a-Lawyer

Arts Law's Adopt-a-Lawyer program continued in 2021, providing vital legal support for Aboriginal and Torres Strait Islander art centres. The program partners art centres with a single law firm for a three-year partnership and is designed to streamline our existing support model by providing continuity and a meaningful relationship between the art centre and the firm.

Art Centre	Law Firm
Wik & Kugu Art Centre Aurukun, QLD	Hall & Wilcox
Warmun Art Centre Warmun, WA	Lander & Rogers Melbourne, VIC
Waringarri Kununurra, WA	King & Wood Malleson National (Perth)
Moa Arts Moa Island, QLD	King & Wood Malleson National (Sydney)
Jilamara Art Centre Tiwi Island, QLD	King & Wood Malleson National (Brisbane)
Babbarra Womens Centre	Allens Linklaters Macquarie Group
Maningrida Art Centre Maningrida, NT	Allens Linklaters Macquarie Group
Hermannsburg Potters Hermannsburg NT	Colin Biggers & Paisley
Girringun Cardwell, QLD	Holding Redlich
Mowanjum Aboriginal Art & Culture Centre Derby, WA	Ashurst
Bula 'Bula Arts Ramingining, NT	King & Wood Malleson
Erub Arts Torres Strait, QLD	King & Wood Malleson



Artists in the Black Coordinator John Waight at the 2021 Desert Conference. Photo by Donna Robinson.



SIMON'S STORY

ILLUSTRATOR NEGOTIATING PUBLISHING CONTRACT

Simon O'Carrigan is an award-winning illustrator based in Melbourne. He has illustrated picture books for publishers, created interactive murals for public spaces, exhibited as a solo artist, and created unique artworks for private commissions.

Simon approached Arts Law when he was offered a book illustration contract by a publisher he had not worked with before. He wanted to understand the contract he had been given, and how his rights were protected. In particular, he wanted to know how distributions from collecting societies were treated in the contract.

As part of Arts Law's Document Review Service we referred Simon to one of our external pro bono lawyers, who reviewed the contract and explained how distributions from collecting societies like the Copyright Agency were to be split between Simon and the publisher.

Through the advice, Simon gained insight on other issues in the contract he hadn't considered, including how instalment payments were to be made, liability for damage to his work, and the fairness of his obligations to the publisher.

Simon told us that after the advice he was able to negotiate more confidently with the publisher. After negotiations, the publisher accepted many of Simon's requests and he went on to sign the contract.

"This is the second time I have used Arts Law's document review service. It is so useful, because it helps me create a list of items to negotiate, professionally and clearly express my requests, and have a back-up plan based on whether those items are a big deal or not. The confidence this gives me before signing a contract cannot be overstated."



Arts Law is a trusted advocate for artists' rights and we recommend changes to the law to benefit the arts sector. Our goal is to improve the rights of artists and their access to justice. We also aim to ensure recognition and better protection and respect for Indigenous Cultural and Intellectual Property.

As Australia's only community legal centre for the arts we are in a unique position to connect the arts world and legal community. Arts Law's powerful voice comes from our experience working with Australian artists for over 38 years.

*Fantastic service!
I can't imagine where
else I would go to as an
emerging writer.*

- Arts Law client

Areas of advocacy in 2021

- Copyright reform
- Fake Art Harms Culture
- Protection of Aboriginal Heritage
- Flora and fauna laws and the impact on artists
- Arts funding and artist conditions
- Artists rights in prisons
- Defamation law reform
- Prizes and competitions – increasing fairness for artists

We have also made five submissions to government:

- Digital Platforms Services Inquiry – Report on General Online Retail Marketplaces
- Inquiry into the Constitution Alteration (Freedom of Expression and Freedom of the Press)
- Strengthening Australia's Cyber Security Regulations and Incentives
- New Remote Engagement Program
- Submission to WA Government on Inadequacy of proposed Aboriginal Heritage Laws

Solicitor Donna Robinson at Yalanji Art Centre. Photo by Kai Nash 2021.

ADVOCACY & LAW REFORM

11

Reviews of art prizes and competitions published

8

New case studies published

5

Submissions to government

FAKE ART HARMS CULTURE

Arts Law has been advocating for laws to protect Indigenous Cultural Intellectual Property (ICIP) for decades. In more recent years we have focused on this issue more extensively and put significant resources into this work.

The 'Fake Art Harms Culture' campaign was created to address the concern of widespread sale of works that have the 'look and feel' of being Indigenous but actually have no connection to Aboriginal and Torres Strait Islander communities – 2021 marks five years of the campaign.

In 2021, Arts Law had extensive involvement with the Productivity Commission on the Inquiry into the Indigenous Visual Arts Market. Working with the Indigenous Art Code and the Copyright Agency, Arts Law put a comprehensive submission together, which is approximately 100 pages and includes data about the market commissioned from the University of Technology Sydney.

*Deadly service!
Thank you.*

- Arts Law client

Central to the submission were three major reform areas that we presented to the Commission for consideration:

- Amendments to the Australian consumer law to create new offences for those engaging in the trade of 'Aboriginal-style' art products with no connection to First Nations artists or communities.
- The recognition of Indigenous Cultural and Intellectual Property (ICIP) in legislation.
- An analysis of the effects a mandatory code of practice would have if implemented in Aboriginal and Torres Strait Islander art market.

Our submission also addressed issues of exploitation, from bad licensing arrangements through to working conditions for artists, the resale royalty, and the importance of funding arts and other support organisations who provide critical resources and assistance to artists.



EDUCATION PROGRAM

86

Workshops

47

Webinars and online sessions

1465

**Participants at workshops and
webinars**

John Waight, Maddi Ward, Uncle Kevin 'Sooty' Welsh, Jamie-Lea Trindall and Roxanne Lorenz at an education session with Outback Arts, Coonamble. Photo by Lee O'Connor for the Coonamble Times.

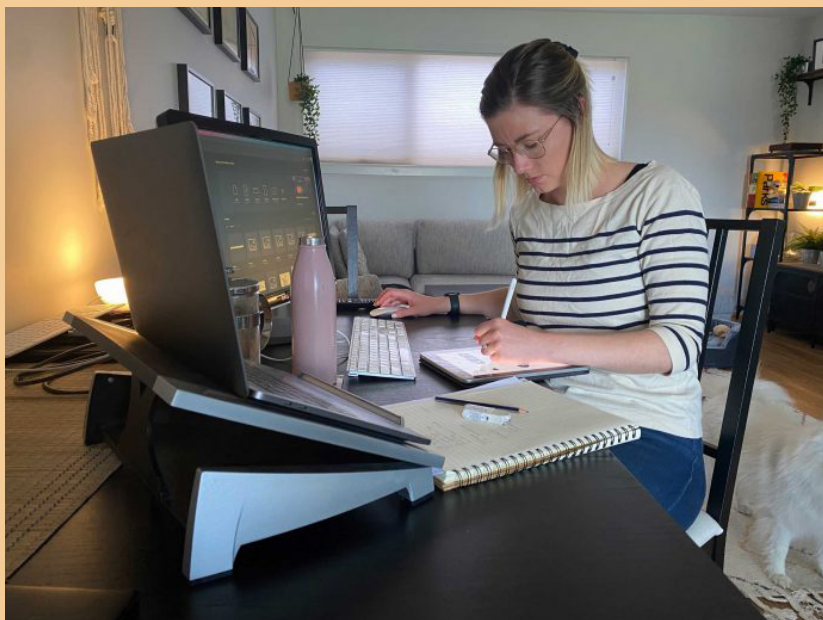
Our education program empowers artists and arts organisations with confidence and practical knowledge of the law. The more artists know their rights, the better equipped they are to build sustainable arts practices. We've built our education experience on listening to artists about what matters to them and helping them find legal solutions.

In 2021 we delivered 86 workshops and webinars to over 1400 participants across Australia. After a year of running virtual sessions we were able to travel and deliver face-to-face workshops in WA, NT, SA, QLD, NSW and TAS. Our online program also continued in 2021 and we delivered 47 webinars covering topics including copyright licensing, public art commissioning, publishing for Aboriginal and Torres Strait Islander artists and social media.

It felt like a safe space that welcomed our voices. The Myth Busters activity was clever Presentation & yarnz were stripped back so easily understandable.

- Arts Law education workshop participant





HILARY'S STORY

GRAPHIC DESIGNERS SETTING UP COVER ARRANGEMENT

Hilary Lang is an American graphic designer based in Canberra. She has eight years of experience working with a range of clients, from local businesses to large government departments.

Hilary approached Arts Law because she wanted to set up a sub-contracting arrangement with another graphic designer so that they could cover each other if one of them was ever sick, travelling or otherwise unable to complete urgent client work.

“Arts Law was recommended to me by another lawyer. I was impressed at how straightforward the process was, starting from the website. It took less than a month for me to get advice, use the templates, tweak them, get further advice, and finalise the contract. Everyone was really prompt and told me how and when to expect things.”

Arts Law’s advice really helped me understand my intellectual property rights, which I didn’t understand beforehand. This process has helped me with other clients as well, and to get my head around what I needed for my business.”

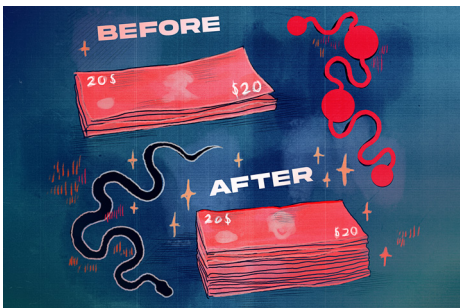
Arts Law’s solicitor advised Hilary that she would be able to use Arts Law’s Contractor Agreement template. He advised her about the importance of ensuring her contracts with clients allowed her to sub-contract work in the first place, and that any intellectual property was dealt with consistently between her contracts with clients and her sub-contractor arrangement. He also advised Hilary about the difference between employees and contractors.

Using that advice, Hilary purchased the template, filled it out, and submitted it to Arts Law’s Document Review Service. One of Arts Law’s pro bono lawyers gave Hilary feedback on how to finalise the contract, including on how the contract could be used ‘in reverse’ for Hilary to provide cover for her colleague.

Since getting advice from Arts Law, Hilary has signed the contract with her colleague to successfully set up a work cover arrangement.



Robyn with artists and art centre worker from Nagula Jarndu at Revealed 2021, Robyn's skirt made with fabric designed by Rowena Morgan.



LICENSING THE RIGHT WAY

In 2021, the Licensing the Right Way project entered its second year, supported through the Federal Government's Indigenous Visual Arts Industry Support (IVAIS) program. The project has provided our lawyers with additional resources to conduct more internal reviews of copyright licensing agreements to ensure they are fair and conform with best practice for artists.

With 189 advices delivered under the project in its first year from 2020-21, the project continues to help Aboriginal and Torres Strait Islanders nationwide get a better deal in their licensing arrangements or protect their rights against copyright infringements. We have been particularly encouraged by the number of clients who have returned to us for advice on subsequent projects. This is a great sign that the project is delivering tangible benefits for artists who earn a living from their creative practices.

Our automated contract tool continues to provide a streamlined process for artists to receive quick and affordable copyright licences, part of our broader digital strategy. We also filmed and finalised a video campaign that will be released in 2022 featuring acclaimed ceramic artist Uncle Kevin 'Sooty' Welsh.

RESOURCES FOR ARTISTS

650,269

Pageviews of Arts Law
website

254,098

Info Sheets viewed

946

Contract templates and
publications purchased

Top Ten Contract Templates 2021

- Copyright Licensing Agreement
- Commissioning Agreement: Private or Commercial Visual Artwork
- Commissioning Agreement: Public Visual Artwork
- Direct Licensing Guidelines (PPCA)
- Copyright Infringement - Letter of Demand
- Copyright License Contract Builder
- Photographer's Model Release
- Artist and Gallery Agency Agreement
- Video Production Agreement
- Artwork Consignment for Sale Agreement

Top Ten Info Sheets 2021

- Filmmaking with a smartphone or hidden camera
- Street photographers' rights
- Copyright
- Moral Rights
- Exclusion clauses, disclaimers and risk warnings
- Unauthorised use of your image
- Indigenous Cultural Intellectual Property (ICIP)
- Debt recovery – small claims
- Protecting your designs
- Copyright Infringement

New resources

Contract Template: Graphic designer services agreement

Contract Template: Photographers services agreement

Contract Template: Collaboration agreement

Contract Template: Commissioning agreement for public artwork

Info Sheet: Business Structures

Info Sheet: Debt Recovery – small claims

Podcast: Employment and the Arts

Podcast: License Your Art Works and Keep Your Copyright

Podcast: Online Galleries and Stores

Podcast: Licensing for Fashion and Textiles

Video: A Tale of Two Families – explainer about the importance of having a will for Aboriginal and Torres Strait Islander artists and their families.

Empowering artists and creative communities through the law.

Get informed from a wide range of free or low cost resources, legal advice and education for artists and organisations in Australia.

Learn about your creative rights >

Get advice from an arts lawyer >

Arts Law is here to help.

We're Australia's only national community centre for the arts. We're a not-for-profit that is committed to strengthening the value and respect for creative communities and culture to make a better world.



About us



Information and resources



Legal advice

In 2021 we launched our new digital transformation project Arts Law for All. We engaged a team of user-experience designers and coders through Code for Australia to develop a new Digital Strategy and make improvements to our digital infrastructure.

Our Digital Strategy is informed by three guiding principles:

- Accessibility – better access for everyone, equally
- Navigability – services and resources are easy to find
- Usability – services and resources are simple and easy

Phase one of the project involved a deep dive into our users. With the design team we used a human-centred design approach and conducted a series of user interviews and feedback sessions.

Phase two involved the redesign and development of key areas of the Arts Law website. We now have a new and improved homepage and navigation system that is mobile-friendly. Our legal query form was redesigned to make it easier and quicker to use. We have also made it easier to find our online resources with a new “guided pathway” that directs artists to resources relevant to them and a Google-powered search function.

ARTS LAW FOR ALL

PRO BONO SUPPORT

Thank you to all the lawyers
and other professionals who
generously gave their time and
experience to Arts Law in 2021.

5444

Pro bono hours

\$1,872,500

Worth of support

NSW

Alexandra George	UNSW	Jennifer Goh	Lander & Rogers
Andrea Rejante	ABC	Jennifer Johannesen	Marque Lawyers
Ben Kay	Kay & Hughes	Jessica Iuliano	Media Arts Lawyers
Caroline Verge	Verge Whitford & Co	Joseph Abi Hanna	Gadens
Chloe Taylor	Hall & Wilcox	Jo Teng	SBS
Chris Chow	Creative Lawyers	Jules Munro	Simpsons Solicitors
Christopher Forbes	BNP Paribas Wealth Management	Julian Hewitt	Media Arts Lawyers
Clare Young	Simpsons Solicitors	Juliet Evans	Griffith Hack
Damian Rinaldi	Sonic Lawyers	Kaelah Ford	Canva
Derek Baigent	Griffith Hack	Kai Nash	King & Wood Mallesons
Elizabeth Burrows	Influence Legal	Kate Thompson	Macquarie Group
Emilie Blake	Marque Lawyers	Katherine Giles	MinterEllison
Emily Martin	Muse Legal	Katherine Voukidis	ABC
Emily Ryan	Department of Planning, Industry and Environment	Katie Warner	King & Wood Mallesons
Emma Cameron	Bird & Bird	Kirk Simmons	Canva
Gail Noe	Sole Practitioner	Kylie Little	Deloitte
Harry Knight	Xero	Liz Rogers	Brett Oaten Solicitors
Howard Adams	Corner Soul	Luke Hawthorne	King & Wood Mallesons
Ian McDonald	Simpsons Solicitors	Lyn Kemmis	SBS
Ishan Karunanayake	Ishan Law	Mandy van den Elshout	Sole Practitioner
Jaimie Wolbers	MinterEllison	Mark Williamson	Quest Legal
Jake Blundell	Banki Haddock Fiora	Michael Easton	Easton Legal
Jason Qian	Simpsons Solicitors	Michelle Eadie	Simpsons Solicitors
Jennifer Arnup	ABC	Nicholas Linke	Dentons
		Paul Mersiades	Allens
		Peter Allsopp	Allsopp & Allsopp
		Peter Carstairs	MinterEllison

Rachel Chua	Australian Government Solicitors	Arisha Arif	Arnold Bloch Leibler	Sasha Di Sipio	Maddocks
Raghav Iyer	Sonic Lawyers	Colin Hanns	Macpherson Kelley Lawyers	Stephanie Rawlinson	Gadens
Rebecca Slater	King & Wood Mallesons	Darren Sanicki	Sanicki Lawyers	Stephen Sheehy	King & Wood Mallesons
Rebecca Stanley	King & Wood Mallesons	Emma Berry	Macpherson Kelley Lawyers	Tess McGuire	MinterEllison
Richard Potter SC	153 Phillip	Fiona Galbraith	Davies Collison Cave Law	Tom Gilbert	King & Wood Mallesons
Robert Neely	Lander & Rogers	Georgina O'Farrell	By George Legal	Tony Grujovski	By George Legal
Rob Glass	Media Arts Lawyers	Guy Donovan	Holding Redlich	Valiant Warzecha	DLA Piper
Robyn Chatwood	Lander & Rogers	Jacqui Ward	Melbourne Racing Club	Verdi Guy	King & Wood Mallesons
Ross Buchanan	Macquarie Group	James Pavlidis	Hall & Wilcox	QLD	
Sam Berry	Creative Lawyers	Jeff Bergmann	Solubility	Jack Collings	Griffith Hack
Sarah Woolcott	BMG Australia	Jennifer Tutty	Studio Legal	Jamie Doran	Clayton Utz
Seb Tonkin	Simpsons Solicitors	Jesse Gordes	University of Melbourne	Judy Zhu	EagleGate Lawyers
Shariqa Mestroni	Bird & Bird	Kristin Churley	Media Arts Lawyers	Yasmin Naghavi	Media Arts Lawyers
Siao Sun Hoon	ABC	Marco Angele	Marshalls & Dent & Wilmoth Lawyers	WA	
Sophie Ciufu	Marque Lawyers	Marcus Walkom	Media Arts Lawyers	Delwyn Everard	Everard Advisory
Stephanie Scott	von Muenster Legal	Melissa Wingard	Phillips Ormonde & Fitzpatrick Lawyers	Madison Tran	Gold Corporation
Stephen Boyle	Stephen Boyle Media & Entertainment Law	Michelle Wong	Sanicki Lawyers	Marie Wong	Wrays Lawyers
Tegan Camm	King & Wood Mallesons	Moira McKenzie	Moira McKenzie Legal	Michael Tucak	Creative Legal
Therese Catanzariti	Wentworth Chambers	Oceane Pearse	King & Wood Mallesons	SA	
Thomas Lynch	Kay & Hughes	Paul Cenoz	LawPath Legal	William Mellor	Nexus Chambers
Tiernan Christensen	Allens	Peter Ryan	MinterEllison	ACT	
Vincent Floro	Gilbert + Tobin	Raisa Blanco	Gadens	Ivan Posa	IP Australia
VIC		Sally Whiteman	Victorian Bar	International	
Amy Grondal	Simpsons Solicitors			Hannah Lalo	Sole Practitioner

PRO BONO AWARDS 2021

On the evening of Wednesday 21 April Arts Law held our annual Pro Bono Awards, generously hosted by King & Wood Mallesons at their Sydney offices. This was a fantastic opportunity to catch up, in person, with our valued pro bono lawyers, coordinators and other professionals who give their time to Arts Law.

Michael West of Metropolitan Aboriginal Land Council kicked off the evening with stirring and uplifting Welcome to Country that highlighted the ongoing need for cooperation, community and kindness. Amanda Chen and Sophie Nickel from Ensemble Apex treated us to a special performance of The Halvorsen Passacaglia.

Congratulations to all our Pro Bono Award Winners. Each of these individuals has made an extraordinary contribution to Arts Law by volunteering their time and expertise. Without each of you we would not have the reach and impact that we do. We have also given three awards to firms who have given exceptional support over the last year.

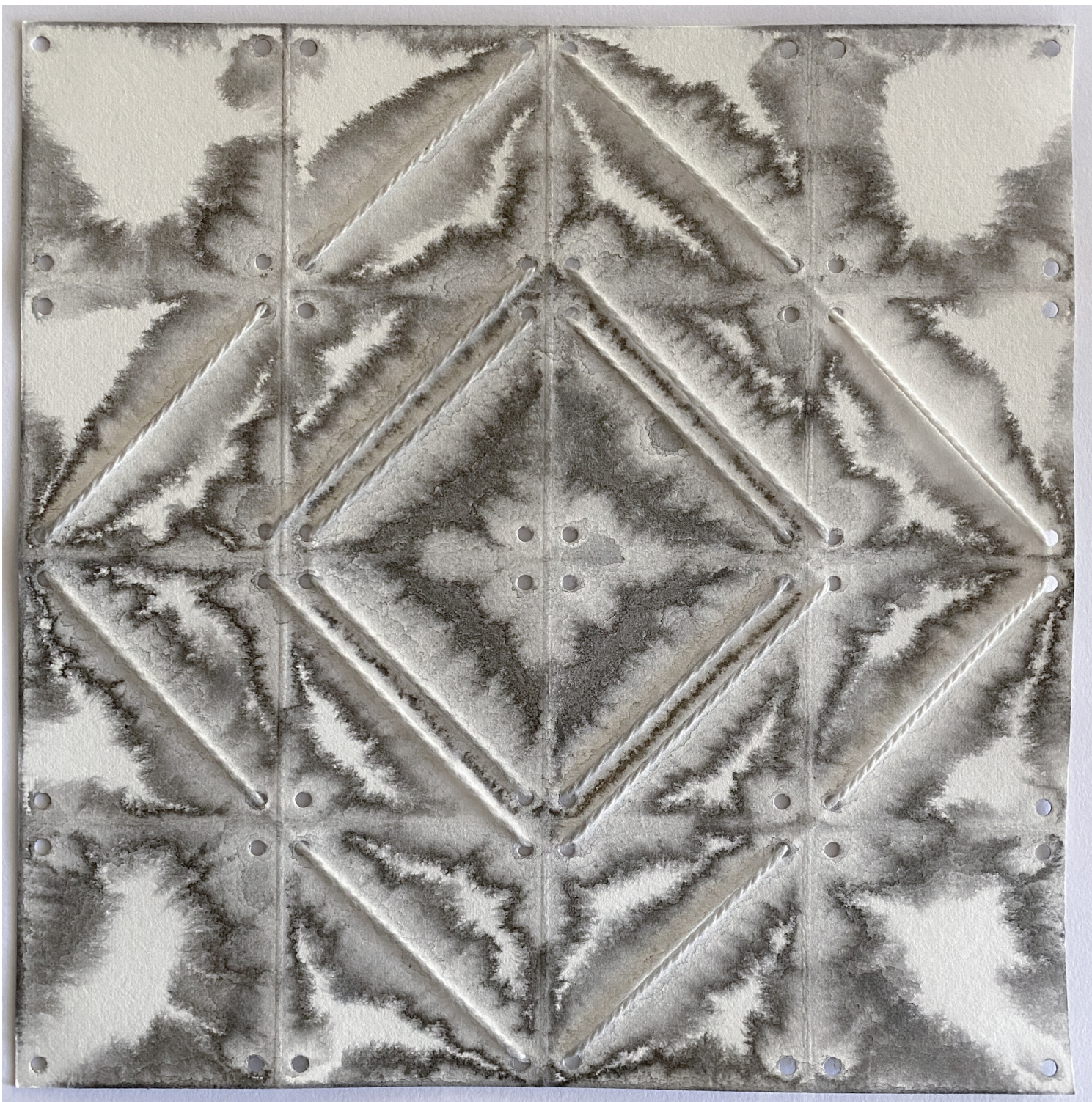
2021 Pro Bono Award winners received a specially commissioned print by emerging artist Katherine Little.

2021 Pro Bono Award Winners Individuals:

Howard Adams	CornerSoul
Derek Baigent	Griffith Hack
Emilie Blake	Marque Lawyers
Elizabeth Burrows	Influence Legal
Rachel Chua	AGS
Tiernan Christensen	Allens
Jack Collings	Griffith Hack
Harry Croft	Hall & Wilcox
Stephen Dodd	Dentons
Guy Donovan	Holding Redlich
Michael Easton	Easton Legal
Juliet Evans	Griffith Hack
Katherine Giles	MinterEllison
Jennifer Goh	Lander & Rogers
Jesse Gordes	Solubility
Tina Guan	Sparke Helmore
Luke Hawthorne	King & Wood Mallesons
Lyn Kemmis	SBS
Nicholas Linke	Dentons
Thomas Lynch	Kay & Hughes
Ed Lyons	Lander & Rogers
Ian McDonald	Simpsons Solicitors
Moira McKenzie	Sanicki Lawyers
Shariqa Mestroni	Bird & Bird
Patricia Monemvasitis	Carroll & O'De
Jules Munro	Simpsons Solicitors
YasminNaghavi	Media Arts Lawyers
Richard Potter	153 Phillip Barristers
Darren Sanicki	Sanicki Lawyers
Tamara Sims	Colin Biggers & Paisley
Michael Tucak	Creative Legal
Mark Williamson	Quest Legal

2021 Pro Bono Award Winners Firms:

Allens
Australian Government Solicitor
King & Wood Mallesons



FUND RAISING

\$118,943

Total fundraising income

\$30,800

Income from fundraising



We are so grateful for our generous supporters and partners who help us to empower artists through the law.

HFAL Committee

\$3131 Funds raised

The Hearts for Arts Law Committee is a group of young professionals who give their time to help raise money for Arts Law and raise or profile in their communities. In 2021, the committee raised funds by competing in the virtual City 2 Surf during lockdowns in several states. The committee also hosted their second successful online panel discussion Art in the Digital Age.

Chair Shariqa Mestroni stood down in December 2021 after 3 years in the role. We would like to thank her for her dedication and enthusiasm in guiding the committee over her tenure.

2021 Art Raffle

\$10,724 Funds raised

We ran our Art Raffle in conjunction with the 2021 Pro Bono awards. Ticket buyers had the chance to win one of three artworks from art centres around Australia. Congratulations to our lucky winners and thank you to everyone who bought tickets and contributed to the success of the raffle.

2021 Art Raffle winner Hannah Muller with Robyn Ayres. Artwork: Marie Abbott, West MacDonnell Ranges, Iltja Ntjarra Many Hands Art Centre Photo by Emily Phipps.

Everything was great! Everyone was super nice and honestly it was so good to be helped by women. I am such a rookie Illustrator/Designer and everyone was super sweet and helped quell my anxieties. Thanks so much to your team!! =D

- Arts Law client

We set an ambitious goal to raise \$100,000 for artists and for Arts Law. After some nail-biting last minute bids, when the auction finally closed, we had surpassed our goal with a grand total of \$118,943. This makes the 2021 auction our most successful art sale event ever.

\$71,790 in sales will go directly back to the artists, contributing to their income and helping support communities. The remaining proceeds will help support Arts Law and will enable us to continue delivering vital services to Australia's creatives and arts organisations at a time when they are most in need.

Arts Law would also like to acknowledge the generous support of New Chambers who proudly supported this auction.

A special thank you to all the artists and art centres involved:

Arts Ceduna, Australian Design Centre, Babbara Women's Centre, Bana Yirriji Art Centre, Bindi Mwerre Anthurre Artists, Bula'Bula Arts, Ernabella Arts, Gosia Wlodarczak, Hermannsburg Potters, Itlja Island Art Centre, Matthew Wilson, Ngukurr Art Centre, Papulankutja Artists, Spinifex Arts Project, Studio A, Tangentyere Artists, Tjanpi Desert Weavers, Tjarlili Arts, Warakurna Artists, Waringarri Arts, Warlayirti Artists, Warlukurlangu Artists and Warnayaka Art.

ARTS LAW 2021 ART AUCTION

69

Art works sold

\$118,943

Total funds raised

\$71,790

Given back to Australian Artists

WOMEN WITH DISABILITIES AUSTRALIA'S STORY

ADVISING ON BEST PRACTICE TERMS AND CONDITIONS FOR THEIR COMPETITION AND BLOG

When people submit their work to an art or literary competition, they want to feel confident that their intellectual property rights will be upheld. It is important that the organisation is aware of the entrant's rights and their own responsibilities to entrants.

Women with Disabilities Australia (WWDA) is a national Disabled People's Organisation for women, girls, feminine identifying and non-binary people within Australia.

Arts Law advised WWDA, on best practice for the terms and conditions of a blog that featured posts written by its members, and for the terms and conditions of an art competition it was running. WWDA wanted to ensure that the terms and conditions for both projects reflected best practice standards and were fair to the contributors and entrants.

Arts Law, went through the terms and conditions with WWDA and suggested some additional information that could be included. These additions would help both bloggers and entrants of the art prize

by clarifying what rights they had and what rights they were giving to WWDA. For instance, it was recommended that the blog's terms and conditions make it very clear that the contributors own the copyright in their posts, that is their right not to have their works reproduced without their permission, and that the contributors agree to grant a non-exclusive licence to WWDA to publish the posts. To ensure fair treatment of both artists and blog contributors, it is best practice to include a term ensuring that their moral right to be attributed as the creator, would be upheld.

Having clear terms and conditions that meet best practice standards allows the blog contributors and competition entrants to feel comfortable when submitting their work to WWDA and confident that their intellectual property rights will be protected. It also gives WWDA assurance that they are doing the right thing.



“Our discussions have increased our confidence levels in dealing with intellectual property and protecting the rights and interests of our members. Women with disability are often exploited or unpaid so it’s important to us that we protect their intellectual property and for any of our members who are Aboriginal or Torres Strait Island it is important to us that their Indigenous cultural and intellectual property is also well protected.”

ARTS LAW ALLIES

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King & Wood Mallesons
Norton Rose Fulbright
Simpson-Michel Foundation

SILVER ALLIES

Jeffrey Hilton SC
Colin Biggers & Paisley

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AC QC
Adam Casselden SC
Allan Myers AC QC
Alec Leopold SC
Alison Leslie
Alison Renwick
Dr Andrew Lu OAM
Anthony Crimmings
Ashurst
Charles Alexander
David Marr
Deb Camden
The Hon Elizabeth Evatt AC
Ezekiel Solomon AM
Prof Geoffrey Lancaster AM
The Hon George Palmer AM QC
The Greatorex Fund
Holding Redlich

At this time of financial crisis in the arts, it was enormously helpful to have access to a free advisory service. I was mostly looking for some reassurance and some pointers to move me forward, and I very much received that.

- Arts Law client

Jacqueline McGrath
Jason Craig
Jo Renkin
The Hon Justice Francois Kunc SC
The Hon Margaret White AO & Dr Michael White OAM QC
Lander & Rogers
Margaret Waller
Marion Heathcote
Mark Dempsey SC & Jodi Steele SC
Martin Place Chambers
Nathan Hepple & Sarah Tempest
Navid Bahadori
Noel Hutley SC
Patrick Corrigan AM
Richard Potter SC
Ruth Ritchie
Wendy Brooks

OUR PEOPLE

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Her Excellency the Hon Margaret Beazley AC QC

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Courtney Duddlestone (from December)

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Artists in the Black Paralegal:

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Communications Officer:

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Finance and Administration Coordinator:

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Daniella Burt

Harriet Steel

Grace Qiu

Anna Ritchie

VOLUNTEERS

Thomas Byrne

Hayley Kaplan

Sanjeev Desai

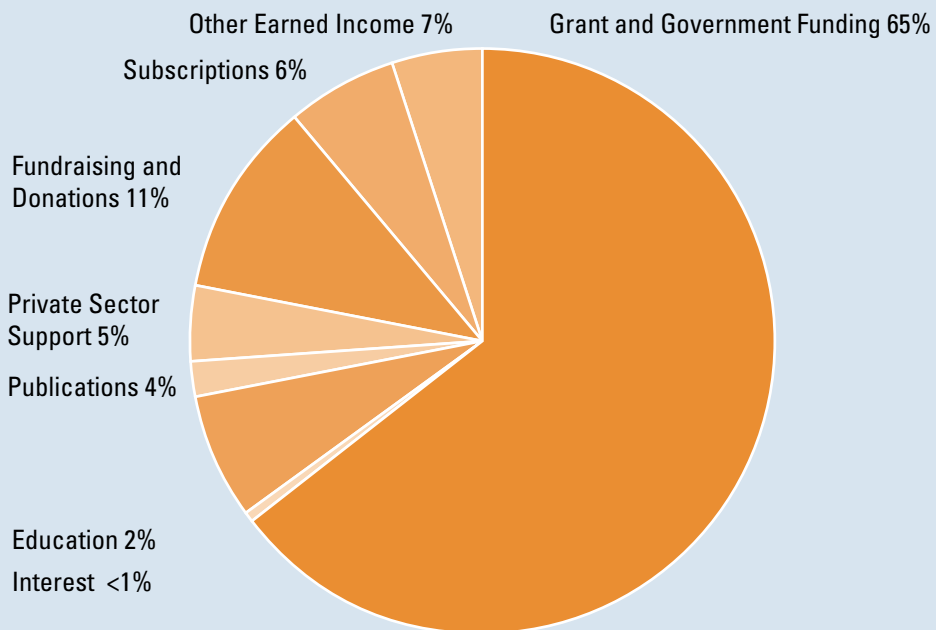
Andrew Geraghty



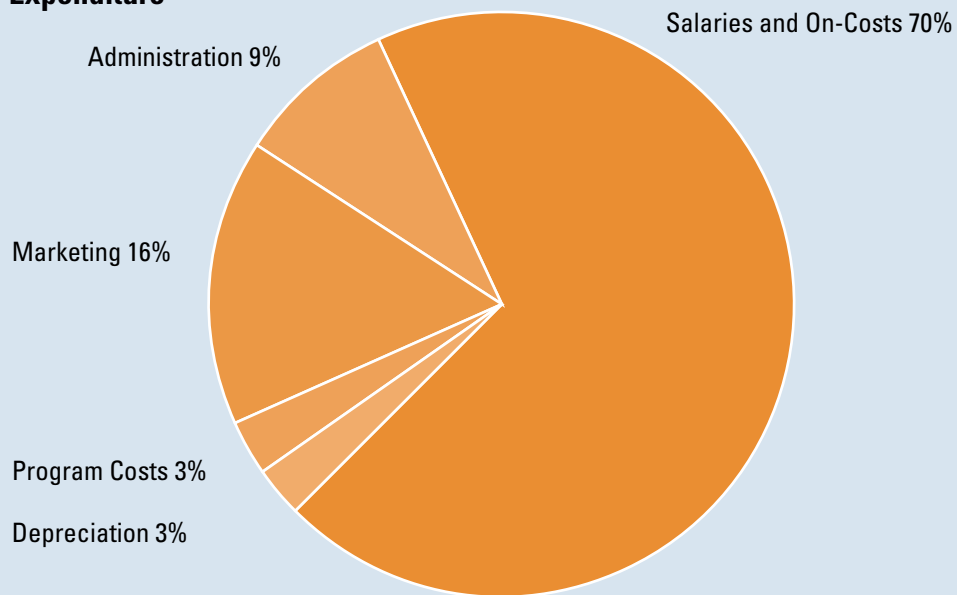
Board Members Deb Camden, Dan Creasey, Dr Andrew Lu AM, Sarah Kwok and Andrew Wiseman with Arts Law CEO Robyn Ayres. Photo by Stephen Oxenbury 2021.

FINANCES

Income



Expenditure





PRO BONO SUPPORT & PHILANTHROPY

Arts Law would like to thank our philanthropic partners who have provided their generous support in 2021. Philanthropic support for Arts Law and Artists in the Black allows us to expand the reach of our services and increase our impact for Australia's artists.

The Lionel & Yvonne Spencer Trust

Impact100 WA

The Thyne Reid Foundation

The Danks & Annie Danks Trust

The Besen Foundation

The Wendt Family

We would also like to acknowledge the support of the legal community and the firms and other organisations who continue to support Arts Law. These firms have provided pro bono services, in-kind contributions and other much appreciated support.

King & Wood Mallesons

Allens

Ashurst

Australian Government Solicitor

Lander & Rogers

Colin Biggers & Paisley

New Chambers

The Arts Law Centre of Australia is assisted by the Australian Government through the Australia Council, its arts funding and advisory body; the Department of Communications and the Arts (Australian Government's Indigenous Visual Arts Industry Support program); and the Attorney-General's Department. We are supported by the ACT Government through artsACT, the NSW Government through Create NSW, the Northern Territory Government through the Department of Tourism & Culture –Arts NT, the Queensland Government through Arts Queensland, the South Australian Government through Arts South Australia, the Tasmanian Government through Arts Tasmania, the Victorian Government through Creative Victoria and the Government of Western Australia through the Department of Local Government, Sport and Cultural Industries.

Arts Law also receives support from APRA AMOCS, the City of Sydney, Phonographic Performance Company of Australia Ltd and Lexis Nexis.

Arts Law would also like to acknowledge the philanthropic support of The Lionel & Yvonne Spencer Trust, Impact100 WA, The Danks & Annie Danks Trust, The Besen Foundation and the Wendt Family.

