

Course Title:	Art Law
Course Code:	LAWS770
Principal Programme:	AK1008, Bachelor of Laws
Related Programme/s:	AK1009 LLB(Hons), AK2601 CertLegalSt
Descriptor Start Date:	01/01/2022

POINTS:	15.00
LEVEL:	7
PREREQUISITE/S:	75 points from Part II
COREQUISITE/S:	None
RESTRICTION/S:	None

LEARNING HOURS

Hours may include lectures, tutorials, online forums, laboratories. Refer to your timetable and course information in Canvas for detailed information.

Total learning hours: 150

PRESCRIPTOR

Introduces students to the operation of the visual arts world. The course is divided into three parts. Part A consists of an introduction to relevant overriding concepts such as “what is art?”; art, obscenity and morality; moral and legal issues arising from repatriation art works; and art as a commercial construct. Part B looks at the workings of the commercial art world in New Zealand and, to a lesser extent, overseas. Part C examines the relevance of art in the community by examining the operation of art galleries and whether selective works of visual art should receive enhanced protection by virtue of serving a key societal function.

Disclaimer: Course descriptors may be amended between teaching periods/semesters

LEARNING OUTCOMES

1. Examine key conceptual issues regarding fundamental questions on the definition, role and purpose of art.
2. Evaluate the commercial operation of the art world in New Zealand and overseas, including the consequences of commercial transactions involving visual artworks.
3. Apply legal and equitable principles relating to issues that emerge between artists, dealers, auctioneers, members of the public.
4. Examine the key legal issues arising from issues of authenticity, art theft, forgeries and insurance claims.
5. Discuss the place of art in the community focusing on the operation of public art galleries in New Zealand and overseas, and whether a legal regime should be introduced to protect key art works of national significance.
6. Analyse and propose solutions to common legal problems that occur in the arena of art law.

CONTENT

Property rights in relation to visual arts including that of the creator, the dealer and third parties;
Commercial transactions involving visual art creations, including sale, re-sale, auction, insurance claims;
Art theft and civil rights arising when visual art is in the hands of third parties who have paid value or who are volunteers;
Issues of quantum assessment in damages claims;
Consumer protection rights arising from transactions involving visual arts;
The application of CITES principles to the export and import of art objects;
Issues of moral rights, copyright and "re-sale" royalties payable to creators of visual arts;
An introduction to the operation of the "Art World" and the collection of visual art.

LEARNING & TEACHING STRATEGIES

An appropriate range of strategies that may include lectures, workshops & online learning.

ASSESSMENT PLAN

Assessment Event	Weighting %	Learning Outcomes
Problem Solving Assignment (Individual)	40.00	1, 2, 3, 6
Final Examination, or Research Project (Individual)	60.00	1, 2, 3, 4,5, 6

Grade Map	MAP1
	A+ A A- Pass with Distinction
	B+ B B- Pass with Merit
	C+ C C- Pass
	D Fail

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LEARNING RESOURCES

Details of all learning resources (including journals, databases, websites etc) are available on Canvas. Required Text(s): If there is a required text, details are available by searching the University Bookshop's website: www.ubs.co.nz

For further information, contact: Te Ara Pakihi, Te Ohanga Me Te Ture - Faculty of Business, Economics and Law