

PLAYING DARTS *with a* REMBRANDT

PUBLIC AND PRIVATE
RIGHTS IN CULTURAL
TREASURES



JOSEPH L. SAX

Playing Darts With A Rembrandt Public And Private Rights In Cultural Treasures

John G. Sprankling



Playing Darts With A Rembrandt Public And Private Rights In Cultural Treasures:

Playing Darts with a Rembrandt Joseph L. Sax, 2001 Considers the limits to the rights of private owners of great works of art or cultural treasures such as historic papers to destroy these works or to deny public access to them **Art**

Collections, Private and Public: A Comparative Legal Study Elina Moustaira, 2015-02-13 This book is a comparative legal study of the private and public art collections in various states of the world covering the most important issues that usually arise and focusing on the differences and the similarities of the national laws in the treatment of those issues

Advanced Introduction to Cultural Heritage Law Lorenzo Casini, 2024-03-14 Lorenzo Casini delves into the increasing globalization of cultural heritage law in this innovative and thought provoking Advanced Introduction In addition to answering fundamental questions on cultural property Casini connects national and global aspects of cultural heritage law dissects old and contemporary dilemmas and examines the future challenges of cultural heritage law in the digital age

Public Services Issues with Rare and Archival Law Materials Michael Widener, 2013-09-13 Rare books and archives come alive when consulted by readers and researchers from the Introduction In the administrative and budgetary environment of law librarianship outstanding reference service is crucial to the survival and growth of special collections Public Services Issues with Rare and Archival Law Materials offers practical suggestions for putting these valuable special collections to work Each chapter gives clear proven advice on making the most of rare book sections and archives to contribute to the mission of their libraries and parent institutions Public Services Issues with Rare and Archival Law Materials provides a comprehensive overview of issues in using these special collections It begins with an original study of the research habits of legal historians which can help you plan a strategy for making your collection more accessible to scholars It concludes with thoughtful consideration of the ethical issues of using archived papers balancing the scholar s need to understand the inner workings of the legal system against the need for private court deliberations and attorney client privilege This wide ranging book provides the tools you need for keeping archives in active service including detailed instructions for the care and use of rare legal materials ideas for creating exhibits and outreach activities including Web sites suggestions for working with early books on Roman and canon law practical techniques for using archives in litigation and cooperating with attorneys a bibliography of law related archives and rare book librarianship This essential book will assist rare book librarians and archivists to provide better reference service by providing examples of best practice and solutions to common problems Public Services Issues with Rare and Archival Law Materials is an indispensable resource for law librarians archivists and scholars **Unsettling the City** Nicholas Blomley, 2004-06 Contemporary capitalism has produced gentrification socio spatial stratification and racial inequality In this book Nicholas Blomley shows how the concept of property helps to generate and underwrite these pervasive urban processes

Copyright Protection of Unpublished Works in the Common Law World Patrick Masiyakurima, 2020-03-05 This book discusses copyright protection of unpublished works including letters diaries

manuscripts photographs memoranda sketches private journals government records and drafts intended for future publication Under contemporary British copyright law unpublished works are protected by the Copyright Designs and Patents Act 1988 In addition the Berne Convention anticipates that unpublished works shall receive protection While unpublished works are in general assimilated to the treatment of published ones notable differences in the strength of protection afforded to published and unpublished works remain It is the case that contemporary British copyright law confers stronger and longer protection on unpublished works For instance the unpublished status of a work assumes pivotal significance in the framework for determining qualification for copyright protection the extent of copyright protection exceptions to copyright infringement and the remedies for copyright infringement The principal aim of the book is to consider whether copyright in unpublished works is justified a task which is prosecuted from historical normative and legal perspectives Although the book's primary focus is the treatment of unpublished works in Britain it also relies extensively on materials from other Common Law jurisdictions The book contributes to the understanding of why cumulative protection of unpublished works emerged and how exceptions to rights in unpublished works evolved Moreover the analysis deployed in the book aids the task of applying the law to new circumstances

Cultural Diplomacy and the Heritage of Empire

Cynthia Scott, 2019-11-12 Cultural Diplomacy and the Heritage of Empire analyzes the history of the negotiations that led to the atypical return of colonial era cultural property from the Netherlands to Indonesia in the 1970s By doing so the book shows that competing visions of post colonial redress were contested throughout the era of post World War II decolonization Considering the danger this precedent posed to other countries the book looks beyond the Dutch Indonesian case to the Elgin Parthenon Marbles and Benin Bronzes controversies as well as recent developments relating to returns in France and the Netherlands Setting aside the universalism versus nationalism debate Scott asserts that the deeper meaning of post colonial cultural property disputes in European history has more to do with how officials of former colonial powers negotiated decolonization while also creating contemporary understandings of their nations' pasts As a whole the book expands the field of cultural restitution studies and offers a more nuanced understanding of the connections drawn between postcolonial national identity making and the extension of cultural diplomacy Cultural Diplomacy and the Heritage of Empire offers a new perspective on the international influence of the UNGA and UNESCO on the return debate As such the book will be of interest to scholars students and practitioners engaged in the study of cultural property diplomacy and law museum and heritage studies modern European history post colonial studies and historical anthropology

The Page is Printed Carrie Smith, 2021-09-15 Does it matter when and where a poem was written Or on what kind of paper How do the author's ideas about inspiration or how a poem should be written precondition the moment of putting pen to paper This monograph explores these questions in offering the first full length study of Ted Hughes's poetic process Hughes's extensive archives held in the UK and US form the basis of the book's unique exploration of his writing process It analyses Hughes's techniques

throughout his career arguing that his self conscious experimentation with the processes by which he wrote profoundly affected both the style and subject matter of his work The book considers Hughes s changing ideas about how poetry ought to be written discussing how these affect his creative process It presents a fresh exploration of Hughes s major collections across the span of his career to build a detailed illustration of how his writing methods altered The book thus restores the materiality of paper and ink to Hughes s poems reading their histories the stories they tell of their composition and of the intellectual and creative environments in which they were gestated born and matured In the process it offers a template for new approaches in authorship studies reframing one of the twentieth century s most iconic literary figures through the unseen histories of his creative process

Cultural Heritage as a Legal Hybrid Alicja Jagielska-Burduk, 2022-07-19 This book examines cultural heritage law in both its public and private modalities focusing on the search for new solutions in national legislations Both tangible and intangible cultural heritage pose challenges for national legislation regarding the legal histories of the respective countries obligations deriving from international law and the independence of respective national searches for a tailored protection model Although the concept of cultural heritage transcends civil law regulation and property rights it must be considered when attempting to establish any coherent cultural heritage protection system In national legislation we can now observe an increased interest in leveraging civil law or private law to strengthen cultural heritage protection systems This book looks beyond public and private law on cultural heritage in order to address its complex status as a legal hybrid Further the book shows how current problems in the international debate are mirrored in national legislation Poland is used as a practical example while also referring to other countries solutions as well as EU and international law instruments This approach enables the reader to examine the creation of national legislation at the operational level and provides a template for all national lawyers concerning current challenges and emerging trends The book s target audience includes researchers and practitioners in the field of cultural heritage law as well as public and private law experts The topics covered can also be helpful for law students art market actors and all those interested in the challenges of cultural heritage protection

Understanding New Media Kim H. Veltman, 2006 This book outlines the development currently underway in the technology of new media and looks further to examine the unforeseen effects of this phenomenon on our culture our philosophies and our spiritual outlook

Art and Archaeology of Afghanistan , 2006-08-01 During the last couple of decades Afghanistan s cultural heritage has faced exceptional challenges Looting of the National Museum Kabul Museum the neglect of monuments and extensive illegal excavations have taken place However what really shook the world was the destruction of the Buddhas of Bamiyan in March 2001 This volume focuses on Afghanistan s cultural heritage protection Its purpose is threefold To provide an overview of the diversity of activities undertaken in the cultural heritage field To change public opinion into a more positive one And to serve as an example for future generations This multidisciplinary book including contributions from archaeologists linguists and lawyers will interest both scholars in the

cultural legal and humanistic field as well as the public at large Many exceptional photographs are included Cultural Appropriation and the Arts James O. Young,2010-02-01 Now for the first time a philosopher undertakes a systematic investigation of the moral and aesthetic issues to which cultural appropriation gives rise Cultural appropriation is a pervasive feature of the contemporary world the Parthenon Marbles remain in London white musicians from Bix Beiderbeck to Eric Clapton have appropriated musical styles from African American culture Young offers the first systematic philosophical investigation of the moral and aesthetic issues to which cultural appropriation gives rise Tackles head on the thorny issues arising from the clash and integration of cultures and their artifacts Questions considered include Can cultural appropriation result in the production of aesthetically successful works of art and Is cultural appropriation in the arts morally objectionable Part of the highly regarded New Directions in Aesthetics series **Reforming Water Law and Governance** Cameron Holley,Darren Sinclair,2018-04-27 This book identifies the most effective water policy tools and innovations and the circumstances that foster their successful implementation by taking a comparative look at a world leading laboratory of water law and governance Australia In particular the book analyses Australia s 20 year experience implementing a hybrid governance system of markets hierarchical regulation and collaborative integrated water planning Australia is acknowledged as a world leader in water governance reform and an examination of its relatively mature water law and governance system has great significance for many international academics and jurisdictions This book synthesises practical lessons and theoretical insights from Australia as well as recommendations from comparative analysis with countries such as the United States to provide useful guidance for policymakers and scholars seeking to apply water instruments in a wide range of policy contexts The book also advances our understanding of water and broader environmental governance theory and is a valuable reference for scholars researchers and students working in law regulation and governance studies especially in the field of water and environmental law Chapter Lessons from Australian water reforms Indigenous and environmental values in market based water regulation is available open access under a Creative Commons Attribution 4 0 International License via link [springer.com](https://www.springer.com) The International Law of Property John G. Sprankling,2014-05-01 Does a right to property exist under international law The traditional answer to this question is no a right to property can only arise under the domestic law of a particular nation But the view that property rights are exclusively governed by national law is obsolete Identifiable areas of property law have emerged at the international level and the foundation is now arguably being laid for a comprehensive international regime This book provides a detailed investigation into this developing international property law It demonstrates how the evolution of international property law has been influenced by major economic political and technological changes the embrace of private property by former socialist states after the end of the Cold War the globalization of trade the birth of new technologies capable of exploiting the global commons the rise of digital property and the increasing recognition of the human right to property The first part of the book analyzes how international law impacts

rights in specific types of property In some situations international law creates property rights such as rights in aboriginal lands deep seabed minerals and satellite orbits In other areas it harmonizes property rights that arise at the national level such as rights in intellectual property rights in foreign investments and security interests in personal property Finally it restricts property rights that may be recognized at the national level such as rights in celestial bodies contraband and slaves The second part of the book explores the thesis that a global right to property should be recognized as a general matter not merely as a moral precept but rather as an entitlement that all nations must honour It establishes the components of such a right arguing that the right to property at the international level should be seen in the context of five key components of ownership acquisition use destruction exclusion and transfer This highly innovative book makes an important contribution to how we conceptualize the protection of property and to the understanding that much of this protection now takes place at the international level

What to Save and Why Erich Hatala Matthes, 2024 What does a sanctuary for Hawaiian crows have in common with a troop of robots programmed to perform the M ori haka or recreations of World Heritage Sites built in Minecraft They are all attempts to save things from loss disappearance or destruction Every one of us is confronted by questions about what to save whether we re considering old keepsakes a family tradition or a local park What should we save and why How and from what By whom and for whom This book brings together insights from a wide range of contexts to help readers consider these questions for themselves

Against Progress Jessica Silbey, 2022-06-07 When first written into the Constitution intellectual property aimed to facilitate progress of science and the useful arts by granting rights to authors and inventors Today when rapid technological evolution accompanies growing wealth inequality and political and social divisiveness the constitutional goal of progress may pertain to more basic human values redirecting IP s emphasis to the commonweal instead of private interests *Against Progress* considers contemporary debates about intellectual property law as concerning the relationship between the constitutional mandate of progress and fundamental values such as equality privacy and distributive justice that are increasingly challenged in today s internet age Following a legal analysis of various intellectual property court cases Jessica Silbey examines the experiences of everyday creators and innovators navigating ownership sharing and sustainability within the internet eco system and current IP laws Crucially the book encourages refiguring the substance of progress and the function of intellectual property in terms that demonstrate the urgency of art and science to social justice today

Redescribing Relations Ashley Lebner, 2017-05-01 Marilyn Strathern is among the most creative and celebrated contemporary anthropologists and her work draws interest from across the humanities and social sciences *Redescribing Relations* brings some of Strathern s most committed and renowned readers into conversation in her honour especially on themes she has rarely engaged The volume not only deepens our understanding of Strathern s work it also offers models of how to extend her relational insights to new terrains With a comprehensive introduction a complete list of Strathern s publications and a historic interview published in English for the first time this is an invaluable

resource for Strathern's old and new interlocutors alike *Arts, Inc.* Bill Ivey, 2008 Bill Ivey has written a thoughtful and thought provoking book on the state of the arts in America today He tracks our loss of heritage and risk taking and comments cogently on the past culture wars His discussion of the corporate hijacking of intellectual property is highly articulate and should be read by everyone Jane Alexander You don't have to agree with all his conclusions to recognize that Bill Ivey's *Arts Inc* is an important book It's a must read for all those interested in American art and culture and the public interest in preserving access to our heritage for everyone and as it contributes to the arts of today and tomorrow Frank Hodsoll *Arts Inc* is the first comprehensive effort to explore the role and potential of a coordinated vision for art culture and expression in American public life Through strands of personal and professional memoir policy analysis for profit and nonprofit industry insights and personal conviction Bill Ivey defines a new canvas for more productive and inclusive conversations on the expressive life of our nation and its citizens Andrew Taylor Bolz Center for Arts Administration University of Wisconsin Madison Very few observers of the contemporary U S and global arts worlds have Bill Ivey's capacity for first hand examples of how trade representatives artists music executives corporate attorneys elected officials nonprofit executives and many other participants influence the course of the arts and in particular the public's access to the arts *Arts Inc* is an important work because it asserts in a very thoughtful and urgent manner that Americans have a right to a better expressive life John Kreidler retired Executive Director Cultural Initiatives Silicon Valley At a time when international polls show doubts about America our art and culture are a crucial resource for our soft power Bill Ivey does a wonderful job of explaining the importance of art as a public issue Joseph S Nye Jr author of *Soft Power The Means to Success in World Politics* A profoundly important diagnosis by perhaps America's best qualified critic of the harm to our culture caused by overregulation and inadequate support Ivey has given us a rich and beautifully written warning about the culture we're losing and a powerful and historically compelling image of a culture that could be Lawrence Lessig Stanford Law School Walt Whitman was democracy's eloquent poet who understood that democracy is not just a form of government but a way of life rooted in culture Bill Ivey is culture's eloquent advocate who knows that as democracy needs the arts the arts need the advocacy of government His manifesto *Arts Inc* is a passionate attack on the commercialization of culture and a plea for a cultural bill of rights that will restore to all Americans their right to a heritage to creative expression and to a creative life This is not just a vital book about the arts but a vital book about democracy Benjamin R Barber author of *Jihad vs McWorld* and *Consumed*

Archives Laura Millar, 2010 Whether an institution has a collections orientation or whether it is primarily responsible for managing institutional archives in conjunction with an organizational records management programme those responsible for its archives and records management need specialist advice and practical guidance in the successful establishment and operation of an archival facility built on sound principles This authoritative handbook written by an archival professional with over 25 years experience offers just that Addressing the contextual strategic and operational issues associated with archives

the text covers everything the archivist needs to know establishing principles policies and procedures managing day to day operations caring for different types of archival materials enhancing outreach and public access and ensuring the growth and sustainability of the institution and its services The key chapters are What are archives Archival institutions creatures of history and culture Archival service a matter of trust Protecting archives Provenance original order and respect des fonds Appraising and acquiring archives Arranging and describing archives Making archives available The challenge of digital archives The final section of the book offers a glossary of terms and a wide range of specialist information including comprehensive lists of recommended further reading national institutions professional bodies and other sources of advice Readership This book is essential reading for anyone involved in managing archives Its straightforward and approachable language ensures that fundamental principles and practices are outlined clearly for novice archivists and non specialists experienced professionals will also find the work of immense value in validating or updating their understanding of archival operations The issues addressed are relevant to archival practice internationally particularly in English speaking countries and concepts in place in different parts of the world are examined in order to provide a global context

The Idea of Cultural Heritage Derek Gillman, 2010-04-12 This book reviews the competing claims that works of art belong either to a particular people and place or to humankind

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