

THE RETURN OF CULTURAL TREASURES

SECOND EDITION



Jeanette Greenfield

Return Of Cultural Treasures

Ana Filipa Vrdoljak



Return Of Cultural Treasures:

The Return of Cultural Treasures Jeanette Greenfield,1996-01-26 New edition of Greenfield s pioneering study about the legal political and historical aspects of cultural restitution *Return of Cultural Treasures* Jeanette Greenfield,1991 The return of cultural treasures Jeanette Greenfield,1989 *International Law, Museums and the Return of Cultural Objects* Ana Filipa Vrdoljak,2006-07-13 While the question of the return of cultural objects is by no means a new one it has become the subject of increasingly intense debate in recent years This important book explores the removal and the return of cultural objects from occupied communities during the last two centuries and analyses the concurrent evolution of international cultural heritage law The book focuses on the significant influence exerted by British U S and Australian governments and museums on international law and museum policy in response to restitution claims It shows that these claims far from heralding the long feared dissolution of museums and their collections provide museums with a vital new role in the process of self determination and cultural identity Compelling and thought provoking throughout this book is essential reading for archaeologists international lawyers and all those involved in cultural resource management

On-line Virtual Museums: an application of on-line VR Museum for the Parthenon Marbles. Internet: a means of cultural repatriation

Kleio Tzanaki,2004-12-16 Among the most debated archaeological problems is the repatriation of cultural objects that have been removed from the country of origin and then dispersed in Museums around the world The need for the return of cultural objects to their homelands is not only derived from the people they belong to but also from those they appreciate their value and have archaeological interest in them However there are a number of problems revolved around most cases which prohibit the cultural repatriation to be achieved The case of the Parthenon Marbles is one of the best known claims for the repatriation of cultural property as its sculptures which constitute an integral part of it have been removed from the temple and are stored in different Museums Towards the problem of cultural repatriation Parthenon Marbles case study is used to research to what extent the Internet can be introduced as a means of providing a form of cultural repatriation through the idea of a Virtual Museum The argument is supported by the conception design and construction of a Virtual Museum for the Parthenon Marbles The web site is a pilot application implementing some sides of the temple while providing guidelines and techniques for completion of the rest The development of the web site also provided an opportunity for evaluating tools and techniques used in virtual museums Finally the VR Museum concept as a means of repatriation is evaluated discussing the areas where such an application would be beneficial and also the level of information that can provide for the specified repatriated object s according to specific user groups and needs

The Return of Cultural Heritage to Latin America

Pierre Losson,2022-02-10 The Return of Cultural Heritage to Latin America takes a new approach to the question of returns and restitutions It is the first publication to look at the domestic politics of claiming countries in order to understand who supports the claims and why Drawing on analysis of articles published in national newspapers and archival documents and

interviews with individuals involved in return claims the book demonstrates that such claims are inherently political Focusing on Colombia Mexico and Peru the book analyses how return claims contribute to the strengthening of state sponsored discourses on the nation the policy formation process that leads to the formulation of return claims and who the main actors of the claims are including civil society individuals experts state authorities and Indigenous communities The book proposes explanations for why Latin American countries are interested in specific objects held in Western museums and why these claims have come to light over the past three decades The Return of Cultural Heritage to Latin America argues that return claims ought to be the object of public debate allowing contemporary societies to address the legacy of colonialism The book will be essential reading for scholars and students engaged in the study of museums and heritage political science history anthropology cultural policy and Latin America The Return of cultural treasures Jeanette Greenfield,1989 **Heritage in War and Peace** Gianluigi Mastandrea Bonaviri,Mirosław Michał Sadowski,2024-02-22 This edited collection which brings together nearly fifty authors from across the globe and various disciplines makes a valuable contribution to the field of conservation covering a wide range of topics regarding the protection of heritage in times of war and peace Uniquely linking the two typically separate perspectives the book builds on the wealth of discussions that took place during the 2021 and 2022 installments of the international Heritage in War and Peace Seminars held in Rome and Montr al respectively Issues explored in the volume include but are not limited to questions surrounding the protection of contentious heritages unsustainability of the current dichotomic cultural natural heritage protection frameworks digitalization of heritage place of heritage in military conflicts use of heritage by armed non state actors indigenous peoples relationships with heritage the intersection of intellectual property IP law and heritage human rights matters linked to heritage protection and the latest case studies surrounding restitution Given its scope the book will be of particular interest not only to practitioners and conservation specialists but also to academics and students in the broader social sciences and humanities and to all those who hope to preserve our heritage for future generations *Cultural Heritage Issues* James A.R. Nafziger,Ann M. Nicgorski,2009-12-07 The global community dependent as always on the cooperation of nation states is gradually learning to address the serious threats to the cultural heritage of our disparate but shared civilizations The legacy of conquest colonialization and commerce looms large in defining and explaining these threats The essays contained in this challenging volume are based on papers presented at an international conference on cultural heritage issues that took place at Willamette University The conference sought to generate fresh ideas about these cultural heritage issues offer a good sense of their nuances and complexities and reveal how culture law and ethics can interact complement diverge and contradict one another This book seeks to accomplish these purposes What it explores is the fact that allong with an emerging blend of adversarial and collaborative processes to address cultural heritage issues has come a substantial broadening of the normative framework in recent years This framework now spans a welter of issues ranging from the creation of cultural safety zones during armed conflict to the

ongoing rectification of genocidal conquest during the European Holocaust and World War II to the treatment of shipwrecks and their cargo to the protection of folklore and other intangibles to the promotion of traditional knowledge in the interest of biological diversity All of these topics are controversial as are the legal instruments that incorporate them but the issues they embrace are vital to us all whether our viewpoint is in the global arena a national legislature a courtroom a classroom an archaeological site or a museum

Underwater Cultural Heritage Elena Perez-Alvaro, 2019-05-07 Underwater Cultural Heritage investigates cases of underwater cultural heritage exploring ethical issues that have never been studied before A vast cultural heritage lies beneath the sea including the archaeological remains of more than three million vessels as well as historic monuments and whole cities In addition climate change population growth and current events around the world mean that new underwater cultural heritage is being created faster than ever before It is therefore essential that the ethical issues related to the management of such heritage are considered now especially as decisions made now will bestow the heritage with a value and will establish legal frameworks that could be used either to protect or harm underwater heritage in the future Considering a range of challenges related to underwater cultural heritage including preservation management use sustainability valuation politics identity human rights and intangible heritage the book presents case studies that both illustrate the key ethical issues and also offer possible solutions to help navigate such challenges The book will also explore the various legislative instruments protecting underwater cultural heritage and emphasise the importance of revising and updating legal frameworks whilst also taking into account ethical concerns that may expose cultural heritage to more serious menaces Underwater Cultural Heritage draws on case studies from around the globe and as such should be of great interest to academics researchers and students working in heritage studies archaeology history politics and sustainability It should also be appealing to heritage practitioners and policymakers who want to learn more about the issues surrounding not only management of underwater cultural heritage but management of cultural heritage in general

State Succession in Cultural Property Andrzej Jakubowski, 2015-06-04 The demise and rebirth of states brings with it a set of very complicated legal issues among which is the question of how to deal with that state's cultural heritage whether within its boundaries or not Through a historical analysis of state dissolution and succession and its impact on cultural heritage from 1815 to present day the work will identify guiding principles to facilitate the conclusion of agreements on the status of cultural property following the succession of states Studying primary materials and evidence of state practice that has not been available before the work will propose a novel approach to state succession from the perspective of the emerging interest of the international community to safeguard cultural heritage State succession is one of the most obscure areas of international law since its rules are characterized either by their absence or their inconsistency This book explores to what extent the principles and practice of state succession correspond to the evolution of the concept of cultural heritage in international law It provides an extensive analysis of the alternations of the international practice and legal doctrine of state succession to

tangible cultural heritage since the formation of the European nation states in the nineteenth century through the experience of decolonization to the post Cold War dissolution of multinational states The book has been awarded Prize of the Professor Manfred Lachs Foundation and Kozminski University in Warsaw for the best monograph in public international law published by a Polish author in 2015 in the category of debuts On 24 November 2016 the book *State Succession in Cultural Property* by Andrzej Jakubowski was awarded the Prize of the Professor Manfred Lachs Foundation and Kozminski University in Warsaw for the best monograph in public international law published by a Polish author in 2015 in the category of debuts

Prologue, 2001 **China, Cultural Heritage, and International Law** Hui Zhong, 2017-11-27 China is a country that is rich in antiquities but it is also a victim of looting that occurred during the period from the First Opium War to the end of the Japanese Occupation 1840 1945 when innumerable cultural objects were lost overseas The Chinese Government insists on asserting its interest over its wrongfully removed cultural heritage and has sought for the return of lost cultural heritage by all means in accordance with relevant international conventions and Chinese laws However securing the return has been and continues to be problematic Little research has been done regarding the question as to whether China has a legal basis for recovery which is the first legal hurdle that China needs to get over In addition China does not have a legal basis for all cultural heritage taken during the period of 1840 1945 Claims for return without a legal basis are usually silenced or at best discussed only but very rarely facilitated This book provides an answer for the return of Chinese cultural heritage It examines the law contemporaneous to the removal of Chinese cultural heritage and its application For this lack of a legal basis this book argues that a new customary international law is emerging according to which the interests of the states of origin in their wrongfully removed heritage should be prioritised This proposed customary rule supports the return of wrongfully removed heritage Once this proposed customary rule is accepted it will provide a stronger argument not only for China but also for other states of origin with a similar dilemma including South Korea Egypt Greece Cambodia Turkey Peru and Italy to recover their wrongfully removed heritage While dealing with a large pool of return cases this book is valuable to museums and art collectors in the event of buying and accepting art objects and settling recovery disputes with states of origin It will also be of interest to researchers academics policymakers and students in the fields of cultural heritage law international law international trade and human rights law **International Cultural Heritage Law** Janet E. Blake, 2015 This book provides a comprehensive overview of the development of international cultural heritage law and policy since 1945 It sets out the international including regional law currently governing the protection and safeguarding of cultural heritage in peace time as well as international cultural policy making In addition to analyzing the relevant legal frameworks it focuses on the broader policy and other contexts within which and in response to which this law has developed Following this approach attention is paid to introducing international cultural heritage law and its place in international law generally illicit excavation and the illegal trade in archaeological finds protection of underwater cultural heritage the relationship between cultural heritage and

the environment intangible aspects of heritage and their safeguarding cultural heritage as traditional knowledge and creativity regional approaches to protection and human rights issues related to cultural heritage In addition newly emerging topics and challenges are addressed including the relationship between cultural heritage and sustainable development and the gender dynamics of cultural heritage Providing both a perfect introduction to cultural heritage law and deeper reflection on its challenges this book should be invaluable for students scholars and practitioners in the field

The Settlement of International Cultural Heritage Disputes Alessandro Chechi, 2014-03-13 The past forty years have seen a wide proliferation of disputes under international law concerning cultural heritage These have included the restitution of stolen art objects or the protection of monuments Unlike other fields of international law international cultural heritage law does not have an ad hoc mechanism of dispute settlement As a result controversies are to be settled through negotiation or if it fails through existing dispute resolution means This can result in similar cases being settled in different ways thereby bringing about an incoherent and fragmentary enforcement of the law This book offers a comprehensive and innovative analysis of the settlement of cultural heritage disputes This examination is two fold First it assesses the existing legal framework and the available dispute settlement means Second it explores the feasibility of two solutions for overcoming the lack of a specialized forum The first is the establishment of a new international court The second concerns existing judicial and extra judicial fora and their interaction through the practice of cross fertilization The book focuses on the substance of such interaction and identifies a number of culturally sensitive parameters the common rules of adjudication It argues that existing judicial and non judicial fora should adopt a cross fertilizing perspective to use and disseminate jurisprudence containing these common rules of adjudication It sets out how such an approach would enhance the effectiveness and coherence of decision making processes and would be conducive to the development of a *lex culturalis* This can be defined as a composite body of rules designed to protect cultural heritage by excluding the mechanical application of the norms established for standard business transactions of ordinary goods

Washington Conference on Holocaust-era Assets, November 30-December 3, 1998 J. D. Bindenagel, United States. Department of State, United States Holocaust Memorial Museum, 1999

Private International Law, Art and Cultural Heritage Christa Roodt, 2015-04-30 In this timely book Christa Roodt demonstrates how the structure and method of private international law can be applied in its expanding relationship with cultural heritage law In particular she explores the use of private international law in the co

Cultural Property Law and Restitution Irini A. Stamatoudi, 2011-01-01 This invaluable book for the first time brings together the international and European Union legal framework on cultural property law and the restitution of cultural property Drawing on the author's extensive experience of international disputes it provides a very comprehensive and useful commentary Theories of cultural nationalism and cultural internationalism and their founding principles are explored Irini Stamatoudi also draws on soft law sources ethics morality public feeling and the role of international organisations to create a complete picture of the principles and trends emerging

today **Cultural Heritage in the European Union** Andrzej Jakubowski, Kristin Hausler, Francesca Fiorentini, 2019-05-15
Cultural Heritage in the European Union provides a critical analysis of the laws and policies which address cultural heritage throughout Europe considering them in light of the current challenges faced by the Union. The volume examines the matrix of organisational and regulatory frameworks concerned with cultural heritage both in the Union and its Members States as well as their interaction, cross fertilisation and possible overlaps. It brings together experts in their respective fields including not only legal but also cultural economists, heritage professionals, government representatives and historians. The diverse backgrounds of the authors offer a cross disciplinary approach and a variety of views which allows an in depth scrutinisation of the latest developments pertaining to cultural heritage in Europe.

International Law and the Protection of Cultural Heritage Craig Forrest, 2012-08-06
The world's cultural heritage is under threat from war, illicit trafficking, social and economic upheaval, unregulated excavation and neglect. Over a period of almost fifty years, the United Nations Educational Scientific and Cultural Organisation has adopted five international conventions that attempt to protect this cultural heritage. This book comprehensively and critically considers these five UNESCO cultural heritage conventions. The book looks at the conventions in the context of recent events that have exposed the dangers faced by cultural heritage, including the destruction of cultural heritage sites in Iraq and the looting of the Baghdad Museum, the destruction of the Buddhas of Bamiyan in Afghanistan, the salvage of artefacts from the RMS Titanic and the illicit excavation and trade in Chinese, Peruvian and Italian archaeological objects. As the only existing work to consider all five of the cultural heritage conventions adopted by UNESCO, the book acts as an introduction to this growing area of international law. However, the book does not merely describe the conventional principles and rules but critically evaluates the extent to which these international law principles and rules provide an effective and coherent international law framework for the protection of cultural heritage. It is suitable not only for those schooled in the law but also for those who work with cultural heritage in all its manifestations, seeking a broad but critical consideration of this important area of international law.

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Table of Contents Return Of Cultural Treasures

1. Understanding the eBook Return Of Cultural Treasures
 - The Rise of Digital Reading Return Of Cultural Treasures
 - Advantages of eBooks Over Traditional Books
2. Identifying Return Of Cultural Treasures
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Return Of Cultural Treasures
 - User-Friendly Interface
4. Exploring eBook Recommendations from Return Of Cultural Treasures
 - Personalized Recommendations
 - Return Of Cultural Treasures User Reviews and Ratings
 - Return Of Cultural Treasures and Bestseller Lists
5. Accessing Return Of Cultural Treasures Free and Paid eBooks

- Return Of Cultural Treasures Public Domain eBooks
- Return Of Cultural Treasures eBook Subscription Services
- Return Of Cultural Treasures Budget-Friendly Options
- 6. Navigating Return Of Cultural Treasures eBook Formats
 - ePub, PDF, MOBI, and More
 - Return Of Cultural Treasures Compatibility with Devices
 - Return Of Cultural Treasures Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Return Of Cultural Treasures
 - Highlighting and Note-Taking Return Of Cultural Treasures
 - Interactive Elements Return Of Cultural Treasures
- 8. Staying Engaged with Return Of Cultural Treasures
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Return Of Cultural Treasures
- 9. Balancing eBooks and Physical Books Return Of Cultural Treasures
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Return Of Cultural Treasures
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Return Of Cultural Treasures
 - Setting Reading Goals Return Of Cultural Treasures
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Return Of Cultural Treasures
 - Fact-Checking eBook Content of Return Of Cultural Treasures
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development

- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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