

in brief

There are no
rules in @rt,
but @rtists
must know
their rights.

@dagp

pour le droit des artistes

Do you know your rights?

Property rights

They allow artists to retain control of their works since users must obtain their authorisation before any exploitation and pay the corresponding royalties.

In France and in the countries of the European Union, property rights are recognised during the author's lifetime and 70 years after their death. The works then fall into the public domain.



Reproduction and representation rights ("primary rights")

The right of reproduction is the exclusive right of the author to authorise or prohibit the material reproduction of the work by any process which makes it possible to communicate it to the public in any medium (book, press, DVD, poster, copies, etc).

The right of representation is the exclusive right to authorise or prohibit the direct distribution of their works to the public: theatrical screening, television broadcasting, exhibition, online broadcast, etc.

Moral rights

They allow the author to ensure that their work is respected, in particular so that it is not altered during use by others and that their name is mentioned. This defensive right is perpetual and is exercised a posteriori.

Copyright is the intellectual property right that any author has over their original works. It consists of property rights and moral rights.



Compulsory collective management rights ("collective rights")

The law has introduced compulsory collective management of certain copyrights and has entrusted the management of these rights to authors' societies. These rights cannot therefore be subject to individual negotiations or assignment between authors and users. They include remuneration for audiovisual and digital private copying, reprographic rights (photocopying of works, magazines, newspapers, etc), cable and satellite TV broadcast, the right to lend books in libraries and educational uses.



Resale right

This right is very specific to the art market. It is the remuneration from which the authors of graphic, visual and photographic works benefit when their works are resold by an art market professional (public auctions or in galleries, etc).

This allows artists and their heirs to benefit from changes in the price of works. As the law has made this right inalienable, it is therefore not possible to renounce or transfer it.

What is @dagp?

Created in 1953, ADAGP is the world's leading society of authors in the visual arts.

More than 190,000 artists have entrusted it with the management of their rights and more than sixty employees work for creators to collect and distribute their copyright.

The missions of @dagp

Its primary mission is the collection and distribution of royalties, i.e. to collect the artists' remuneration and pay it back to them, be it for primary or collective rights.

ADAGP also works to defend the rights of its members, whom it represents before the public authorities and third parties, including through legal proceedings.

In addition, thanks to its cultural action, it acts to promote artists and visual arts in France and abroad, supporting more than 1,000 events each year (festivals, trade fairs, etc). It also supports artists at different stages of their careers through direct aid (grants, endowments, etc).

Visual arts disciplines

ADAGP represents artist-authors from more than 40 disciplines: poster artists, architects, urban art authors, comic book authors, calligraphers, ceramists, decorators, designers, cartoonists, tinsmiths, graffiti artists, engravers, youth illustrators, mangaka, mosaic artists, goldsmiths, painters, photographers, visual artists, sculptors, upholsterers, glassmakers, video artists, etc.



Understand everything about your rights and ADAGP in 1min30, watch ADAGP's films on our website (www.adagp.fr), YouTube or Dailymotion.

A company managed by the artists

ADAGP is a not-for-profit non-trading company, in which each member, artist or beneficiary, is a partner. Meeting every year in a general assembly, associates vote on the activity report, management accounts and the cultural action balance sheet.

Every three years, they elect the Board of Directors, composed of 16 artists and beneficiaries – Jean-Michel Alberola, Daniel Buren, Gustave De Staël Von Holstein (Succ. Nicolas DE STAËL), Sylvie DEBRE-HUERRE (Succ. Olivier DEBRE), Anaïd DEREBEYAN, Hervé DI ROSA, Elizabeth GAROUSTE, Christian JACCARD (President), Marc JEANCLOS (Succ. Georges JEANCLOS), Christine MANESSIER (Succ. Alfred MANESSIER), Olivier MASMONTEIL, Meret MEYER (Succ. Marc CHAGALL), Alexis POLIAKoff (Succ. Serge POLIAKoff), Joan PUNYET MIRÓ (Succ. Joan MIRÓ), Philippe RAMETTE, Antoine SCHNECK – who drive and control the company's activity.

In addition, advisory commissions have been set up for the fields of applied arts, comics, children's books, photography and the fight against forgeries and counterfeiting. These commissions are made up of artists, beneficiaries and professionals in the sector relating to the field.

The defence of copyright

To better defend copyright, ADAGP is a member of several organisations at national, European and global level such as CISAC (International Confederation of Societies of Authors and Composers), CNPAV (National Council of Professions in the Visual Arts), CSPLA (Higher Council for Literary and Artistic Property), EVA (European Visual Artists), GESAC (European Grouping of Societies of Authors and Composers), WIPO (World Intellectual Property Organisation), etc.

A space for meetings and dialogue

On its premises, located in the 6th arrondissement between Saint-Germain-des-Prés and Montparnasse, ADAGP regularly organises meetings (*Causeries* and *Débats*) on the visual arts and training and information sessions on copyright, tax and social issues. It honours the winners of the *Revelations* prize by presenting their work on its walls.

Why join @dagp?

To ensure respect for copyright

This is the only way for artists to ensure that their copyright will be respected, with uses of their works controlled and remunerated.

It means benefiting from the practices and rules that have been in place with users for 60 years and freeing artists from the obligation to contractually negotiate their rights.

By becoming members, artists and authors entrust ADAGP with the task of drafting and negotiating contracts for the transfer of rights with publishers or producers, supervising the use of works and invoicing the corresponding amounts.

To benefit from @dagp services

As part of its cultural action, ADAGP grants direct aid to artists in order to support them at key moments in their professional careers. The Revelations programme encourages artists at the beginning of their careers. *Monographs Collection* grants help artists with a career spanning more than 10 years to publish their first monograph. The comics creative residency (Cité Internationale de la Comique in Angoulême and the Villa Médicis in Rome) contributes to the vitality of contemporary comics.



To become a member, all you have to do is make a one time only payment of €15.24, which corresponds to a share of the company's share capital acquired for the duration of membership. There is no annual membership fee.

To become part of the community of artists

It means joining a community of nearly 15,000 artists in France and more than 190,000 worldwide.

It also means benefiting from support throughout your career, in France and abroad.

It strengthens the voice of the authors in order to remind us that the protection of artists and cultural diversity are fundamental to our societies.

ADAGP has negotiated membership benefits with its partners for press subscriptions, equipment supplies and services related to the activities of the various disciplines in the repertoire.

@dagp Images (image bank) promotes the distribution of members' works. This virtual showcase is also a tool for providing users with high quality images.

The legal department advises members on legal issues and contract negotiations. It also ensures the fair exploitation of its members' works.

Every month, the *ADAGP in practice meetings* offer insight into the practical management of rights by ADAGP, depending on the scope of membership and the member's needs.

The *Angles Droits* meetings provide a better understanding of copyright and its legal applications.

@dagp key figures

31/05/2020

11 972
living artists

2 590
estates



113 nationalities
70 countries

14 562
direct members



41,8 M€
collected rights in 2019

More than
196 200
represented artists



61
employees



12,8%
average commission rate



50
sister companies
abroad

More than
40
art disciplines



992
new members
each year

More than
100

festivals, fairs and
other events supported each year
by the ADAGP cultural action department



415 Auction houses

administered for resale rights



800
galleries



127

press titles under contract



189

museums, art centers and
foundations under contract



More than

1 000

authorised movies



275

contracts with TV broadcasters



@dagp Images

34 000

images on displayed in
the image bank

More than

10 000

online copyright violations
withdrawn each year



How does @dagp manage copyright?

With the exception of moral rights, which remain attached to the author or his or her beneficiaries in title, ADAGP manages all copyrights belonging to its members by collecting and paying them the royalties due to them.

For the vast majority of the artists it represents, ADAGP handles all economic rights. For some others, such as agency and press photographers, authors of comic strips, manga and children's illustrators, ADAGP's management usually only concerns collective rights, due to the presence of a rights assignee (publisher, agency).



ADAGP has signed agreements with most museums and places of interest. (FRAC, art centres, etc), numerous press organs (print and internet), publishers of posters, postcards, derivative products, etc which facilitate and streamline relations with regular users of works by artists in the repertoire. General contracts have also been established with 275 audiovisual channels and major websites authorising them to broadcast the works of member artists and guaranteeing them remuneration of their copyright in the event of broadcasting.

Exploitation of works in various media

(reproduction and representation rights)

ADAGP intervenes to collect the reproduction and representation rights of the artists it represents, whatever the mode of exploitation of their works:



Exhibition, presentation in a public place



Television, cable, satellite, video on demand



Public or theatrical screening



Internet



Books, catalogues, magazines, etc



Derivative products, T-Shirts, etc



Advertising (posters, packaging, adverts, etc)



Production of copies (furniture, ceramics, etc)



Interactive media: DVDs, ebooks, digital tablets, mobile phones, etc

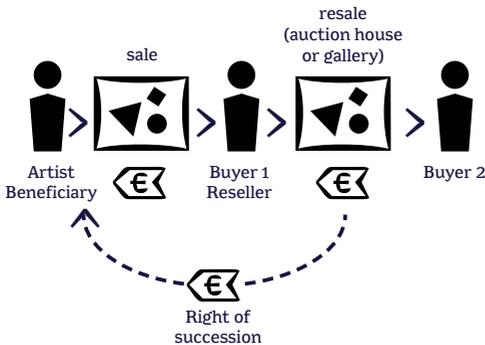
Resale right

Approved by the Ministry of Culture, ADAGP is informed of all sales of works (over €750) in France by member or non-member artists eligible for resale royalties.

Sales abroad, carried out in countries that have incorporated resale right into their legislation, are managed by sister companies that pay the royalties to ADAGP, which then distributes them.



For non-member artists, a search engine is available at www.adagp.fr to check whether resale royalties are owed to them.



Collective rights

By law, authors' societies are the only ones entitled to collect and pay collective rights. Consequently, only members of an authors' society, such as ADAGP, can receive these rights.

ADAGP collects and distributes the following collective rights:

Audiovisual and digital private copying

This remuneration is paid by manufacturers of recording media (DVDs, USB keys, memory cards, external hard drives, decoders, multimedia telephones, tablets, etc) in return for copies of works that individuals make for their private use from the Internet, television, scanners, etc.

Cable and satellite broadcast

ADAGP is authorised to manage the rights relating to works of graphic and visual arts inserted in programmes that are broadcast by cable and satellite. To distribute these rights, ADAGP records and views a large proportion of television programmes.

Reprographics (photocopying)

Remuneration is collected from universities, companies, copy shops, etc by the Centre Français d'Exploitation du Droit de Copie (CFC), of which ADAGP is a founding member and director. ADAGP distributes to its members the share allocated to the visual arts for works published in books and in the written press.

Pedagogical uses

This remuneration relates to the use of the works in the classroom, in research seminars, in examination subjects, on school extranets, etc.

Library lending rights

Sofia, a society for the written word made up of writers and publishers, has been approved for the collection of this royalty and pays ADAGP, on behalf of its members, the lending fee due for monographic works, comics and children's books.

@dagp abroad

ADAGP has signed nearly 50 reciprocal representation contracts with authors' societies on five continents (Brazil, Canada, Chile, Côte d'Ivoire, Italy, Japan, Mexico, Russia, Senegal, South Africa, South Korea, Spain, the United Kingdom, the United States, Venezuela, etc) who are involved in collecting royalties for its members in their respective countries. ADAGP, in turn, represents the authors of these societies in France.

In countries where it does not have a sister society to represent it, ADAGP intervenes directly with local users.



Sofia member artists-authors can also join ADAGP to receive their complementary collective rights (above).

To find out more

For information relating to membership arrangements, visit the "join ADAGP" section on our website or write to [✉ adhesion@adagp.fr](mailto:adhesion@adagp.fr)

ADAGP's offices are open Monday to Friday from 9.15 am to 1 pm and from 2.15 to 6.00 p.m.

To find out more about copyright protection activity, events organised around visual arts news, calls for submissions for cultural action, membership benefits, etc

adagp.fr



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