
P120. PUBLIC ART AND MEMORIALS POLICY

Title: Public Art and Memorials Policy

Policy No: P120.

Replaces Policy: P140.

Keywords: Public art, memorials, artistic quality, public domain

Responsible Officer: Divisional Manager, Human Services and Facilities

1. PURPOSE AND AUTHORITY

The purpose of the policy is to provide guidelines for decision making in relation to the commissioning, acquiring, maintaining, and de-accessioning of public art and memorials.

2. POLICY STATEMENT

Manly Council seeks to use public art and memorials in the public domain to enhance the cultural value of the area. Public art and memorials are to be selected that commemorate people, places, history and ideas of significance and are sensitive to the Manly environment and culture.

3. PRINCIPLES

- Public art and memorials should support a diversity of artistic media and forms and demonstrate high artistic quality
- Public art and memorials should address the particular characteristics of the Manly environment, including the social and cultural interests of the Manly residents
- Artistic quality of any public art or memorial project is to be reviewed by the Director and Curators of the Manly Art Gallery and Museum, the Art and Culture Committee and curator from the Art Gallery of New South Wales, Museum of Contemporary Art, or similar visual arts body
- Public consultation on public art is to be sought including submissions to ensure that the public art selected achieves maximum appeal
- Public art and memorials should be carefully commissioned and maintained
- Council seeks to build and maintain strong partnerships with all levels of government, the arts sector, the private sector and the local community to ensure opportunities for joint projects, donations and sponsorships which support quality public art and memorials are maximised.

4. SCOPE

This policy applies to all key stakeholders involved in public art and memorials commissioned and maintained by Manly Council staff or by external organisations or businesses or any form of collaborations and partnerships between either of these parties to manage public art and memorials in the public domain.

The scope of the policy specifically applies to public art and memorials that require:

- Council approval
- Community consultation
- Artistic quality review
- Collaboration and partnership with key stakeholders
- A funder/funding partner

5. DEFINITIONS

Funder	Funder of public art and memorial projects on its own or in partnership with federal and state governments and/or private sector.
Public Art	The term public art refers to any work of art in any media that has been planned and executed with the specific intention of being sited or staged in the physical public domain.
Memorial	A <i>memorial</i> is a structure built in order to commemorate and honour a person, place, historical event or idea of significance that is central to the sense and identity of the Manly community.
Commission	In art, a commission is the hiring and payment for the creation of a piece, often on behalf of another. Artwork may be commissioned by private individuals, by the government or businesses.
Public Domain	Includes but is not limited to streets, squares, parks, reserves and spaces adjacent to or within buildings that are accessible to the general public and are the responsibility of Council.

6. IMPLEMENTATION

This policy will be implemented at all times that Council commissions and maintains public art and memorials.

Council and/or the General Manager may, during a civil emergency only, set aside any policy terms to ensure public safety.

7. MONITORING AND BREACHES

Breaches of this policy are considered to be breaches of Manly Council's Code of Conduct and therefore invoke the relevant sanctions outlined in that Code. Persons in breach of any relevantly applicable legislation may be subject to relevant criminal action.

8. REPORTING

No specific compliance reporting is required under this Policy

9. POLICY REVIEW

This policy will be subject to a review every two (2) years.

For the purposes of carrying out and giving effect to this policy, the General Manager may from time to time prepare, adopt or vary, and otherwise issue to Council staff, guidelines and directions relating to any aspect of this policy.

Any recognised change to relevant legislation; or directives or guidelines issued by agencies including the NSW Ombudsman and the Division of Local Government; or to Manly Council's related guidelines and procedures will activate an immediate review of this policy to ensure it remains current and aligned to best practice policies.

10. RELEVANT REFERENCES AND LEGISLATION

Local Government Act 1993
Roads Act 1993
Art Gallery of New South Wales Act 1980

11. RELEVANT COUNCIL POLICIES

Manly Council Code of Conduct
Art and Culture Policy
De-accessioning Procedure

12. REVISION SCHEDULE

Minute No	Date of Issue	Action	Author	Checked by
	September 2013	Comprehensive Policy review - Policy redrafted	Divisional Manager, Human Services & Facilities	Governance, Legal and Risk
PS16/14	3 March 2014	Periodic Review	OM CSS	Manager Governance