



# Gladstone Regional Council

## Council Policy

Title	PUBLIC ART
Policy Number	P-2017-24
Responsible Directorate	CORPORATE AND COMMUNITY SERVICES
Responsible Officer	DIRECTOR CORPORATE AND COMMUNITY SERVICES
Date of Adoption	4 JULY 2017
Resolution Number	G/17/3107
Date Review Due	4 JULY 2020

### 1.0 PURPOSE

The purpose of this Policy is to outline Council's position in relation to Public Art Work in Public Areas within the Gladstone Region.

### 2.0 SCOPE

This policy applies to Public Art Work located in, or proposed for, Public Areas within the Gladstone Region.

### 3.0 RELATED LEGISLATION

*Local Government Act 2009*  
*Copyright Act 1968*

### 4.0 RELATED DOCUMENTS

Gladstone Regional Arts and Cultural Policy

### 5.0 DEFINITIONS

**Public Area** means those areas of land within the Gladstone Region Local Government Boundaries, where the title of the land is held by, or vested to Gladstone Regional Council; or the title of the land is held by State or Federal Government and trusteeship, or some other form of land title, is vested to Gladstone Regional Council. A Public Area is generally a social space that is open and accessible to people, such as roads, public squares, parks, beaches and public buildings such as art galleries, libraries, community centres.

**Public Art Work** means art located in or proposed to be located in a Public Area. Public Art Work can be site-specific, meaning it is created in response to the place and community in which it resides, it can interpret the history of the place, its people, and/or addresses a global social or environmental issue, desire or feature.

## **6.0 POLICY STATEMENT**

### **6.1 Policy Objectives**

The objectives of this Policy are as follows:-

1. To stimulate and encourage artistic endeavour and art works in Public Areas to:
  - a. Improve the amenity of public spaces;
  - b. Enhance local identity and the sense of place;
  - c. Engender a sense of pride in public spaces;
  - d. Enrich the cultural life of the community;
  - e. Celebrate or showcase the heritage and stories of the region.
2. To facilitate the provision of public attractions and enhance Public Areas for the enjoyment of local residents and visitors.
3. To guide, regulate (and control where necessary) Public Art Work activity to ensure desired outcomes are achieved.

### **6.2 Placement of Public Art Work**

Council will generally encourage the placement of Public Art Work in the following high profile Public Areas within the Gladstone Region:

1. Gladstone Central Business District (CBD) as governed by the Planning Scheme;
2. Regional and District Level Parks and Open Spaces;
3. Public buildings and facilities (generally under the control of Council); and
4. Others sites as approved by Council.

### **6.3 Assessment of Public Art Work Proposals**

Proposals for public art development and installation will be presented to Council for assessment taking the following criteria into consideration:

1. The recommendation of \*Relevant Council Officers following consultation with the Regional Arts Development Fund (RADF) Committee who will undertake an assessment of the suitability of the proposed Public Art Work taking into account the following factors:
  - a. The Policy Objectives as set out in Section 6.1; and
  - b. Rationale for Public Art Work - the proposal should build upon the cultural identity, distinctiveness and sense of place of an area to create a meaningful

expression of the character of a place and its people; and

- c. Philosophy - Public Art Work should encourage a philosophy of collaborative working arrangements between artists and other design professionals such as landscape/architects, planners and engineers in the creation and commissioning of Public Art Work as an integral part of proper place-making; and
- d. Creating Opportunities - Public Art Work should seek to promote a dialogue between diverse communities, to foster arts awareness, to create employment opportunities and opportunities for artists to share their work with others and to be involved in the planning and creation of public art.

\* Relevant Council Officers for the purposes of this Section include:

- i. The Curator of the Gladstone Regional Art Gallery & Museum (or that officer's designate); and
- ii. The "owner" of the public space asset (for example: the Manager Parks and Environment for public parks);

who are authorised to accept or reject recommendations from the RADF Committee on behalf of Council as the ultimate custodians of the Public Art Work proposal.

- 2. Workplace, health and safety considerations.
- 3. The financial implications, including whole-of-life costs.
- 4. Maintenance effort.
- 5. Artist's warranty.

Acceptance of all Public Art Work will be witnessed by a written agreement between Council, the artist and any funding body.

#### **6.4 Commissioning of Public Art Work**

Council requires any Public Art Work that is proposed to be partially or wholly funded with public funds, to be procured in accordance with terms and conditions of the State Purchasing Policy and/or Council's Procurement Policy and Corporate Standard.

Council encourages Public Art Work which is to be funded by other parties (parties other than Council) to include a public invitation process from artists to ensure that best value for the investment is considered / achieved.

#### **6.5 Decommissioning Public Art Work**

Written agreements between Council, the artist and funding bodies for Public Art Work shall nominate the process for decommissioning Public Art Work at the end of life, or when determined by Council for safety or public interest reasons.

In determining to decommission a Public Art Work, Council shall respect the terms of the Moral Rights of Individual Creators provisions under the *Copyright Act 1968*.

**7.0 ATTACHMENTS**

Nil.

**8.0 REVIEW TRIGGER**

This policy will be reviewed when any of the following occur:

1. The related legislation/documents are amended or replaced.
2. Other circumstances as determined from time to time by a resolution of Council
3. Periodic Review – 3 years from date of adoption.

TABLE OF AMENDMENTS		
Originally Adopted	4 JULY 2017	G/17/3107
Amendment 1	<INSERT DATE COUNCIL MEETING>	<INSERT RESOLUTION NUMBER>
Amendment 2	<INSERT DATE COUNCIL MEETING>	<INSERT RESOLUTION NUMBER>
Amendment 3	<INSERT DATE COUNCIL MEETING>	<INSERT RESOLUTION NUMBER>

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**CALE DENDLE**  
**ACTING CHIEF EXECUTIVE OFFICER**