

# Public Art Policy

## Appendix A: Public Art Definitions

**Acquisition:** The acquiring of Public Art through commission, purchase, donation, gift or bequest.

**Agency:** This includes public art administrators, public art program representatives, art consultants, developers and any other person or team working on behalf of a commissioning body or entity to select public art.

**Agreement:** Includes any written agreement pertaining to the planning, design, development, fabrication, delivery and/or installation of an artwork, including but not limited to letters of intent (LOIs), memoranda of understanding (MOUs), commission agreements, contracts and construction agreements.

**Artist:** A person who is critically recognized in the field of art; possesses skill, training and/or experience in his/her artistic discipline; is active in and committed to his/her art practice; has a history of public presentation; is not exempted by the Conflict of Interest provision included in this Policy. May also include Artist teams.

**Artwork:** Unless otherwise restricted by the language of the particular statement, and excluding ancillary deliverables such as budgets and maintenance manuals, artwork includes any permanent and or temporary work as defined in the scope of work of an agreement.

**Artwork Owner:** The entity ultimately responsible for the ownership of the work and its stewardship. In the public sector, this is often the same as the Commissioning Agent. In the private sector, an example could be a hotel who commissioned art thorough an art consultant acting as the Commissioning agent. The Artist retains copyright to their artwork; however, Artists should expect to grant license to the artwork owner for use of images of the artwork for publicity, educational and promotional purposes upon which the parties mutually agree.

**Commemoration:** A work designed to honour a particular idea or individual, or to commemorate a particular event. If a commemoration is created by an artist and sited in a public space, it will also be a work of Public Art.

**Commission:** A commissioned work of art usually refers to any artwork created at the request of an entity – a public agency, corporation or individual – with the funds to design and produce the art provided by that entity, or an affiliated agency. The majority of temporary Public Art works are the result of a commission.

**Community Art:** An artistic activity led by an artist based in a community setting involving community members, who contribute a variety of talents, to design and create a public art piece. The content of the artwork usually reflects local issues that have been identified by people within the community.

**Concept Design:** Initial design ideas from the artist with broad information on cost, timetable, materials and fabrication. After concept design is approved, the artist will proceed to detailed design.

**Deaccessioning:** The process of permanently removing a piece of art from the Public Art Inventory.

---

**Detailed design:** Stage following concept design where the artist produces detailed design for the commissioner. This will include any technical data, testing, drawings, installation and maintenance methods and schedules, fabrication and subcontractors, materials and finishes etc.

**Emerging Artist:** An artist in the early years of their career who may have had some previous professional exhibitions, commissions, presentations or installations.

**Established Artist:** An artist who has an extensive body of work, a history of national and/or international presentation and who has achieved wide recognition by their peers.

**Expression of Interest:** A brief or tender document use when an artist is being directly approached to register their interest and availability in a commission. The EOI typically comprises a response to the brief, some examples of previous relevant work and a CV.

**Local Artist:** An artist who lives within, or can demonstrate a strong connection to, the Municipality of Chatham-Kent.

**Integrated Public Art:** Art that forms a physical part of a building, structure or landscape.

**Lead Artist:** A lead artist may be an artist who sits within a design team, along with the developer, architect, landscape architect etc., to help to design the project. The lead artist may be expected to commission other artists to deliver work to their overall vision.

**Moral Rights:** Acknowledges that artists have the right to be recognised and credited as the author and originator of the commission, including when their work is photographed and reproduced in media. Although the commissioner will own the work itself, the artist always retains the authorship of that work.

**Non-Sanctioned Public Art:** Work that is initiated outside the Public Art Program scope and did not follow the Municipality of Chatham-Kent's established processes; these works are considered to be non-sanctioned and are not be included in the Public Art Collection.

**Proponent:** The commissioner, or instigator, of a Public Art project.

**Public Art Collection** (or Inventory): Original art created for, or located in, public space including permanent, temporary or mobile works acquired by the Municipality of Chatham-Kent. The Public Art Inventory may include sculptures, murals, memorials or monuments, fountains or water features that contribute aesthetically to their surroundings, hard and soft landscaping components which are not a mere extension of the landscape architecture, and special engineering or architectural features of existing capital projects that contribute aesthetically to their surroundings.

**Public Artwork:** A work of Public Art is an original work of art in a publicly accessible location; is created with the intention of reflecting and/or engaging the community; it may be permanent, temporary or mobile. Public Art is located in a Public Space and can take a variety of forms and media; it may have functional as well as aesthetic qualities; it may be integrated into its site, or it may be a discrete piece.

**Public Art Plan:** A plan specific to each project identified for consideration in the Public Art Program.

**Public Art Program:** The overall administration, development and management of Public Art in the Municipality. A Public Art program is built by commissioning artwork for permanent display, commissioning artwork for temporary installation, purchasing existing artwork for permanent or temporary display, placing artists on project design teams, and creating artist-in-residence opportunities. In addition to creating new work, public art programs are charged with maintaining their public art collection, developing educational programming, creating public art resources including printed materials and websites, seeking out partnerships and opportunities with public and private organizations, and acting as a source for public art information.

**Public Space:** Municipality of Chatham-Kent owned areas available and frequently used by the public; may include parks, open spaces, trail systems, waterways, road allowances, tunnels, boulevards, streets, courtyards, squares, bridges, building exteriors, foyers and publicly accessible interior areas.

**Request for Proposal (RFP):** A procurement format issued for open competitions, which contains information relevant to the public art commission. RFP submission requirements may vary greatly, as not all RFPs ask for a submission of creative concepts.

**Request for Qualifications (RFQ):** This process involves the submission of work samples, resumes and letters of interest to determine a small group of finalists. Once finalists are selected, they are engaged to develop proposals, which are considered in order to determine the artist who receives the commission.

**Site-Specific Art:** An original work that is created in response to the immediate context, whether long-term or temporary, functional or aesthetic, stand-alone or integrated, and in any media.

**Standalone Artwork:** A work of Public Art that is not a physical part of a building, structure or landscape.

**Street Art:** An urban style of temporary public art on walls, sidewalks and roadways that is sanctioned and permitted. It is distinct from graffiti, which is most often non-sanctioned, although graffiti is becoming a common form of sanctioned Public Art.

**Temporary Installation:** A work of Public Art created by and artist for a special occasion, timeframe or event, which is situated at a particular site on a temporary basis.