

2020 DISTRIBUTION: LICENCE FEES FOR ARTIST-OWNED IMAGES

Background

This distribution is for artists (who include illustrators, photographers and cartoonists) whose images are in publications available to Copyright Agency's licensees, and who retain copyright in those images.

Amounts have been set aside from licence fees from a number of sources to make up the distributable amount.

The dataset to allocate the distributable amount to artists is based on information provided by members about publication of their images, and past allocations based on usage data from licensees.

Artists also receive allocations, in other distributions, for:

- images copied without text in schools and universities (identified in data processing because they have a higher relative value for licensing negotiations); and
- allocations for books, if they have an agreement with a publisher to share Copyright Agency allocations for the book (e.g. illustrators of picture books).

Changes since previous distribution for artist-owned images

The major changes are:

- we have additional data from member artists from an online questionnaire in September 2019;
- we have included artists who have received past allocations for images copied without text in schools and universities;
- we have reviewed the apportionment criteria, and based higher allocations solely on usage data: images in ISBNs in past usage data, and images in past usage data (and not the number of publications that an artist has 'registered'); and
- there are no fees from the German collecting society Bildkunst this year (last year was a one-off)

Funds for distribution

Amount (approx.)	\$1.92m
Licence fee sources	
Schools	\$0.98
Universities	\$0.14
TAFEs	\$0.37
Individually licensed education institutions	\$0.31
Governments	\$0.09
Corporations and associations	\$0.04
Licence type	<ul style="list-style-type: none"> • statutory (government and education) • non-statutory (corporations and associations)
How calculated	Licence fees received less deduction for anticipated operating costs and Cultural Fund: see here .

Distribution scheduled for

June 2020

Sources of data for distribution

- responses from artists and their agents to online questionnaires in:

- September 2019
 - November 2018
 - April 2018
 - February 2017
 - April 2016
 - 2015
- images licensed by the Visual Arts team for inclusion in publications
 - past payments to artists for images

Selection of data from data sources

Data provided in online questionnaires

Artists who are members, or have applied for membership, who have provided information about one or more publications in which their images appeared.

Past allocations for usage

Artists who have received an allocation for images in usage data (principally schools and universities).

Rightsholders entitled to allocation

Artists who are members, either directly or through an agent, and artists who have applied for membership (and have been assigned an Account ID).

Apportionment to rightsholders

All selected artists receive a 'base' allocation.

There are higher allocations based on:

- the artists' images in usage data (e.g. from schools or universities);
- publications in usage data that contain an artist's images (e.g. publications that an artist has listed in an online questionnaire).

Data 'carried forward'

There is no 'carry forward' process for artists not entitled to allocation from this distribution.

Minimum allocation

There is no set minimum allocation, but the base allocation will be more than \$100.

Number of recipients

About 1,900 artists.

Obligation to share payments

Artists are not required to share payments, but artists' agents are obliged to pass on allocations to their clients.