



Art Collection Policy

Purpose

The CLGA has a strong interest in developing and maintaining a collection of art that can be employed to inform, educate, and preserve local and national LGBTQ+ histories, with an endeavor to collect materials of previously marginalized and or underrepresented LGBTQ+ groups, people, and communities. The Art Collection Policy outlines the frame of reference for the acquisition, management, and use of the art collection.

Definitions

Acquisition: An object or asset obtained by the CLGA

Appraisal: A formal estimate of value in monetary terms, as for sale, assessment, or taxation

Deaccession: The process of permanently removing an object from the art collection

Donation: A voluntary transfer of property of value

Exchange: Trading of objects and their legal title between two institutions

Fair market value: The monetary value the object would bring in an open and unrestricted market between a buyer and a seller who are acting independently of each other

Object: An artistic work. This may include painting, drawing, fine photograph, fine print, textiles, sculpture, or other objects of artistic merit

Transfer: A form of donation where one institution gives an object and its legal title to another institution

Institutional Responsibility

1. The CLGA recognizes its responsibility to the LGBTQ+ community and general public at large to maintain its art collections at a standard commensurate with their significance and value. The CLGA will endeavor to conserve the collection, while making it accessible to the public, particularly to scholars, and students.

2. The Operations Committee in consultation with the Curatorial Committee will advise on all matters regarding the art collection, including its acquisition, management, conservation, storage and deaccessioning.

3. The CLGA will facilitate access to the art collection for research and education, display and exhibition, and loans to other educational institutions on condition that the borrower can meet the terms outlined on CLGA's loan agreement.

4. The CLGA will arrange periodic reviews of the objects in the collection to determine their general repair and note any physical damage or other impairment. The findings of the reviews will be documented and, if applicable, acted upon as soon as possible.

Acquisitions

1. All objects must be acquired in compliance with this policy and any subsequent revisions. Objects may be acquired through donations, transfer, exchange, or purchase, and upon the recommendation of the Operations Committee and/or the Curatorial Committee.

2. The CLGA reserves the right to decline a recommended acquisition on the basis of acquisition criteria, collection specialization, or resource limitations.

3. The CLGA may choose not to review submissions.

4. Members of the Operations committee, the Curatorial committee, the Board, the Executive Director, and all other volunteers and employees who work with the art collection will avoid conflict-of-interest with the collection.

5. The CLGA will acquire and use objects in accordance with the provincial, federal, and international laws, conventions, treatise, and regulations governing the acquisition and use of cultural property. These include:

a. The Cultural Property Import and Export Act

b. Canadian Revenue Agency – Income Tax Act

c. The UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export

and Transfer of Ownership of Cultural Property

d. Canadian Copyright Act

6. The CLGA will maintain accurate records of acquisitions to increase the value and usefulness of the art collection for research and educational purposes, and to document the legitimacy of the collection.

Acquisition Criteria

1. Within available resources, the CLGA will acquire objects for the art collection in a variety of media, styles, time periods, and subject matter, by both contemporary and historical Canadian and international LGBTQ+ artists.
2. Consideration of the acquisition of objects for the art collection will be based on the following criteria:
 - a. Cultural and historical value
 - b. Relevance to understanding the life of the artist
 - c. Physical condition of the object
 - d. Stature of the artist
 - e. Aesthetic quality
 - f. CLGA's capacity to maintain, conserve/preserve, and store the object(s)
 - g. Clear legal title

Donations

1. The donor may provide an appraisal based on the fair market value of the object by an external appraiser approved both by the donor and the CLGA. The appraisal must be completed within one year of the official transfer of ownership to the CLGA.
2. If the donor makes a monetary contribution to cover some or all of the cost of the appraisal, a tax receipt will be issued for the cash donation, to the maximum allowable amount as guided by CRA regulations.
3. The CLGA reserves the right to obtain its own appraisal.
4. The Art Dealers Association of Canada (ADAC) will be consulted for appraisals for objects with estimated value of \$5000 or more. For objects of estimated lesser value, local appraisers may be consulted.
5. Donations are not normally accepted where a condition of donation requires permanent exhibition of the object, or, requirements to hold the object in perpetuity. The CLGA will only accept donated objects with stipulations under exceptional conditions.
6. The CLGA may access The Repository of Stolen Artifacts (R.O.S.A.) through The Canadian Heritage Information Network (C.H.I.N.) – the INTERPOL listing of stolen art.

Deaccessions

1. The CLGA may deaccession and dispose of objects that have been lost, stolen, damaged, deteriorated beyond repair or use; are not relevant to the purposes of the art collection or of the CLGA; or have no provenance or clear legal title. The Decision to deaccession is made solely to improve the quality, scope, and appropriateness of the collection, and to support the mission and long-term goals of the CLGA.
2. Deaccessioned objects may be disposed of by transfer, exchange, sale, or deliberate destruction.
3. If the CLGA should receive money from the disposal of any deaccessioned object, either as proceeds of the sale of the object, or as an insurance settlement, this money will be used only for services directly related to the care of the remaining art collection.
4. Should an object be deaccessioned due to damage or deterioration beyond repair or use, the object will be disposed before witness, to prevent retrieval and restoration.
5. All deaccessions and subsequent disposal of objects must be recorded, and documentation on the deaccessioned object must be retained in the CLGA's permanent records.

Appendix

Consulted Laws & Regulations

The Cultural Property Import and Export Act

<http://laws-lois.justice.gc.ca/PDF/C-51.pdf>

Canada Revenue Agency P113 – Gifts and Income Tax

http://www.cra-arc.gc.ca/E/pub/tg/p113/p113-e.html#P390_38905

The UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property, 1970

http://portal.unesco.org/en/ev.php-URL_ID=13039&URL_DO=DO_TOPIC&URL_SECTION=201.html

Canadian Copyright Act

<http://laws-lois.justice.gc.ca/PDF/C-42.pdf>

Document Title	Art Collection Policy
Version Number	1.0
Author and Title	Melika Zamani, Board of Directors
Date Approved	December 2016
Date of Next Review	January 2020