



ART IN THE WORLD OF IP

Brigitte Spiegeler



Source: <http://www.nadioplesner.com/simple-living-darjurnico1>

hef
spi
advocaten
avocats
anwälte

ART & PARODY

- *France*

Art. L.122-5 Code de Propriété Intellectuelle :

“lorsque l'oeuvre a été divulguée, l'auteur ne peut interdire (notamment) la parodie, le pastiche et la caricature, compte tenu des lois du genre”

- *Netherlands*

Art. 18b Auteurswet:

“Als inbreuk op het auteursrecht op een werk van letterkunde, wetenschap of kunst wordt niet beschouwd de openbaarmaking of verveelvoudiging ervan in het kader van een karikatuur, parodie of pastiche mits het gebruik in overeenstemming is met hetgeen naar de regels van het maatschappelijk verkeer redelijkerwijs geoorloofd is.”

TINTIN



Sexy Cuey (2014) - X. Marabout



Chop Suey - E. Hopper (1882 – 1967)



Visite estivale en Bugatti Torpédo (2015) - X. Marabout



Summertime (1943) - E. Hopper (1882 – 1967)

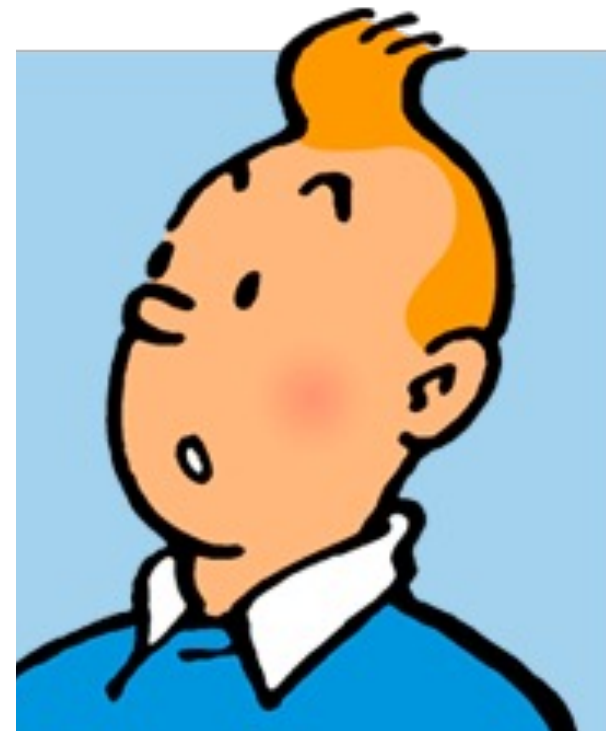


Nuit d'été (2016) – X. Marabout



Summer Evening - E. Hopper (1882 – 1967)

- French court Rennes (2021): works can indeed be considered parody;
- Rennes Court of Appeal (June 2024): parody exception does not apply. Marabout used Hergé's work without permission for commercial gain.



Source: nl.tintin.com/personnages

OPENING OLYMPIC GAMES PARIS



Source: Kunstvensters.com

- Parody of the Last Supper?



The opening of the Paris Olympics shows a Greek bacchanal and not Leonardo da Vinci's Last Supper. So, the makers are celebrating an Olympic feast full of diversity.

Jan van Bijlert - *The Feast of the Gods (Feest der Goden)*, 1635-1640



Jan van Bijlert - *The Feast of the Gods (Feest der Goden)*, 1635-1640

PREVIOUS PARODIES



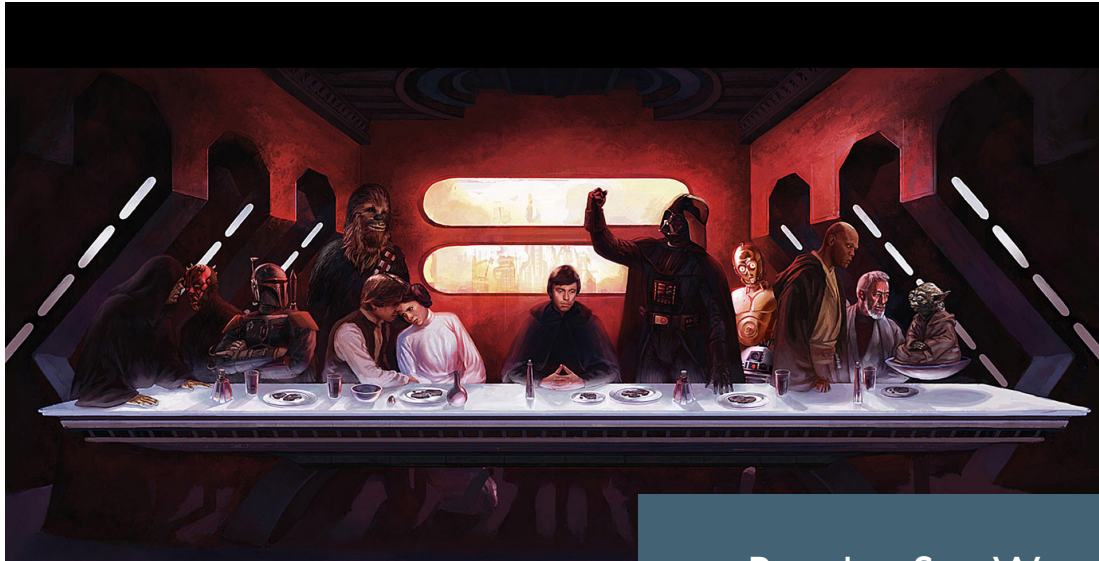
Mary Beth Edelson – some living American women artists, 1972

Traveres Strachan – the First Supper (Galaxy Black), 2023

&

Andy Warhol – the Last Supper (The Big C), 1986





But also: Star Wars, The Simpsons,
Nintendo en Battlestar Galactica



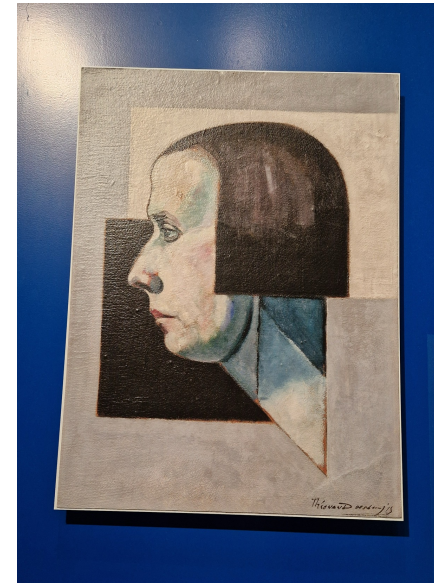
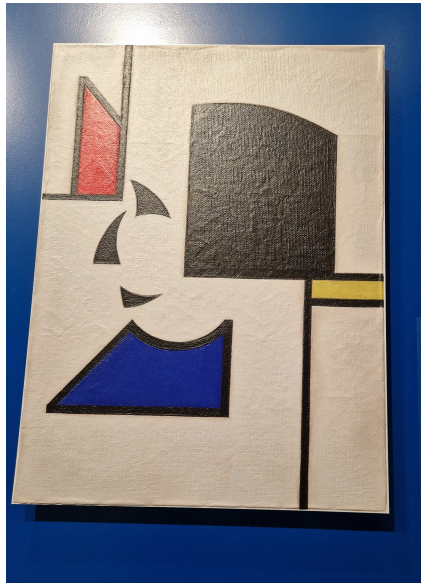
ART & 3D- PRINTS



3D-PRINT OF A PAINTING

- Museum De Lakenhal (Leiden): Van Doesburg-experiment
- *What does the arrival of the perfect reproduction mean for the original artwork and for the future of museums?*

VAN DOESBURG OF AI?
ORIGINAL OR 3D-PRINT?



- 3D printing: visually and physically almost indistinguishable
- Endless manipulation
- What do museum visitors think?





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