



*Societatea de Gestiune Colectiva Drepturilor
de Autor în Domeniul Artelor Vizuale*

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VISARTA, The Romanian Visual Arts Copyright Collecting Society

Defending the Resale Rights

The resale right or *droit de suite* is the most important copyright for authors of fine art. Unlike writers and composers who have a regular income from royalties which are due whenever their works are performed or published, artists depend primarily on the selling of original works and, therefore, **without the resale right** would be excluded to benefit from subsequent increase in value of their works

Visarta is the unique Romanian society that collects and manages copyrights for their Romanian members and for members of sister societies all over the world. Resale right is, among other rights, one managed by our Society. Resale rights are being monitored under the Copyright and Neighboring Rights Law, passed in 1996. In 1999, Visarta has been accepted by The Romanian Government and their activities are being under the yearly control of ORDA (The Romanian Office of Copyright), the unique Office enforced with regulating and control of copyrights. On the basis of a decision ORDA issued, our society collects resale rights from auction houses and art galleries, open in Romania, according to The Copyright Law valid in Romania.

These rights are consequently being paid to right owners, living artists or to heirs of artists, in accordance with the law and on the basis of reciprocal contracts with sister societies all over the world.

Whenever a refuse to pay the due rights appears, Visarta sues the respective auction houses and art galleries, into the Court, asking them to pay.

Therefore, Visarta sustains that the resale right should not be restricted in any way.

Bucuresti, 11 of march 2011

Stefan Gavenea, President of Council