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KING & WOOD MALLESONS AWARD  
**CONTEMPORARY ATSI ART PRIZE**  
at NSW PARLIAMENT HOUSE

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5 – 27 SEPTEMBER  
2018





King & Wood Mallesons  
acknowledges the outstanding  
contributions made to  
Australian culture  
by Aboriginal and  
Torres Strait Islander Artists





## Purpose

The purpose of the King & Wood Mallesons Award - Contemporary Aboriginal and Torres Strait Islander **(ATSI)** Art Prize is to acknowledge the outstanding contribution made to Australian culture by Aboriginal and Torres Strait Islander artists in remote, regional and urban areas throughout Australia working in wall hung two or three dimensional media including painting, photography, printmaking, works on bark or board, metal, acrylic glass and mixed media.

The King & Wood Mallesons Award - Contemporary ATSI Art Prize is intended to be a biennial competition held over at least six years commencing in 2018. It has been established by KWM to promote and encourage the highest standards of ATSI art practice in Australia.

## About KWM

Recognised as one of the world's most innovative law firms, King & Wood Mallesons (**KWM**) offers a different perspective to commercial thinking and the client experience. With access to a global platform and a team of over 2000 lawyers in 27 locations around the world, KWM works with clients to help them understand local challenges, navigate through regional complexity, and to find commercial solutions that deliver a competitive advantage for our clients.

We care for our clients, staff and the communities in which we work.

The 'KWM Community Impact' program is our strategic and coordinated way of directing KWM's ongoing pro bono legal services, skilled volunteering and philanthropic work and support to meet the common values and goals of our people. The program involves a range of projects and initiatives to achieve high impact and provide multi-level support for the communities in which we live, work and operate. It allows for the engagement of KWM volunteers from both legal and non-legal teams through the wide range of support we provide. KWM staff have the opportunity to assist with pro bono legal advice, philanthropy and skilled volunteering initiatives. One of the key initiatives under KWM's community impact umbrella is our Reconciliation & Empowerment project. This initiative, led by our Chief Executive Partner, is underpinned by our strong desire to work together to create opportunities and positive impact for Aboriginal and Torres Strait Islander peoples, community controlled organisations and communities.

## About the Awards

There will be three Awards announced as part of the Art Exhibition.

The King & Wood Mallesons Award - Contemporary ATSI Art Prize to recognise a contemporary Australian ATSI Artwork of the highest standard. The prize money for this Prize is \$25,000.

A NSW Local Artist Award will be awarded with prize money of \$5,000.

A People's Choice Award will be awarded with prize money of \$2,000.

Several Highly Commended awards may also be announced. There is no prize money for those awards.

## Key dates

**21 May 2018**

Entries open.

**12 June 2018**

Intention to Participate form due.

**23 July 2018**

Final day to submit Expression of Interest form (Entry Close Date).

**24 July 2018**

Selection of artworks for the Exhibition.

**27 July 2018**

Between 30 and 50 finalists notified.

**15 August – 30 August**

Collection deadlines for finalists' artwork. Please see details and cut off dates for your closest location in section 9 of the terms and conditions. Note each location has a different cut off date.

**4 September 2018**

Judging of artwork at NSW Parliament House and notification to the artists who are the winner of the King & Wood Mallesons Award - Contemporary ATSI Art Prize & NSW Local Artist Award.

**5 September 2018**

Art Exhibition opening and winners of the King & Wood Mallesons Award - Contemporary ATSI Art Prize & NSW Local Artist Award announced. Several Highly Commended awards may be announced.

**5 September – 21 September 2018**

Voting for People's Choice Award.

**20 September 2018**

Awards night (by invitation only).

**24 September 2018**

Winner of People's Choice Award announced.

**27 September 2018**

Art Exhibition concludes. Travelling Art Exhibition commences for artwork that wins one of the three cash prizes or receives a Highly Commended award.

## About the Patron

**Djon Mundine** (formerly John Mundine)  
born Grafton 1951

Djon Mundine has played an outstanding role in the arts sector, both nationally and internationally, for over three decades, and shows no signs of slowing down. He is a widely respected and highly sought-after curator, writer, and cultural advisor who has worked with many key public art museums in Australia and overseas, as well as with many regional and community-based organisations. Djon's reach has been phenomenal, through the exhibitions he has been involved with, including successful internationally touring exhibitions such as *Shadow Life*, 2012-13, co-curated with Natalie King, toured by Asialink and *Aratjara: the Art of the First Australians*, 1993-4, touring curator; and through the sheer volume of his published writings and public speaking record over several decades.

Djon is arguably the most significant Aboriginal art curator in the country – instrumental in groundbreaking commissions/exhibitions such as: *The Aboriginal Memorial*, 1987-88, National Gallery of Australia; *Tyerabarbowarryaou II: I Shall Never Become a Whiteman*, 5th Havana Biennial, 1994, co-curated with Fiona Foley; *The Eye of the Storm*, 1996, co-curator, National Gallery of Australia / National Gallery of Modern Art, New Delhi; *Yolngu Science*, 2000, Museum of Contemporary Art, Sydney; *Premier State, and Sunshine State: Smart State*, 2007-08, Campbelltown Arts Centre and, more recently, *Bungaree*, the first Australian, 2012/13, to name just a few. Djon has worked with and curated artists in highly innovative ways, for example, the wall-based painting-interventions of Yolngu artists Richard Birrin Birrin, David Dhalwarpuy and Micky Dorrng and has himself been an artist for works such as *Shrine for the Unknown Koori*, 2001 with Fiona Foley, and *The Song of Bennelong and Pemulwuy*, 2010.

In 2015 his *Bungarees Farm* performance-projection exhibition at Mosman Art Gallery, won the Museum and Galleries of Australia's 2015 *Exhibition of the Year Award* and the *Indigenous Exhibition of the Year Award*.

In 2017 Djon was awarded the inaugural *Indigenous Art Writers Prize* by the Power Institute of Contemporary Art, University of Sydney. In the first half of May Djon contributed his *In Praise of Shadows and Otherness*, essay to Tracey Moffatt's Venice Biennale catalogue, *My Horizons*. He also attended the opening. In the second half of May Djon curated the *Living in Their Times* exhibition at UTS Sydney commemorating the 50th anniversary of the highly successful 1967 Australian Referendum on the status of Aboriginal people. The project included the commissioning of 6 metre tall shadow puppets of *Marbuk and Jedda* by Robert Campbell Jnr (dec.).

At the end of 2017 Djon curated *Four Women (I do belong) Double*, the opening exhibition for Lismore Art Gallery's new building, and *Boomalli Ten*, the Boomalli Aboriginal Artists Co-operative's 30th anniversary exhibition.

It is now over 20 years since Djon was awarded an *Order of Australia Medal*, for his service to the arts. He had already achieved a lot back then to be given this national recognition, and he has certainly continued to achieve more since, for his own longstanding career as a curator, writer, and artist, towards greater recognition and appreciation of Indigenous Australian art, and in advancing the nation's cultural life.



## About the Judges

### Vernon Ah Kee

Vernon Ah Kee's conceptual text pieces, videos, photographs and drawings form a critique of Australian culture from the perspective of the Aboriginal experience of contemporary life. Ah Kee's works respond to the history of the romantic and exoticised portraiture of 'primitives', and effectively reposition the Aboriginal in Australia from an 'othered thing', anchored in museum and scientific records to a contemporary people inhabiting real and current spaces and time.

Ah Kee's work has been exhibited in a number of significant national and international exhibitions, including *Revolutions: Forms that turn* the 16th Biennale of Sydney, 2008; *Once Removed*, Australian Pavilion, Venice Biennale, 2009; *Ideas of Barack*, National Gallery of Victoria, 2011; *Tall Man*, Gertrude Contemporary, 2011; *Everything Falls Apart*, Artspace Sydney, 2012; *unDisclosed: 2nd National Indigenous Art Triennial*, National Gallery of Australia, 2012; *My Country: I Still Call Australia Home*, Queensland Art Gallery/Gallery of Modern Art, 2013; and *Sakahàn: International Indigenous Art*, National Gallery of Canada, 2013. Ah Kee's work is held in a number of major collections within Australia and overseas including the Tate Modern, London.

In 2015, Ah Kee was invited by curator Carolyn Christov-Bakargiev to present a new body of work as part of *SALTWATER: A Theory of Thought Forms*, the 14th Istanbul Biennial. Other recent exhibitions include *Imaginary Accord*, Institute of Modern Art, Brisbane, 2015; *GOMA Q*, Queensland Art Gallery/Gallery of Modern Art, Brisbane, 2015; *When Silence Falls*, Art Gallery of New South Wales, 2015-16; *Encounters*, National Museum of Australia, 2015-16; *Brutal Truths*, Griffith University Art Gallery, 2015-16; *Everywhen: The Eternal Present in Indigenous Art from Australia*, Harvard Art Museums, 2016; a major commission for the exhibition *Secrecy and Dispatch* at Campbelltown Arts Centre, 2016; as part of the *Australian Collection* Permanent Hang, Queensland Art Gallery, 2017; and in *2018 Adelaide Biennale of Australian Art: Divided Worlds*, Art Gallery of South Australia, 2018.

### Sharni Jones

Sharni Jones is from Kabi Kabi/Waka Waka peoples of south east Queensland on her maternal side. She spent her formative years in the towns of Tennant Creek, Northern Territory, Brisbane, Queensland and Wollongong, NSW. Sharni lives and works in Sydney.

Sharni has deep knowledge of, and extensive engagement in the Aboriginal and Torres Strait Islander arts and cultural sector with a specialisation in contemporary visual arts practice. One of Sharni's strength is her commitment to advocacy, social action and Aboriginal-led engagement with diverse stakeholders. This dedication has developed her broad capabilities in project management, strategic policy development and implementation, curatorial and cultural collections management.

Currently, Sharni is the Manager, Aboriginal and Torres Strait Islander Collection at Australian Museum in Sydney. Sharni and the team provide custodial care for over 20,000 cultural objects from diverse Aboriginal and Torres Strait Islander communities. The cultural collection is also rich with over one million Aboriginal archaeological heritage materials providing a rich repository for community cultural research. The collections are closely interwoven with Communities' ongoing connection to living culture. The team works within a strengths-based well-being framework to facilitate appropriate Aboriginal-led engagements to activate cultural memory through shared experience.

Her tertiary qualifications include a Master of Arts Administration, UNSW College of Fine Arts; Bachelor of Creative Arts, University of Wollongong and Certificate IV in Training and Assessment, Northern Sydney Institute. Sharni was appointed to the Regional Arts NSW Board of Directors in 2017 and is a former board member of Information and Cultural Exchange.

Sharni is a passionate and life-long advocate for First Nations dedicated arts leadership, fostering and championing Aboriginal arts and cultural practice through excellence, leadership and mentoring. A legacy for future generations.

### Cara Pinchbeck

Cara Pinchbeck is a member of the Kamilaroi community of northern New South Wales and has a Master of Visual Arts from the University of Sydney. She is currently Senior Curator, Aboriginal and Torres Strait Islander art at the Art Gallery of New South Wales. Her recent exhibitions include: *Glen Mackie and Daniel O'Shane*, 2017; *Art from Milingimbi: taking memories back*, 2016; *Sentient lands*, 2016; *When silence falls*, 2015; *The hills beyond Hermannsburg*, 2014; *Our spirits lie in the water*, 2014 and *Yirrkala Drawings*, 2013. She has also realised solo exhibitions for a number of artists including: *Judy Watson*, 2018; *Reko Rennie: No sleep till Dreamtime*, 2014; *Ronnie Tjampitjinpa*, 2015 and *Brenda L Croft*, 2013.

Cara was the Curatorial Adviser for both the ABC television series, *Art+Soul*, produced by Hibiscus Films in 2010 and to the Artistic Director of the *20th Biennale of Sydney*, Stephanie Rosenthal in 2016. Cara has written widely on Aboriginal art, with her recent publications including *Art from Milingimbi: taking memories back*, 2016; *When silence falls*, 2015 and *Yirrkala drawings*, 2013. She has also recently contributed to *Marking the infinite: contemporary women artists from Aboriginal Australia*, (ed. Henry Skeritt), Nevada Museum of Art, 2016; *Defying Empire*, National Gallery of Australia, Canberra, 2017; *Colony*, National Gallery of Victoria, Melbourne, 2018 and *Tony Tuckson*, Art Gallery of New South Wales, 2018.



## Terms & Conditions

Information on how to enter and about the prizes form part of these conditions. By participating, entrants agree to be bound by these conditions. Entries must comply with these conditions to be valid.

**Eligible Artwork** means artwork which meets the requirements set out in clause 2 and otherwise complies with these terms and conditions.

A reference to 'Artist' or 'Winner' includes all artists in the instance of a collaborative work.

### 1 Entry requirements

#### 1.1 Artist's identity, age and residence

Entry is open to living artists of Aboriginal or Torres Strait Islander descent ("**ATSI**") aged 18 years or older who are citizens of Australia or have held permanent Australian resident status for at least 12 months preceding the Entry Close Date ("**Artist**").

In order to be eligible to win the King & Wood Mallesons NSW Local Artist Award, the Artist must belong to a New South Wales clan or custodian group.

#### 1.2 How to enter

To enter, each Artist (or their authorised representatives or agent) must, during the Entry Period:

- (a) fully complete an Expression of Interest Form ("**EOI**"), including all Artist's personal details, agents details (if applicable), Eligible Artwork details, 100 to 200 word statement about the Eligible Artwork and a maximum 500 word biography about the Artist; and
- (b) submit the EOI, together with a photo of the Artist and a good quality high resolution image of the Eligible Artwork (in hard copy or electronically on a CD, USB or as an email attachment) to KWM by:
  - (i) email to [kwmatsiartprize@au.kwm.com](mailto:kwmatsiartprize@au.kwm.com)  
Attention: Amy Lillas; or
  - (ii) post to King & Wood Mallesons,  
Level 61 Governor Phillip Tower, 1 Farrer Place,  
Sydney NSW 2000  
Attention: Amy Lillas.

#### 1.3 Limits on entry

Limit of one entry per Artist. Each Artist may submit one Eligible Artwork either as an individual Artist or as a collaboration of several Artists responsible for one Eligible Artwork.

#### 1.4 Entry period

The competition commences on 21 May 2018 and closes at midnight AEDT on 23 July 2018 ("Entry Period"). Entries must be received by KWM during the Entry Period. Entries received after midnight AEDT on 23 July 2018 ("Entry Close Date") will not be accepted.

#### 1.5 Judging and notification of Finalists and winners

- (a) This competition is a game of skill. Chance plays no part in determining the winners. All entries will be judged individually on their merits based on how well they satisfy the definition of being a "Contemporary ATSI Artwork of the highest standard".
- (b) Entries will be judged by a panel of judges comprised of ATSI male and female judges; NSW and non-NSW residents; artists and curators.
- (c) The first round of judging for selection of the Eligible Artworks will take place on 24 July 2018. Between 30 and 50 of the best valid entries ("Finalists"), as determined by the judges, will each be displayed at the Exhibition for the King & Wood Mallesons Award - Contemporary ATSI Art Prize ("Art Exhibition").
- (d) The Finalists will be notified by email and/or telephone on or before 27 July 2018 and must deliver their Eligible Artwork in a state ready for display in accordance with clauses 2 and 3 to a regional depot of KWM's appointed logistics provider ("Regional Depot"). The Eligible Artwork must be dry at the time of delivery to the Regional Depot. The locations and deadlines for delivery to the Regional Depot are described in section 9.

- (e) The Finalist entries will be displayed at the Art Exhibition from 5 September 2018 to 27 September 2018 ("Exhibition Period").
- (f) The judging of the Finalists will take place on 4 September 2018 at New South Wales Parliament House, Macquarie Street, Sydney, 2000. The best Finalist overall, as determined by the judges, will win the King & Wood Mallesons Award - Contemporary ATSI Art Prize. This Prize will be selected by the Judges first. The Judges will then consider the Eligible Artwork from the remaining Finalists and the best Finalist from New South Wales (in accordance with the eligibility criteria in clause 1.1) will then be judged and will win the King & Wood Mallesons NSW Local Artist Award. Several Highly Commended awards may also be announced by the judges.
- (g) The judges' decision is final and binding – no correspondence will be entered into.
- (h) The winners of the King & Wood Mallesons Award - Contemporary ATSI Art Prize and the King & Wood Mallesons NSW Local Artist Award will be notified by email and/or telephone by 5:00pm on 4 September 2018. The recipients of any Highly Commended awards will also be notified by that time.
- (i) The winner of the People's Choice Award is based on the greatest number of votes received for his/her artwork during the Exhibition Period up until 21 September 2018, and cannot be an Artist who has won the King & Wood Mallesons Award - Contemporary ATSI Art Prize or the NSW Local Artist Award, but may be the recipient of a Highly Commended award.
- (j) The winner of the People's Choice Award will be notified by email and/or telephone by 5pm on 24 September 2018.
- (k) The People's Choice Award winner will be announced on the KWM website on or before the 25 September 2018.
- (l) The names, images and Eligible Artwork images of the winners of the King & Wood Mallesons Award - Contemporary ATSI Art Prize, the King & Wood Mallesons NSW Local Artist Award and any Highly Commended awards will be publicly announced at the awards night on 20 September 2018 and subsequently published on the KWM website. Attendance at the awards night is by invitation only.

#### 1.6 Representations and Warranties

By submitting an EOI, the Artist represents and warrants to KWM that:

- (a) the Eligible Artwork is original and does not infringe the intellectual property rights of any third party;
- (b) the Artist/s agrees to their Eligible Artwork being made available for public viewing;
- (c) the Artist/s own the copyright in the Eligible Artwork or is entitled to, and has obtained the relevant copyright and other intellectual property rights permission to, submit the Eligible Artwork for the purposes of this competition and use the Eligible Artwork in the manner contemplated by these terms;
- (d) the Artist/s will not misrepresent themselves or their Eligible Artwork;
- (e) the Artist/s will not knowingly be involved in any conduct or activity that may harm the reputation of KWM or defame any class or group and that the Eligible Artwork is appropriate for general viewing;
- (f) the submission of the Eligible Artwork and the use of the Eligible Artwork as contemplated by these Terms and Conditions is in accordance with the Notice of Custodial Interest (if applicable);

- (g) the Artist/s confirms that the Artist/s has the consent of the relevant person to the inclusion of any images of that person in the Eligible Artwork and can produce that consent on request; and
- (h) the Artist consents to KWM dealing directly with any agent (including any art gallery or art centre or art centre collective) that the Artist has indicated on their EOI is their representative for the purposes of this competition and the Art Exhibition.

In the case of a collaborative work, these representations and warranties are given by each Artist that submits an EOI.

## 2 Types of Eligible Artworks for selection

### 2.1 General requirements of Eligible Artworks

To qualify as an Eligible Artwork, the artwork must:

- (a) be an original, complete and dry work of the Artist that is owned by the Artist;
- (b) have been created within the previous 12 months before the Entry Close Date and not previously exhibited;
- (c) suitable for exhibition and display in public places;
- (d) be no larger than 2 metres x 2 metres;
- (e) be a wall hung 2 or 3 dimensional artwork. The artwork can be a photograph, painting, drawing, printmaking work, acrylic glass, work on metal, work on bark, mixed media, canvas or framed artwork. No artworks in the form of digital media will be accepted; and
- (f) have 'D'ring fixtures attached for hanging; or the Artist gives permission for appropriate fixtures to be attached at the time of hanging at the Art Exhibition.

### 2.2 Requirements of Canvas and Framed Artworks

In addition to the general requirements set out in clause 2.1, if the Eligible Artwork is a canvas or framed artwork:

- (a) it must be stretched; and
- (b) the canvas is to be framed before being shipped to a Regional Depot. When framing, acrylic glass should be used, rather than glass, to prevent damage should breakage occur in transit.

### 2.3 Requirements of works on bark

In addition to the general requirements set out in clause 2.1, if the Eligible Artwork is a work on bark:

- (a) an appropriate hanging mechanism is required to be attached to the work on bark ahead of shipping that is suitable for it to be hung on an art exhibition wall; and
- (b) care should be taken that fixatives/binders used are sufficient to prevent the pigment from flaking, smudging and lifting from the surface.

### 2.4 Requirements of Photographs

In addition to the general requirements set out in clause 2.1, if the Eligible Artwork is a photograph:

- (a) the photograph must be an original photograph in landscape or portrait format produced entirely by the Artist. It must not contain any trademarks or copyright material owned in whole, or in part, by a third party or violate any persons' rights of privacy; and
- (b) images submitted with watermarks or branding on them will not be considered for judging.

## 3 Submitting Finalist's Eligible Artworks for inclusion in the Art Exhibition

### 3.1 Delivery to and from the Art Exhibition

KWM will be responsible for the organisation of, and costs for, transport and insurance of the Finalist's Eligible Artwork from the Regional Depot to the Art Exhibition and back to the Regional Depot.

The Artist is responsible for the organisation of, and costs for, transport and insurance of the Finalist's Eligible Artwork to a Regional Depot. The locations for delivery to Regional Depots are described in section 9. It is the Artist's responsibility to use a reputable shipping company familiar with transporting artwork for delivery to the Regional Depot.

All Finalists' Eligible Artworks must arrive at a Regional Depot by the date indicated in section 9 marked with the details described. Artworks will be carefully packed at the Regional Depots for transport to Sydney. Any packaging used to transport artwork to your nominated Regional Depot will be discarded.

Any Finalist's Eligible Artwork received at a Regional Depot after the date described in section 9 will not be accepted and the Artist will be required to promptly arrange pick-up and return of their Eligible Artwork. No other artwork, other than the Eligible Artwork submitted with the EOI, will be accepted for the Art Exhibition.

KWM will consult with art installation experts to install the Finalist's Eligible Artworks in the Art Exhibition space.

Following the Art Exhibition, Finalists will be responsible for collection of their Eligible Artwork from the Regional Depot. Finalists will be notified by the Regional Depot of the return of their Eligible Artwork and its availability for collection. Finalists will also be responsible for all storage costs at the regional depot for the period following 14 days after this notification.

If the Finalist does not collect their Eligible Artwork within 14 days of its return to the Regional Depot, it will be returned to KWM and become the property of KWM, unless otherwise agreed with the Artist.

If your artwork wins one of the three cash prizes or receives a Highly Commended award, it will travel to each of the King & Wood Mallesons' offices around Australia and be displayed there for a period of up to 6 months following the closure of the Art Exhibition ("**Travelling Art Exhibition**"). It will then be returned to the Regional Depot for collection by the Artist in accordance with the terms and conditions described in this clause 3.1.

### 3.2 Further requirements of Eligible Artworks

Each Eligible Artwork must comply with the requirements of Eligible Artworks of that type in accordance with clause 2. If, on delivery, an Eligible Artwork does not comply with these requirements or is not the artwork that was represented in the EOI or has been altered or amended in any way, then KWM reserves the right to disqualify that artwork and may request that the Artist promptly organise collection of the artwork from the Regional Depot.

### 3.3 Insurance

KWM is only responsible for insurance of the Finalist's Eligible Artworks from the time they are accepted by the Regional Depot until 14 days following the return of the Eligible Artwork to the Regional Depot. In the event that an Eligible Artwork is damaged, but able to be repaired by the Artist, KWM will only cover the cost of repair and depreciation (if any).

## 4 Prizes

### 4.1 King & Wood Mallesons Award - Contemporary ATSI Art Prize

The King & Wood Mallesons Award - Contemporary ATSI Art Prize consists of:

- (a) Cash element: \$25,000.00 cash.
- (b) Travel and accommodation elements:
  - (i) if winner is resident outside NSW, return economy flights for winner and a support person from winner's nearest Australian capital city to Sydney departing on 19 September 2018 and returning on 21 September 2018 (or if the winner is from rural NSW, return economy flights from nearest regional centre or other appropriate transport to and from Sydney);
  - (ii) transfers to/from Sydney airport;
  - (iii) one ticket to the awards night of the Art Exhibition on 20 September 2018 for each of the winner and the support person;
  - (iv) two nights' accommodation in Sydney on 19 September 2018 and 20 September 2018 for each of the winner and the support person; and
  - (v) reasonable meal allowances.

The travel and accommodation elements will be purchased by KWM and provided to the winner.

If the King & Wood Mallesons Award - Contemporary ATSI Art Prize is awarded to a collaborative Eligible Artwork, the cash prize will be divided equally amongst each of the Artists participating in the collaborative Eligible Artwork and two of the Artists (rather than a support person) may attend the Art Exhibition. The Artists must agree amongst themselves which two of them will attend.

#### 4.2 Prize delivery

- (a) Travel and accommodation elements: The winner will travel on the dates specified above and must contact KWM to arrange travel bookings by 10 September 2018. Travel and accommodation elements of the prize are not transferrable and are not redeemable for cash.
- (b) Cash element: Prize will be deposited by electronic funds transfer to the winner's nominated bank account/s within 10 business days from the awards night on 20 September 2018.

#### 4.3 Other Awards

- (a) The King & Wood Mallesons NSW Local Artist Award consists of \$5,000 cash. The winner will be notified by email and/or telephone on 4 September 2018.
- (b) The Finalist with the highest number of votes received from visitors to the Art Exhibition during the Exhibition Period up until 21 September 2018 (excluding the winners of the King & Wood Mallesons Award - Contemporary ATSI Art Prize and the NSW Local Artist Award but including the recipients of any Highly Commended award) will win the King & Wood Mallesons People's Choice Award.
- (c) The King & Wood Mallesons People's Choice Award consists of \$2,000 cash. The winner will be notified by email and/or telephone by 5pm on 24 September 2018.
- (d) If the King & Wood Mallesons NSW Local Artist Award or the King & Wood Mallesons People's Choice Award is awarded to a collaborative Eligible Artwork, the cash prize will be divided equally amongst each of the Artists participating in the collaborate Eligible Artwork.
- (e) Several Highly Commended awards may also be announced by the judges and the recipients will be notified by email and/or telephone by 5pm on 24 September 2018. There is no prize money for those awards.

#### 4.4 General prize terms

- (a) Other than as described in these Terms and Conditions, all ancillary costs including but not limited to travel insurance, taxes, meals and drinks (beyond the allowance provided to the winner of the King & Wood Mallesons Award - Contemporary ATSI Art Prize), transport, transfers, spending money and any other expenses incurred as a consequence of being selected as a Finalist or receiving a prize or award are the sole responsibility of the Artist.
- (b) If any prize or award becomes unavailable for reasons beyond KWM's control, KWM may substitute a prize or award of equal or greater value.
- (c) All reasonable attempts will be made to contact the winners. If a winner does not claim their prize or award within 10 days of being notified, their entry will be deemed invalid and KWM may award their prize or award to the next best entry determined by the judges.
- (d) All prizes and awards are non-acquisitive.
- (e) Prize money for any award is inclusive of GST (if any).
- (f) KWM will obtain bank account details by phone or email from the winning artist or his / her / their agents when KWM notifies them of the Prize or Award and will make payment into the nominated account.

#### 5 Publicity and use of Eligible Artwork

- (a) The Artist must own the copyright in the Eligible Artwork.
- (b) The Artist grants to KWM a non-exclusive licence to use and modify the content and information provided in the EOI (including editing, cropping, retouching any part of the Artist's biography, statement, photograph or image of the Eligible Artwork) for promotional and publicity purposes in connection with this competition and the Art Exhibition and, if applicable, the Travelling Art Exhibition, without any further fee or compensation, including print and online,

for catalogues, future marketing material and for archival purposes. If requested by KWM, the Artist agrees to sign any further documentation required by KWM to give effect to this arrangement.

- (c) The Artist grants to KWM a non-exclusive licence to use and modify any photographs or images of Eligible Artworks, which are made by KWM, for promotional and publicity purposes in connection with this competition and the Art Exhibition and, if applicable, the Travelling Art Exhibition, without any further fee or compensation, including print and online, for catalogues, future marketing material and for archival purposes. If requested by KWM, the Artist agrees to sign any further documentation required by KWM to give effect to this arrangement.
- (d) At the Art Exhibition and in all reproductions of the Eligible Artwork, KWM will display a copyright notice that includes the Artist's name, the year that the Eligible Artwork was created, and the medium of the Eligible Artwork.
- (e) If the Eligible Artwork embodies traditional ritual knowledge as notified by the Artist in the EOI, KWM will display the Notice of Custodial Interest specified in the Artist's EOI in a reasonably prominent position with the Eligible Artwork.
- (f) Finalists grant to the Parliament of New South Wales a non-exclusive licence to use photographs or images of their Eligible Artwork from the Art Exhibition in documents limited to circulation within the Parliament and display on the Parliamentary website for the purpose of highlighting or promoting the exhibition and associated events, providing suitable acknowledgement is given to any Artist whose work/s are published or reproduced in such media.
- (g) In the event that the Artist is a winner of the King & Wood Mallesons Award - Contemporary ATSI Art Prize, NSW Local Artist Award or People's Choice Award, each Artist consents to KWM using their name, photograph or image of the Eligible Artwork, biographical information, Artist's statement, image and/or voice in any media until 30 December 2020 without remuneration for the purpose of promoting this competition (including any outcome) and any further ATSI art competitions, its KWM Community Impact program and/or promoting KWM's Reconciliation and Empowerment project and its associated activities. If requested by KWM, the Artist agrees to sign any further documentation required by KWM to give effect to this arrangement.
- (h) KWM acknowledges that in the event of an Artist's death after the submission of an EOI, the subsequent display of the Artist's likeness may be culturally inappropriate and, upon notification of the Artist's death and receipt of a request to do so from the Artist's family or agent, agrees to remove from display, to the extent reasonably practicable, any likeness or images of the Artist.

#### 6 Art Exhibition

##### 6.1 Time and display for Art Exhibition

The Finalist's artworks must be available for showing for the entirety of the Exhibition Period and the Travelling Art Exhibition.

##### 6.2 Sale of Finalist's artworks

The Artist may indicate in the EOI if the Artist is interested in selling the Artwork should they be selected as a Finalist.

By indicating that the Artist is interested in selling the artwork, the Artist consents to KWM providing to any interested purchaser the Artist's (or their agent's) contact details, including their name, email address and mobile phone number.

Any sale of the artwork must be arranged between the Artist (or their agent) and the prospective purchaser. KWM will not be responsible for sales processing or the sale. KWM will provide contact details of the Artist and/or his/her representative to the prospective purchaser to assist the purchaser to finalise the sale transaction. The Artist acknowledges that the Finalist's artwork must remain part of the Art Exhibition and, if applicable, the Travelling Art Exhibition. KWM will not take any fee or commission in connection with any sale of the artwork.

The Artist (or his or her representative) must promptly notify KWM of any sale of the artwork and the transfer of ownership of the artwork. Any purchaser must organise collection of the artwork from their choice of nominated Regional Depot.



## 7 Privacy

Details of entries remain the property of KWM and will be collected and used for the purposes of conducting this competition (which may include disclosure to third parties for the purpose of processing and conducting the competition) and for promotional purposes surrounding this competition.

Personal information provided by the Artist to KWM will be kept in accordance with KWM's privacy policy. The policy is available at [www.kwm.com/en/privacy-statement](http://www.kwm.com/en/privacy-statement).

By entering this competition Artists consent to the use of their information as described and agree that KWM may use this information, or disclose it to other organisations that may use it, in any media for future promotional purposes without any further reference or payment to the entrant.

Entrants may access, change and/or update their personal information by contacting the Privacy Officer at [Privacy.Officer@au.kwm.com](mailto:Privacy.Officer@au.kwm.com).

## 8 General conditions

(a) KWM reserves the right to request verification of age, identity, clan or nation group, residential address of Artists and any other information from Artists relevant to entry into or participation in this competition. KWM reserves the right to disqualify any individual who provides false information, fails to provide information, is in breach of these conditions, provides an entry that is offensive or otherwise inappropriate

in the opinion of KWM or the Parliament of New South Wales, or who provides an entry that in the sole opinion of the Parliament of New South Wales is attempting to contribute to a current political debate.

(b) Other than as described in these Terms and Conditions, KWM is not responsible or liable for any loss, damage or injury suffered or sustained (even if caused by negligence) by any Artist as a result of the conduct of any third party supplier, (including without limitation New South Wales Parliament House, any courier or delivery company, any Artist's agent, art gallery or art centre) or otherwise as a result of the Artist participating in this competition, accepting and/or using a prize, except for any liability which cannot be excluded by law. Nothing in these conditions restricts, excludes or modifies or purports to restrict, exclude or modify any statutory consumer rights under any applicable law including the Competition and Consumer Act 2010 (Cth).

## 9 Delivery to Regional Depots

All Finalists must submit their Eligible Artwork to a Regional Depot or collection point operated by IAS Fine Art Logistics listed below by the dates listed for each location.

State	Collection point	Date	Contact details – IAS Fine Art Logistics Representative
Alice Springs, Northern Territory	See attached route map for collection point. Please contact the IAS office to arrange collection point.	Collection date: <b>Wednesday, 15 August 2018</b>	Carlos Quintas Ph: 03 9329 6262
Darwin, Northern Territory	See attached route map for collection point. Please contact the IAS office to arrange collection point.	Collection date: <b>Friday, 17 August 2018</b>	Carlos Quintas Ph: 03 9329 6262
South Australia, Adelaide	See attached route map for collection point. Please contact the IAS office to arrange collection point.	Collection date: <b>Monday, 20 August 2018</b>	Carlos Quintas Ph: 03 9329 6262
Malaga, Western Australia	719 Marshall Road, Malaga WA 6090	Cut off date for delivery to depot: <b>Wednesday, 22 August 2018</b> Opening Hours: Mon – Friday 9-12 & 1-3pm (local time)	Doug Walker Ph: 08 9249 5376
Seventeen Mile Rocks, Queensland	17 Macadam Street, Seventeen Mile Rocks QLD 4073	Cut off date for delivery to depot: <b>Friday, 24 August 2018</b> Opening Hours: Mon – Friday 9-12 & 1-3pm (local time)	Ross Hall Ph: 07 3890 7422
Queanbeyan, Australian Capital Territory	6 Faunce Street, Queanbeyan ACT 2620	Cut off date for delivery to depot: <b>Monday, 27 August 2018</b> Opening Hours: Mon – Friday 9-12 & 1-3pm (local time)	Ingrid Button Ph: 02 6232 9773
Hobart, Tasmania	Please contact the IAS office to arrange collection point	Collection date: <b>Monday, 27 August 2018</b>	Carlos Quintas Ph: 03 9329 6262
Keilor Park, Victoria	25 Logistics Drive, Keilor Park VIC 3042	Cut off date for delivery to depot: <b>Monday, 27 August 2018</b> Opening Hours: Mon – Friday 9-12 & 1-3pm (local time)	Carlos Quintas Ph: 03 9329 6262
Mascot, New South Wales	Unit 1/55 Kent Road, Mascot NSW 2020	Cut off date for delivery to depot: <b>Thursday, 30 August 2018</b> Opening Hours: Mon – Friday 9-12 & 1-3pm (local time)	Paul Cartwright Ph: 02 9667 1077

The following information must be provided with the Eligible Artwork at the time of its delivery to the Regional Depot:

- Artist/s name
- Artwork name

