



From Scotland to the World

Donor Restrictions on Galleries and Museums

18th April, 5.30-6.30pm, The Hunterian Art Gallery, Glasgow

Repatriation and Museums

19th April, 9am to 5pm, Kelvin Hall, Glasgow



Institute of Art and Law

We are very pleased to present the programme for two events taking place in Glasgow in April 2024, each exploring a different area of gallery and museum practice: donor restrictions (18th April 2024) and repatriation (19th April 2024). While these events concern distinct issues, both start with gallery and museum practice in Scotland before looking outwards to the world. Hence our overarching theme: *From Scotland to the World*. Both events are brought to you through the close collaboration of three institutions: **CREATE**, the Centre for the Regulation of the Creative Economy, part of the University of Glasgow's leading School of Law; **The Hunterian**, also part of the University of Glasgow and the largest university museum in Scotland; and the **Institute of Art and Law**, a UK-based independent organisation, well-known to all in the museum and gallery sector for its teaching, research and publishing on all matters concerning the art world with a legal element. On behalf of all three institutions, we warmly welcome you to Glasgow!

Elena Cooper and Andreas Giorgallis (CREATE), Steph Scholten (The Hunterian) and Alexander Herman (Institute of Art and Law).

Donor Restrictions on Galleries and Museums

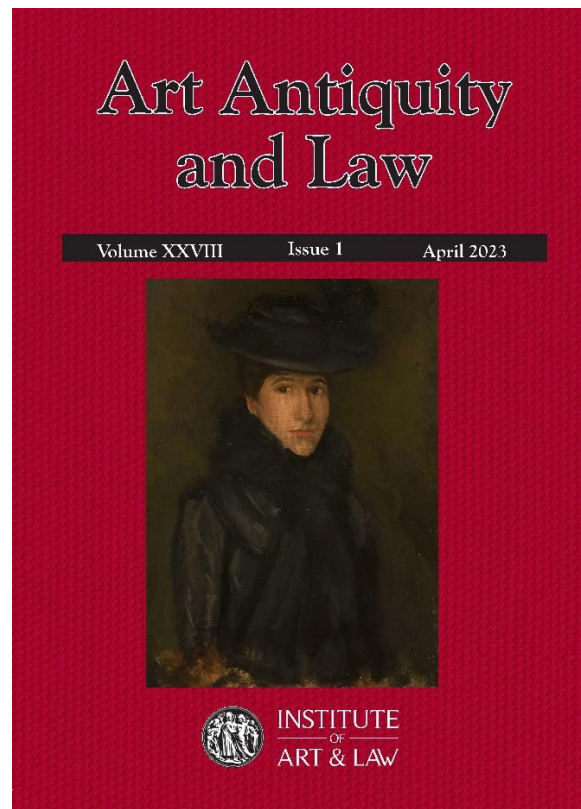
Thursday 18th April, 5.30-6.30pm

The Hunterian Art Gallery, Glasgow

Over drinks in The Hunterian Art Gallery, Glasgow we will celebrate the collaboration of CREATE, The Hunterian and the Institute of Art and Law on a Special Issue of the journal *Art Antiquity and Law*, which was first published in April 2023, but has recently been made available for free on the CREATE website (www.create.ac.uk): '*Donor Restrictions on Galleries and Museums*'. *Art Antiquity and Law* is the academic journal of the Institute of Art and Law, edited by Ruth Redmond-Cooper, the Institute's co-founder. The Special Issue was guest edited by Elena Cooper (Senior Research Fellow, CREATE) and Steph Scholten (Director, The Hunterian), and includes full-length articles by Duncan Dornan (Head of Museums and Collections, Glasgow Life), Alicia Hughes (British Museum, formerly The Hunterian), Grischka Petri (Leibniz Institute for Information Infrastructure, Karlsruhe, formerly The Hunterian) and Elena Cooper.

The event on 18th April, is made possible by funding from the University of Glasgow's Knowledge Exchange Fund (GKE) for the project: *Interpreting Donor Restrictions: Going Beyond Whistler's 'Portrait of Lady Eden'*. While the formal legal channels for varying donor restrictions are well-known, at this event we explore how scholarly work – particularly legal history – can facilitate the relaxation of donor restrictions in certain circumstances. To illustrate this approach, the painting *Brown and Gold: Portrait of Lady Eden* by James MacNeill Whistler (1834-1903) will be brought out of store and displayed in the main gallery space of The Hunterian, which is made

possible by the legal history scholarship in the *Art Antiquity and Law* Special Issue. Could a similar approach be taken to donor restrictions in relation to other paintings held elsewhere?



Front cover of the Special Issue featuring Whistler's portrait 'The Black Hat: Rosalind Birnie Philip' (1900-1902). As Whistler's executrix, Birnie Philip donated a large collection of Whistler's work to the University of Glasgow in the 1930s and 1950s.

In furtherance of the objectives of this funding, we would be grateful for your feedback, using the following QR code or link:



https://uofg.qualtrics.com/jfe/form/SV_3fTOR4sqy9l2sqa

Repatriation and Museums

Friday 19th April, 9am-5pm

Kelvin Hall, Glasgow

In recent years a number of UK museums have repatriated artefacts and ancestral remains to a range of countries and communities. Returns to India, Nigeria, Australia, Taiwan and Native American communities, raise the question of current best practice on museum repatriation, a hotly debated and current issue globally. Drawing on diverse international case studies – including presentations from those directly involved in returns of Aboriginal material to Australia, the Ní'isjooht Totem Pole to Canada and a natural history specimen to Jamaica – this full-day conference will involve leading professionals, scholars and practitioners in the fields of museums, heritage and repatriation, addressing diverse questions around legal and ethical frameworks, community engagement, intellectual property, museum practice and more. This event is funded by an Arts and Humanities Research Council grant awarded to CREATE (GBP 1 million, 2024-2028) as UK research infrastructure.

PROGRAMME

Master of Ceremonies: Elena Cooper (Senior Research Fellow, CREATE)

8.45am - 9.10am: Coffee/registration

9.10am - 9.20am: Welcome

Martin Kretschmer (Professor of Intellectual Property Law and Director of CREATE); Rachel Sandison (Deputy Vice Chancellor, External Engagement and Vice Principal, University of Glasgow).

9.20am - 10.10am: Panel 1 - The Scottish practice of engagement and repatriation

Moderator: Emiline Smith (Lecturer in Criminology, University of Glasgow)

Speakers: Neil Curtis (Head of Museums and Special Collections, University of Aberdeen), Duncan Dornan (Head of Museums and Collections, Glasgow Life) and Steph Scholten (Director, The Hunterian)

10.10am - 11.00am: Panel 2 - Returns to country: the work of the Australian Institute of Aboriginal and Torres Islander Studies ('AIATSIS') in securing overseas returns to Aboriginal groups

Moderator: Steph Scholten (Director, The Hunterian)

Speakers: Iain Johnston (Senior Researcher, AIATSIS), Jason Lyons (Director, Return of Cultural Heritage, AIATSIS) and Georgina Young (Head of Exhibitions and Collections, Manchester Museum)

11.00am - 11.20am: Coffee break

11.20am - 12.10pm: Panel 3 - The legal framework for repatriation: In the UK and beyond

Moderator: Emily Gould (Assistant Director, Institute of Art and Law)

Speakers: Andreas Giorgallis (PhD student, CREATE), Alexander Herman (Director, Institute of Art and Law) and Christa Roodt (Senior Lecturer, History of Art, University of Glasgow)

12.10pm - 1.10pm: Lunch

1.10pm - 2.00pm: Panel 4 - Transcending material return: considerations from intellectual property and beyond

Moderator: Elena Cooper (Senior Research Fellow, CREATE)

Speakers: Kristin Hausler (Dorset Senior Research Fellow in Public International Law and Director, Centre for International Law, British Institute of International and Comparative Law), Pinar Oruç (CREATE Fellow and Lecturer in Commercial law, University of Manchester) and Andrea Wallace (CREATE Fellow and Associate Professor, University of Exeter)

2pm - 2.50pm: Panel 5 - Returning of the Galliwasp from The Hunterian

Moderator: Giovanna Vitelli (Head of Collections & Curatorial, The Hunterian)

Speakers: Churnjeet Mahn (Deputy Associate Principal, Professor of English, University of Strathclyde), Elizabeth Morrison (Zoologist, Natural History Museum of Jamaica, Institute Of Jamaica), Shani Roper (Museum Curator, Museum of the University of the West Indies) and Mike Rutherford (Curator of Zoology and Anatomy, The Hunterian)

2.50pm – 3.10pm: Coffee break

3.10pm – 4pm Panel 6: A ‘rematriation’: returning the Ni’isjoohl Totem Pole from National Museums of Scotland

Moderator: Geoffrey Bennett (Senior Fellow, Institute of Art and Law).

Speakers: John Giblin (Keeper, Department of Global Arts, Culture and Design, National Museums of Scotland), Amy Parent (Associate Professor, Faculty of Education, Simon Fraser University, online speaker) and Chanté St Clair Inglis (Director of Heritage, Royal College of Surgeons of Edinburgh; formerly Head of Collections Services, National Museums of Scotland)

4pm – 4.40pm: Panel 7 – Final reflections on ethics and policy

Moderator: Emiline Smith (Lecturer in Criminology, University of Glasgow)

Speakers: Neil Curtis (Head of Museums and Special Collections, University of Aberdeen), Duncan Dornan (Head of Museums and Collections, Glasgow Life) and Steph Scholten (Director, The Hunterian)

5pm – Close

We would like to thank Diane McGrattan (CREATe) as administration lead, and the following CREATe Ambassadors: Lucy Cunningham, Anand Krishna, Sonny Joe McPherson, Colm O’Sullivan and Kavya Ramapuram Balaji.



