

MODEL C

AL DIRETTORE GENERALE
MUSEO E REAL BOSCO DI CAPODIMONTE VIA MIANO 2
– 80131 NAPOLI

PROT. N. _____ delivered on the _____

OBJECT: **REQUEST CONCERNING THE RIGHT TO TAKE PICTURES**

OPERATOR

The undersigned _____

Born in _____ Domiciled at (full address) _____

Tel _____ Email address _____

Profession _____

Customer _____

REQUESTS

The permission to take pictures, of the following cultural holdings:

N° PHOTO: _____

With the following means: _____

For the following reasons _____

In the following day(s) and agreed hours _____

DECLARES

to be fully acknowledged:

- that the reproduction of a cultural good is subject to the payment of charges and fees fixed by the Tariffs policy regarding Cultural Goods (Beni Culturali)

- that the pictures realised for a strictly private reason (for instances reasons of study) is exempted of charges if the demand is accepted by the Administration.

- That whatever other type of use is subject to the payment of a charge as explained by the law of January the 14th 1993, n. 4, and the D.M. of April 8th of 1994, and must be previously authorized by the administration;

- that no unauthorized use, made out of the initial request, can possibly be legitimate without a written authorization of the Administration.

IS WILLINGLY COMMITTED

- to renounce, together with the customer/client if present, the copyright on the image at the time of the execution of the shoot, assigning to the Administration all the inherent rights of use, by delivery to Administration of the original or negative, underpenalty of revocation of said authorization;

- to not divulge, communicate, publicize and sell to the public the reproductions which received an authorization. The violation of such a commitment will lead to the refusal of any other kind of request made by the claimant and the exclusion from the State's cultural institutes (soprintendenza, museums, archives, libraries). The violation of this commitment will also lead to the application of the sanctions specified by the law according to the degree of the violation;

- To include on the picture(s), the references of the reproductions, the authorized subjects and the following mention: "su concessione del Ministero per i Beni e le Attività Culturali e del Turismo - Museo e Real Bosco di Capodimonte" and the warning concerning the prohibition for ulterior unauthorized uses of the reproductions;

The Ministero per i Beni e le Attività Culturali e del Turismo - Museo e Real Bosco di Capodimonte stays exempted from every

responsibility concerning the possible damages that could be caused by the people and the things, during the realisation of the reproductions of the State Institutes' cultural goods.

Information pursuant to art. 13 of EU Regulation 2016/697 (also known as "GDPR")

According to the provisions of art. 13 of EU Regulation 2016/679, we specifically inform you that:

1. Pursuant to art. 13, co.1, lett. c) the data provided will be processed for the following purposes: consent to the filming and / or television coverage referred to in this Request and collection of fees for the reproduction of images of artistic works owned by the Ministry of Cultural Heritage and Activities and Tourism, as required by the Law on copyright (Law 633/1941 and s.m.i) and Decree of the Museum of Capodimonte n. 17 of 21.3.2016;

2. The processing will be carried out in paper and electronic format and the data provided will be kept by the Museum and Royal Park of Capodimonte for five years;

3. Pursuant to art. 13, co. 2, lett. b) and d) of the EU Reg. 2016/679 at any time the person concerned may exercise his rights towards the data holder (as identified below), eventually requesting access, rectification, deletion of the processed data, or the limitation of processing in addition to the right to the transference of the data to another holder, furthermore, he may at any time propose a complaint to a competent Supervisory Authority;

4. For the purposes of presenting the Request, the conferment is mandatory, as required by art 13. co.2, lett. e) of the EU Reg. 2016/679;

5. The data may be communicated to the Ministry of Economy and Finance or otherwise to other control bodies of the requesting structure, based on the legitimate requests received;

6. As per the Decree of 26.05.2018 n. 255 (Prot. MIBACT-UDCM Rep. Decrees) The Data Holder is the Ministry of Heritage, Cultural Activities and Tourism – MIBACT;

7. As per the Decree of 24.5.2018 n. 252 (Prot. MIBACT-UDCM Rep. Decrees) the Data Holder is the Museum and Royal Park of Capodimonte who has appointed the Next-Era Prime S.p.a, and as Data Processor in charge of internal data processing Dr. Vincenzo Avolio (mail: mu-cap.privacy@beniculturali.it).

DATE

THE CLAIMANT

TAKING NOTICE

of all the duties linked to the requests

of the requested amount of the charge, as defined by the Law of January 14th 1993, n. 4 of the D.M. of April 8th 1994, fixing the tariffs

- For colour photos:
- For black and white photos:

IT MUST BE PRECISED THAT

The tariffs are effective for every picture taken of each subject, for a maximum of ten shots. For a bigger series or special demands, the permissions for specific prices will be discussed with the administration. The charge includes the rights of reproduction for one photo published in one edition of one language.

For publications in further languages, the **international rights** are applied, up to 3X the tariffs for the reproduction rights operative at the moment of the publication.

For Black and white pictures, the author must send a printed copy of all the pictures realized as well as, if needed, a selection of original negatives and the correspondent positives.

concerning colour photos, a duplicate of each shot must be sent.

For other diverse uses of the pictures or the transfer to a third person, even in a renting perspective, it will be necessary to received a special permission from the administration

For ulterior and diverse uses of the pictures and videos for cinema or television (derivatives), will be added to the charges for property rights seen above, **ROYALTIES** up to 10% of the incomes generated by any ulterior or diverse use of the production – photo, film or video.

WE AUTHORIZE

The cinematographic/TV reproductions made during the previously scheduled days, places and with the previously scheduled means. The payments are made to the order of the **Museo e Real Bosco di Capodimonte** through the **Banca Popolare di Bari IBAN – IT 58**

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DATE

IL DIRETTORE GENERALE

For acceptance
