



DACS DIGITAL ACCESSIBILITY LICENCE
MUSEUMS / GALLERIES
TERM SHEET

BETWEEN

- (A) **Design and Artists Copyright Society** (a company limited by guarantee, registered under company number 1780482) of 33 Old Bethnal Green Road, London E2 6AA, England ("DACS"); and
- (B) **Fleming-Wyfold Art Foundation** of 15 Suffolk Street, London, SW1Y 4HG ("Licensee").

DATED

06-August-2019

DACS REFERENCE NUMBER: LR19-131233-1

DACS grants to the Licensee a non-exclusive licence to include reproductions of the Works on the Permitted Media upon the terms below and in the DACS Digital Accessibility Licence Terms and Conditions found at www.dacs.org.uk ("**Terms and Conditions**").

Organisation: Fleming-Wyfold Art Foundation

Work: Those works that:

- (a) are created by artists who are members of DACS, a list of whom is contained at www.dacs.co.uk; and
- (b) form part of the Organisation's permanent collection, or a touring collection featured at the Organisation.

Organisation's Website: <http://www.flemingcollection.com>

Permitted Media: shall mean:

- (a) Organisation's Website, including the landing page, and in flash galleries within the Website;
- (b) Video on Demand on the Organisation's Website;
- (c) Non-downloadable free smartphone visitor guides to the Organisation;
- (d) Touch screen interactive displays at the Organisation;
- (e) Free Handheld multimedia tours of the Organisation; and
- (f) Museum display screen at the Organisation.

Set Up Fee: £270.00 (£324.00 including VAT), which is non-returnable but recoupable against Royalties.

Royalties: shall mean:



the annual fee, which shall be payable in respect of each Work reproduced in any Permitted Media during the Royalty Period. Please refer to the DACS website:

<http://www.dacs.org.uk/licensing-works/price-lists/public-galleries-museums-cultural-organisations/digital-engagement>

Royalty Period: 06 August to 05 August each year.

Payment Terms: The Set Up Fee shall be payable in full on execution of this Term Sheet.

The Royalties shall be payable annually in arrears.

Credit:

Artist	Title	Credit
Bone Muirhead	Standing Stones at Stennis Orkney, Grey Weather	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Bone Muirhead	The Fair, Ayr Race Course, c.1901	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Cursiter Stanley	Reclining Lady in White	© Estate of Stanley Cursiter. All Rights Reserved, DACS 2019.
Cursiter Stanley	Lessing Geo, Fair Isle.	© Estate of Stanley Cursiter. All Rights Reserved, DACS 2019.
Avery Charles	Gallery, 2002.	© Charles Avery. All Rights Reserved, DACS 2019.
Eardley Joan	Summer Storm	© Estate of Joan Eardley. All Rights Reserved, DACS 2019.
MacBryde Robert	Black and Blue Still Life	© The Estate of Robert MacBryde. All rights reserved. DACS. 2019.
Fagen Graham	Bell, 2006.	© Graham Fagen. All Rights Reserved, DACS 2019.
Eardley Joan	Wild Sea.	© Estate of Joan Eardley. All Rights Reserved, DACS 2019.
Eardley Joan	Field of Barley by the Sea.	© Estate of Joan Eardley. All Rights Reserved, DACS 2019.
Paolozzi Eduardo	Newton Measuring the World	© Trustees of the Paolozzi Foundation, Licensed by DACS 2019.

Eardley Joan	Rag and Bone Shop, Glasgow.	© Estate of Joan Eardley. All Rights Reserved, DACS 2019.
Douthwaite Pat	The Red Cat.	© The Estate of Pat Douthwaite. All rights reserved. DACS. 2019.
Bone Muirhead	Piccadilly Circus	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Eardley Joan	Winter Sea III	© Estate of Joan Eardley. All Rights Reserved, DACS 2019.
Bone Muirhead	Dogana, Venice.	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Davie Alan	Still Life - Flowers on a Table, 1946.	© The Estate of Alan Davie. All rights reserved. DACS 2019.
Bone Muirhead	The Front at Hastings, Spring, 1934.	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Bone Muirhead	View from Toledo, 1924.	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Avery Charles	Bouncers, 2000.	© Charles Avery. All Rights Reserved, DACS 2019.
Bone Muirhead	The Kirk, Isle of Harris.	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Bone Muirhead	Piccadilly Circus	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
Fagen Graham	Roselle, 2006.	© Graham Fagen. All Rights Reserved, DACS 2019.
Bone Muirhead	Bloomsbury, c.1980.	© Estate of Sir Muirhead Bone. All Rights Reserved, DACS 2019.
MacBryde Robert	Still Life with Avocado	© The Estate of Robert MacBryde. All rights reserved. DACS. 2019.
Byrne John	Scottish Boy on the Beach with Japanese Wonder Shell, 1995.	© John Byrne. All Rights Reserved, DACS 2019.
Fagen Graham	Nancy, 2006.	© Graham Fagen. All Rights Reserved, DACS 2019.

Special Stipulations:



The Licence relates only to the rights in the Works themselves. It does not include a grant of rights in any reproduction of the Works for which a separate licence may be required.

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Please see clause 4 of the Terms and Conditions for a list of restrictions and/or acts that are excluded from this Licence.

This Agreement is comprised of this Term Sheet and the Terms and Conditions. For the avoidance of doubt, no amendment to the Terms and Conditions following execution of this Term Sheet by the parties shall apply to this Agreement unless expressly agreed by the parties in writing. In the event of any conflict between the terms of this Term Sheet and the Terms and Conditions, the Term Sheet shall prevail. Capitalised terms are either defined above or in the Terms and Conditions.

Please sign and date below to indicate acceptance of the terms set out above.

SIGNED FOR AND ON BEHALF OF DACS

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Name:

Date:

Title:

Licence Reference: LR19-131233-1

SIGNED FOR AND ON BEHALF OF LICENSEE



Date: 06/08/2019

Name:

Title:

Brittany Harbidge
Collections + Website
Manager