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USER GUIDE

for the 2022 Global Consultation
on the Implementation of the
1980 Recommendation
concerning the
STATUS OF THE ARTIST



WHAT ARE THE AIMS OF THIS CONSULTATION?

The 1980 Recommendation concerning the Status of the Artist calls upon all UNESCO Member States to improve the professional, social, and economic status of artists through the implementation of policies and measures related to fair remuneration, social security, employment, income and tax conditions, mobility, and freedom of expression.

The 1980 Recommendation remains as relevant today as when it was first adopted four decades ago. Amidst the unprecedented disruption caused by the COVID-19 pandemic and its devastating impact on the culture sector, it is essential to monitor global policy developments and identify the challenges faced by Member States, non-governmental organisations (NGOs), and international non-governmental organisations (INGOs) in their efforts to improve the professional, social, and economic status of artists.

This global consultation will therefore serve as an important **diagnostic exercise** to monitor the current state of implementation of the 1980 Recommendation and assess the progress that has been made in translating its principles into concrete measures.

The main aims of this consultation are to:

- **Map and monitor** the policies and measures developed by Member States, NGOs and INGOs to support the implementation of the 1980 Recommendation concerning the Status of the Artist,
- **Identify challenges and opportunities** faced by Member States, NGOs and INGOs in the implementation of the 1980 Recommendation, and their specific capacity-building needs to revise existing laws and policies,
- **Collect and share best practices** that illustrate how the provisions of 1980 Recommendation can be translated into effective policies, measures, and initiatives to support artists and the emergence of sustainable cultural ecosystems.

WHAT ARE THE THEMES ADDRESSED BY THIS CONSULTATION?

This consultation, which takes the form of an online survey, tackles **eight thematic areas**:

- | | |
|--|---|
| 1 Legal and regulatory frameworks | 5 Preferential treatment |
| 2 Fair remuneration and access to financing | 6 Artistic freedom |
| 3 Social and economic rights | 7 Equality, inclusion, and diversity |
| 4 The digital environment | 8 Responses to COVID-19 |

The online survey also offers a space to address other themes that may be deemed relevant in relation to the 1980 Recommendation.



HOW WILL THE RESULTS BE USED?

The contributions submitted by Member States, NGOs, and INGOs will help UNESCO **identify the challenges faced by artists worldwide and analyse policy-making trends and developments** related to the status of the artist. The information gathered through the consultation will be presented in a consolidated report that will be examined by the Executive Board at its 217th session and transmitted by the UNESCO Director-General to the 42nd session of the General Conference. The results will guide UNESCO's future interventions in this area, enabling it to develop **tailored tools and programmes to safeguard and promote the status of the artist around the world.**

WHEN IS THE DEADLINE?

We kindly request that the survey be completed by **15 November 2022** at the latest.

TECHNICAL INSTRUCTIONS

The consultation takes the form of an online survey. Please note that there are 3 different versions of the survey for each of the three categories of stakeholders consulted: UNESCO Member States, NGOs and INGOS. They which can be accessed at the following address:

- [UNESCO Member States](#)
- [Non-Governmental Organizations \(NGOs\)](#)
- [International Non-Governmental Organizations \(INGOs\)](#)

Upon clicking on the link, you will be invited to create a password-protected account that will grant you access to the online survey. Only **one survey** should be filled per Member State or organisation. We therefore recommend that the account holder be the person responsible for filling the survey. The survey may be completed either in English or French.

The survey is divided into **8 thematic sections** that may be filled out in any order of preference. Each section will guide your response to the survey through a series of straightforward questions with a simple yes/no answer. If the answer is 'yes', please follow the question prompts to provide any further information requested.

You may choose to exit the survey and resume your progress at any time. Drafts can be saved by clicking on the **'Resume later'** button in the top right corner of your screen. You can navigate between the different sections of the questionnaire by using the **'Question Index'** function in the top right corner of your screen.

In the event of any technical issues or if you require further assistance or an offline version of the survey, please send an email to: status.artist@unesco.org



GUIDELINES FOR FILLING OUT THE SURVEY

The following guidelines shall be taken into consideration when collecting information and data, and filling out the survey:

- ▶ **Descriptions** of policies, measures, or initiatives should be clear and succinct, focusing on priority lines of action and achieved impact, especially in the last four years.
- ▶ **The main features** of the policies, measures or initiatives must be included, i.e., name, year of adoption, year(s) of revision (if applicable), entity responsible for the implementation.
- ▶ **Key questions** relating to the 8 areas of implementation of the 1980 Recommendation shall, as far as possible, receive answers and be illustrated with concrete examples.
- ▶ **Answers** should be limited to 400 words and long historical accounts should be avoided.
- ▶ **Data** provided in the survey should be, as far as possible, up-to-date and gender disaggregated, expressed in numbers and with references, and aligned with the 2009 UNESCO Framework for Cultural Statistics (FCS).
- ▶ **A participatory approach** to the elaboration of the report is highly encouraged, as the survey addresses a number of transversal themes that touch on policy areas beyond the culture sector, such as labor, gender and foreign affairs. Member States may consider setting up an inter-ministerial drafting group; NGOs should consult relevant stakeholders within their networks; and INGOs should consult their member organisations when necessary.

GLOSSARY OF TERMS

- **Artistic freedom** is defined as the freedom to imagine, create and distribute diverse cultural expressions free of government expressions free of government censorship, political interference or the pressures of non-state actors. It includes the right of all citizens to have access to these works and is essential for the wellbeing of societies.
- **Capacity-building** describes the process of developing and strengthening the knowledge systems, skills, and resources of stakeholders (government entities, individual artists, cultural organisations, etc) that equip them with the autonomy and ability to fulfil their various missions.
- **Collective bargaining** refers to the right of artists to organise in trade unions or professional associations that negotiate on their behalf with employers to establish the conditions of employment and remuneration and defend good work practices. Many professional sectors rely on collective bargaining to defend workers' rights, ensure better pay, benefits, and decent working conditions.
- **The digital environment** encompasses the entire landscape of digital technologies, infrastructures, and platforms that support models of creation, production, distribution of cultural content as well as means of access and participation in cultural life online.
- **Disaggregated data** refers to data that has been broken down and separated into detailed sub-categories, for example: gender, cultural sub-sector or geographical region. It can reveal trends and challenges that affect specific groups that may not be fully reflected in the overall data collected.
- **Fair remuneration** refers to the principle that artists and cultural professionals should be adequately and fairly compensated for their work to ensure the independence and sustainability of creative work. Some of the main challenges to fair remuneration include inadequate copyright protection, piracy, and illegal streaming.



- **Gender equality** is the principle that men and women should have equal access to training, financing, and employment opportunities free from gender-based discrimination, be equally represented across all fields in the creative and cultural sector, especially in positions of leadership, as well as receiving equal recognition and pay for their work.
- **Grants and subsidies** are sums of money granted by governments or public bodies as a form of financial assistance to stimulate growth or attract investment in a particular area of artistic activity.
- **Incubators** are creative hubs which usually provide spaces or infrastructure to bring together artists, researchers, and creators, enabling them to network, exchange ideas, and develop innovative projects and business models within the cultural and creative industries sector.
- **Intellectual property (IP)** refers to the protection of creations of the mind, such as inventions, literary and artistic works, and designs. IP is protected in law by patents, copyright, and trademarks, which grant owners the exclusive right to control how their creations are used and to financially benefit from them.
- **Mobility** refers to the ability of artists and cultural professionals to travel regionally or internationally to access new career opportunities, markets and audiences, to participate in events, to develop collaborations, and to benefit from cultural exchanges that can inspire their creative processes. Measures and policies may support the **inward mobility of artists** (inviting or enabling foreign artists to visit a host country) and the **outward mobility of artists** (supporting national artists to travel abroad).
- **Participatory policy-making** is an approach to cultural policy-making that facilitates the inclusion of relevant stakeholders across the entire creative value chain (public authorities and institutions, arts and cultural organisations, civil society, local communities, individual artists etc.) to ensure that a diverse range of views and voices are taken into account and reflected in key policy-making processes.
- **Preferential treatment** refers to measures that are put in place (usually by developed countries) to facilitate the access of cultural goods, services and artists from developing countries to foreign markets and to mobility opportunities.
- **Policies, initiatives and measures** refer to the bundle of strategies and concrete actions that can be developed and implemented by governments or civil society to achieve a particular purpose, improve a situation or address an issue facing the creative and cultural sector.
- **Social and economic rights** include economic safeguards and social protection schemes (fair wages, health insurance, retirement pensions, parental leave, unemployment benefits etc.). The 1980 Recommendation stipulates that artists should enjoy the same rights as are conferred on a comparable group of the active population by national and international legislation in respect of employment and living and working conditions, and see that self-employed artists enjoy, within reasonable limits, protection as regards income and social security.
- **Status of the artist** refers to, on the one hand, the recognition of artists' role in society as important contributors to the development of society through art and culture and, on the other, the recognition of liberties and rights, including moral, economic and social rights, with particular reference to income and social security, which artists should enjoy.
- **Tax incentives** entitle certain individuals, organisations or cultural goods and services to exemptions from paying certain taxes such as income tax and value added tax. They are financial incentives that are designed to create favourable conditions that stimulate the growth of the creative and cultural industries.



USEFUL RESOURCES

- *The 1980 Recommendation concerning the Status of the Artist*
- UNESCO's Global Report, *'Re-shaping Policies for Creativity: addressing culture as a global public good'* (2022)
- UNESCO's report *'Culture and Working Conditions for Artists'* (2019)
- The last global survey on the implementation of the 1980 Recommendation in 2019: consolidated report submitted to the 40th session of the General Conference (**40 C/38**) and **40 C/Resolution 91**
- *World Intellectual Property Organisation (WIPO) Treaties*
- 2022 Report of the Special Rapporteur in the field of cultural rights, *'Cultural rights: an empowering agenda'*
- *2009 UNESCO Framework for Cultural Statistics*

Published in 2022
by the United Nations Educational, Scientific
and Cultural Organization (UNESCO)
7, place de Fontenoy, 75352 Paris 07 SP, France

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Graphic design: Corinne Hayworth

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