



THE AUSTRALIAN CHARITY ART AUCTION

Celebrating and supporting Australian charities in the UK

Patron:

HE The Hon Alexander Downer AC

Vice-Patrons:

Dame Judith Mayhew Jonas DBE

Sir Christopher Benson

Yvonne Kenny AM

Isla Baring OAM

Peter Box

Mark Mills

Advisory Committee:

June Mendoza AO RP

Karen Goldie-Morrison

Nicholas Lambourn

Roger McIlroy

Belinda Syme

Cathi Taylor

Dr Robert Travers

Michael Whalley

Guidance for Donors

The Background

The ACAA is an event which is to raise funds for a number of much loved, and very worthwhile, charities that operate in the UK and which have Australian connections. A number of artworks are to be offered for sale at auction, with the proceeds to be divided among the nominated charities.

The ACAA

The patron of the ACAA is the Australian High Commissioner in the UK, The Hon Alexander Downer, AC. The chairman or chairwoman of each of the nominated charities has also kindly agreed to be a Vice-Patron of the ACAA.

Further details of the ACAA's Advisory Committee, the auctions and the event and the charities concerned, as well as a gallery of the artworks already donated, can be found at www.australiancharityartauktion.co.uk

The Nominate Charities

The nominated charities that are to benefit from the proceeds of the sale of the artworks shall be only those specified by the ACAA and will be as shown on the ACAA website from time to time.

The Auctions

Artworks are to offered either by way of an online silent auction (over a two week period leading up to the event) or by way of a live auction at the event, or both, at the discretion of the Advisory Committee.

The Artworks

Donated artworks are to be:

- original artworks (paintings, drawings, sculpture or mixed media), but could include limited edition prints at the discretion of the Advisory Committee
- by Australian artists (resident in Australia or Australian citizens) or by non-Australian artists but which are of Australian subjects or have a historical or other relevant connection with Australia.

In order to initiate an offer of an artwork for the auctions, donors should complete the 'Donate an artwork' form which can be found on the website, or email similar details of the artwork offered to admin@australiancharityartauction.co.uk.

If you offer an artwork for sale

No artwork will be accepted for the auctions other than at the discretion of the ACAA, whose decision as to whether to accept or reject an offered artwork will be final.

Once accepted, you will be deemed to have agreed to allow the ACAA to offer the artwork for sale on your behalf either by silent auction or live auction, or both, at the discretion of the ACAA.

No artwork, once accepted, may be withdrawn other than with the consent of the ACAA.

You may choose to have your name disclosed against your artwork when offered for sale and illustrated on the website and in any auction publications, or you may request anonymity. Any request for anonymity will be honored by the ACAA.

Artworks may be offered with or without a reserve (the price below which any highest bid will be rejected) and any reserve will be set by the ACAA after reasonable consultation with you.

Once an artwork has been accepted, you must:

- provide the ACAA with any further details of the artwork reasonably requested and which are required to provide information about it for the website and any auction catalogue or label
- provide at least one good quality photograph (in .jpg format) of the artwork
- arrange delivery of the artwork to the Australian High Commission when requested for the viewing days or the event
- arrange collection of any artwork not sold within a reasonable time after the event.

The auctions will be conducted in accordance with the separate auction terms and conditions to be published on the website before the live auction commences. They will include a term that any artwork sold by way of either of the auctions will, if payment has not been received for it within 30 days of the event, be forfeited by the buyer and returned to you.

If an artwork fails to achieve its reserve, the ACAA may, after discussing the matter with you and obtaining your consent, accept any lower bid that has been made for that artwork and sell it at that price.

The auction proceeds of your artwork will, unless you advise the ACAA by email before or within 7 days of the event, be deemed to have been donated by you to each of the nominated charities in equal proportions or, with the agreement of the ACAA, to a single nominated charity, and a receipt will be issued to you for that donation.

If you are a UK taxpayer you must, on request, complete and provide a Gift Aid declaration to enable the nominated charities to claim Gift Aid on the amount donated. If you are a higher rate taxpayer you may be able to claim additional tax relief in respect of your donation, but must take your own independent professional advice in that respect.

The ACAA will receive all proceeds of sale from the auctions (after any credit card or other bank charges) as trustee for the nominated charities, and will have no right or entitlement to retain any part of those proceeds, save for the recovery of any reasonable costs incurred in relation to the establishment of the ACAA, its website,

and the conduct of the auctions, the viewing and the event, such costs not to exceed, in any event, 10% of the overall proceeds of sale. The ACAA has received a guarantee from a donor to cover any of its costs that may be in excess of that percentage. A full accounting by the ACAA of all of its costs and expenses and the payments made to the nominated charities will be made available to you upon a request made within 90 days after the event.

The ACAA will not be liable to you for any loss of or damage to any artwork whether by negligence or any other act or omission and the risk of damage to or loss of any artwork will remain with you. You should ensure appropriate insurance cover if required. You will retain title to any artwork until title passes to the buyer in accordance with the auction terms and conditions. Neither the ACAA nor the Australian High Commission will be a bailee of any artwork delivered to or held by it.

Data Protection

The ACAA will not retain any records of donors after the event and will not seek or retain any personal or sensitive information about donors. The ACAA will, however, be permitted to disclose your name and address (if and for the purposes only of claiming Gift Aid and issuing any necessary receipts) to each of the nominated charities and to provide copies of any Gift Aid declaration made by you, unless you specifically request anonymity in writing.