

## Regulations on donations of works of art

### Article 1

The Regulations govern the acceptance by the Veneranda Fabbrica del Duomo di Milano of donations of works of art of paintings, sculptures or items of artistic, historical and/or ethno-anthropological interest (hereinafter the "Work").

### Article 2

The Veneranda Fabbrica del Duomo di Milano can obtain the Work which becomes its property by means of donation directly from living artists and/or from third-parties who own it.

For this purpose, the subject who intends to donate the Work (hereinafter the "Donor") should notify the Veneranda Fabbrica del Duomo di Milano by completing Form A attached to these Regulations, in which they should give:

- a) details of the Donor and the previous owner of the Work;
- b) a detailed description of the Work, measurements, technique, title and photograph of same;
- c) expertise of the Work (if in possession of the Donor);
- d) a declaration stating that the Work is the lawful property of the Donor or another expressly identified subject (who should therefore sign the Form);
- e) guarantee against third-party rights pursuant to Article 1490 of the Italian Civil Code, declaring that he/she has all the rights necessary for the transfer and donation of the Work and to guarantee to the Veneranda Fabbrica del Duomo di Milano the quiet enjoyment of the rights to the Work, declaring that he/she holds it harmless of any adverse consequences with regard to the donation of the Work;
- f) the willingness to hand over all rights associated with the economic utilisation, and specifically:
  - I. exhibition rights;
  - II. loan and hire rights (for exhibition purposes as well);
  - III. reproduction rights (in any format, including digital);
  - IV. publication rights (on any type of support), including non-exclusively;
  - V. transfer and/or alienation rights.

### Article 3

Form A, duly completed and signed by the Donor, should be sent, in duplicate (one copy to be returned to the Donor as received, one copy for the practice of open donation) to the Donations Office of the Veneranda Fabbrica del Duomo di Milano in Carlo Maria Martini, 1 Milan.

Form A should include, *inter alia*, notification of the Donor that before any acceptance of the donation of the Work, the Veneranda Fabbrica del Duomo di Milano reserves the right (i) to request on their own responsibility and at their own expense, a professional consultation with a third-party deemed suitable for the artistic and economic valuation of the Work, unless it is has already been included by the Donor and (ii) proceed with verification of the lawfulness of the provenance of the Work at the competent institutions.

### Article 4

Once the operations in Article 3 have reached a positive conclusion, the Board of Trustees of the Veneranda Fabbrica del Duomo di Milano will proceed to evaluate whether or not to accept the donation of the Work and make a decision, notifying the Donor, at the address given in Form A, of their decision by

sending a copy of Form B (attached to these Regulations) to the Donor. A second copy of the Form should be attached to the donation practice with the relevant reference.

#### Article 5

Each Work should be transferred through donation, in accordance with the formats established by Article 782 of the Italian Civil Code and the applicable Law on Notaries under penalty of nullity.

In partial derogation, the donation of a Work of so-called moderate value, pursuant to Article 783 of the Italian Civil Code: – such as considered only in cases where the object is a Work whose estimated value is less than or equal to €500 can be completed through the physical handing over of the item together with a declaration confirming the donation has taken place signed by both parties involved, in accordance with the formula in Form C attached to these Regulations.

The work will be acquired by the Veneranda Fabbrica del Duomo di Milano at the value indicated in the public deed of donation or, in the case of a donation of a moderate value, in Form C.

#### Article 6

The Veneranda Fabbrica del Duomo di Milano takes on the responsibility of the conservation and protection of the Work donated in suitable structures.

#### Article 7

The Veneranda Fabbrica del Duomo di Milano reserves the right to use the Work in accordance with the rights acquired at the time of the donation, as set out in Article 2 of these Regulations.

Therefore, the Veneranda Fabbrica del Duomo di Milano can, at any time, decide to sell the Work in order to allocate the sum obtained to restoration and maintenance activities involving the Duomo di Milano (Milan Cathedral), as well as the activities of protecting, developing and promoting it as well as any other type of cultural activity carried out within the Historic Complex of the Duomo di Milano with the artists' resale right pursuant to Article 144, Law 633/1941 on copyright not applicable in this case.

#### Article 8

These Regulations come into force the day after the approval date through the resolution of the Board of Trustees of the Veneranda Fabbrica del Duomo.