

**LEGAL RULES OF THE COMPETITION #VERSIONATHYSSEN (21<sup>th</sup> EDITION)  
ORGANIZED BY FUNDACIÓN COLECCIÓN THYSSEN-BORNEMISZA WITH THE  
COLLABORATION OF THE AREA OF CULTURE, TOURISM AND SPORTS OF THE  
REGION OF MADRID AND OF THE PRIOR ART SPACE SPECIAL PRIZE**

**1. INTRODUCTION**

The Thyssen-Bornemisza Collection Foundation, F.S.P. (hereinafter, the "Foundation"), in collaboration with the Ministry of Culture, Tourism and Sports of the Community of Madrid, announces a competition aimed at creators to freely reinterpret works belonging to the Permanent Collection of the Thyssen-Bornemisza National Museum (hereinafter, the "Museum") and to obtain the necessary rights over the six works that, in the opinion of the Selection Committee, are the best reinterpretations for their originality and artistic quality (hereinafter, the "Competition").

The six works of the Permanent Collection of the Museum that participants must choose to reinterpret are included as an Annex to these rules.

In addition, these rules regulate the special "PRIOR ART SPACE" prize, which the Foundation will organize in collaboration with PRIOR ART SPACE, who will award, under the conditions established in these rules, the work chosen as the best of all those submitted to the three editions of the Competition planned for 2024 (the "Special Competition").

The UNIQLO prizes for young artists and the special prizes of the Young Friends of the Museum are also detailed in these rules.

**2. TIMETABLE**

This edition of the Competition will be open from September 9<sup>th</sup> until October 13<sup>th</sup>, 2024.

It is expected that the winning works of this edition will be announced and exhibited to visitors during the Museum's free night opening on Friday, October 25<sup>th</sup>, 2024. In addition to the award-winning works, a selection of works that reflect the plurality and quantity of the submitted works may be projected in the Museum.

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The winning works will be announced on the Museum's Instagram profile (@museothyssen) and on its website (museothyssen.org).

The Museum will announce on its website and social media the details of this award ceremony event, as well as any possible changes to the date.

The winning works of the "PRIOR ART SPACE" prize will be announced at the Museum on the same day as it corresponds to the closing of the three editions of the Competition in 2024. The winning works of the special prize may be exhibited in the Museum's physical space, as well as on social media and in the broadcast of the Foundation.

### **3. PARTICIPANTS' REQUIREMENTS**

1. Persons aged 16 to 35, of any nationality and from any country, may participate in the competition with their works, with no further requirement than the contribution of their own work, guaranteeing that it does not violate the rights of third parties and that they have all the rights to transfer it to the Foundation in case of being awarded. Works made by more than one person (artistic ensembles or collectives) will be accepted for the competition, in which case the prize indicated in section 8 and, where applicable, the special PRIOR ART SPACE prize will be shared among the members of that group. If the work submitted to the Contest is made by more than one person, this circumstance must be indicated in the Instagram post, in accordance with the provisions of section 5 of these rules.
2. The submission of a work that reinterprets several works from Annex I at the same time is allowed, as well as the submission of more than one work per artist. In the latter case, each work will be scored independently.
3. In the event that the participants were legal persons who presented themselves as holders of intellectual property rights without being the material authors of the works presented, they must provide documentary evidence of both the authorizations and the necessary transfers of rights made in their favor by said material author.
4. In the case of people under 18 years of age, only those who submit to the Foundation **a signed authorization from their parents or legal guardian to that effect**, duly completed, will be able to participate.

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5. The authorization model can be downloaded at the following link:  
<https://www.museothyssen.org/en/competition-versionathyssen/>
6. The work presented must be carried out using one of the following techniques:
  - Illustration
  - Painting
  - Photography
  - Graphic design
  - Street art
  - 3D
  - Animation
  - Collage
  - Artificial Intelligence (AI). The use of AI is permitted as long as the works are not created entirely and exclusively by generative AI. In addition, the percentage contribution made by the AI in the work must be made explicit.
  - Other artistic disciplines (performance, dance, etc.) that can be captured in digital format.
7. Participation in the Contest entails participation in the Special Competition, unless participants express their wish against it, as established in point 7 of these rules.

#### **4. OBJECT**

This program aims to (1) provide a space for young artists to create and contribute to the dissemination and support of their work; (2) create links between current creative trends and the heritage collected in the Museum; (3) provide artistic content to the #VersionaThyssen program, which, in addition to this contest, includes a series of events, streaming and/or in-person at the Museum, focused on opening the Museum to new audiences.

#### **5. PARTICIPATION METHOD**

1. Those interested in participating in the Contest must do so by publishing their work through a public Instagram profile (not set as private), including at least in the description of the image:

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- The hashtags #VersionaThyssen and #VersionaThyssen21
- A mention of the Museum's profile: @museothyssen
- The title of the work
- The title of the work from Annex I on which it is based.
- In the case of a work presented by more than one person (artistic groups or collectives), this circumstance must be expressly mentioned.

It is recommended (optionally) to also upload the original painting versioned along with the created work in the same post.

2. In addition to the above, those between 16 and 18 years of age must send the downloadable authorization from <https://www.museothyssen.org/en/competition-versionathyssen/> signed by their parents or legal guardian to the email address [versiona@museothyssen.org](mailto:versiona@museothyssen.org), with the subject "Authorization #VersionaThyssen 21."
3. Submitting the work to the Contest automatically implies the artist's willingness to participate in it and the Special Competition, and acceptance of these rules, as well as authorization to the Foundation, solely for the purpose of mentioning and disseminating the existence and results of this Contest and the Special Competition to reproduce, distribute, and publicly communicate the submitted works, with the indication of the author, through any means, worldwide, with the ability to assign to third parties and for the entire period of protection of the rights in accordance with Royal Legislative Decree 1/1996, of April 12, which approves the revised text of the Intellectual Property Law.

In addition, the participant authorizes the Foundation to exhibit the work they create at the presential event at the Museum on October 25<sup>th</sup>, 2024.

4. To be able to have the work exhibited (projected) during the Museum's nocturnal opening and its corresponding broadcast, participants must send their work through the form enabled on <https://www.museothyssen.org/concurso-versionathyssen> or as an attachment to the email address [versiona@museothyssen.org](mailto:versiona@museothyssen.org) before October 13<sup>th</sup>, 2024, in an email with the following characteristics:
  - The subject of the message must be "Presentation of work #VersionaThyssen 21."

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- **The name of the attached or uploaded file (the work) must be only the participant's username as it appears on Instagram.**
  - The file must contain an image of the work in high quality and weigh a maximum of 20 MB.
  - Only .jpg, .png, .gif, and .mp4 formats will be accepted.
5. However, the Foundation does not assume the commitment to exploit all the works received and may select those works it considers most convenient at its sole discretion.
6. The period for submitting works will begin on September 9<sup>th</sup> and end on October 13<sup>th</sup>, 2024 at 23:59 hours (UTC + 1). If this deadline is extended, it will be made public through the website of the Thyssen-Bornemisza National Museum ([www.museothyssen.org](http://www.museothyssen.org)) as well as on the Museum's Instagram profile (@museothyssen).

## 6. CONTEST SELECTION COMMITTEE

1. The evaluation of works for the Contest will be carried out by the Selection Committee, which will act as a jury, made up of:
  - A representative of the Thyssen-Bornemisza Collection Foundation.
  - A representative of the Community of Madrid, the sponsoring entity of the activity.
  - Guest artists.
  - The Thyssen-Bornemisza Collection Foundation may freely appoint another member of the jury, an individual with proven expertise and knowledge, external to the museum.
2. The decision of the Selection Committee will be made public on October 25<sup>th</sup>, 2024, during the Museum's evening opening. Winners will be notified directly through Instagram or email. The Foundation may, however, modify this date, also publishing it on [www.museothyssen.org](http://www.museothyssen.org) and on the Museum's Instagram account.
3. The decision of the Selection Committee will be determined by a majority and the ruling will be final, so no claim will be admissible against the agreements adopted, except in cases where the provisions of these Rules have been violated.

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4. The Selection Committee reserves the right to declare the Contest void with respect to all prizes or any of the prize categories if none of the works meets the necessary requirements to be awarded a prize.
5. After the Committee's decision, the Foundation will contact the Contest winners, who must provide, on a document provided by the Foundation, the following information:
  - Contact information.
  - Photocopy of ID or passport.
  - Bank details for the payment of the prize.
  - Fiscal residency certificate issued by the participant's country for non-residents in Spain.

This documentation must be provided within a maximum of 10 business days following the request for documentation by the Foundation.

6. The winners must sign a contract transferring the intellectual property rights of the works created for participation in this Contest, in accordance with the provisions of section 8 of these Rules.

## **7. PRIOR ART SPACE SPECIAL CONTEST**

1. Participants in the three editions of the Contest planned for 2024 will automatically participate in the Special Contest, in order to compete for the PRIOR ART SPACE Special Prize, which will be organized by the Foundation in collaboration with said entity. Any participant who has won any of the 2024 editions of the Contest may be a winner of the Special Contest.
2. If any of the participants do not wish to participate in the Special Contest, they must inform the Foundation at the following address: [versiona@museothyssen.org](mailto:versiona@museothyssen.org), within 15 days of submitting the work to the Contest.
3. The evaluation of the works will be carried out by a special selection committee designated for the Special Contest, which will be different from the one composing the committee for the Contest. This special committee will act as a jury and will be made up of:

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- A representative of PRIOR ART SPACE.
- A representative of the Thyssen-Bornemisza Collection Foundation.
- A third art expert designated by PRIOR ART SPACE and the Thyssen-Bornemisza Collection Foundation.

(hereinafter, the "Special Committee")

4. The decision of the Special Committee will be made public, presumably at the closing event organized by the Foundation at the Museum for the last edition of the year, on [www.museothyssen.org](http://www.museothyssen.org) and on the Museum's Instagram account, as well as in the space that PRIOR ART SPACE considers appropriate. Likewise, PRIOR ART SPACE will communicate the decision to the winning participant, via Instagram or email.
5. The decision of the Special Selection Committee shall be determined by a majority and shall be final, so no claim shall be admissible against the agreements adopted, unless there is evidence of a violation of what is set forth in these Terms and Conditions.
6. The Special Selection Committee reserves the right to declare the PRIOR ART SPACE Special Award void if it considers that none of the works meets the sufficient merits to be awarded.
7. Following the decision of the Special Selection Committee, PRIOR ART SPACE will contact the awarded person or persons, who must provide the following information:
  - Contact details (full name, address, and email)
  - National ID number or passport and a photocopy
  - Bank details for payment of the prize
  - Certificate of fiscal residence issued by the participant's country for non-residents in Spain.
  - Other necessary data for the payment process.

This documentation must be provided within a maximum period of 10 business days following the request for documentation by PRIOR ART SPACE.

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## 8. **PRIZES AWARDED IN THE CONTEST BY THE THYSSEN-BORNEMISZA COLLECTION FOUNDATION**

1. The Foundation will award a total of SIX prizes for each edition of the Contest, one for each reinterpreted work, in accordance with the evaluation criteria mentioned in the following point. The prizes are divided into:
  - a. **Three first prizes**, for the three works considered of the highest quality, consisting of the delivery of a VersionaThyssen card, and the signing of a rights assignment contract by which the winners will assign to the Foundation the rights of reproduction, distribution, public communication, and transformation, including the transformation into NFT, of the reinterpretation of the work for any medium, for use in any materials edited within the framework of this edition of the Contest and subsequent editions, in exchange for the gross, lump-sum, fixed and closed amount of €1,000\*\*.
  - b. **Three second prizes** consisting of a VersionaThyssen card and the signing of a rights assignment contract by which the winners will assign to the Foundation the rights of reproduction, distribution, public communication, and transformation, including the transformation into NFT, of the reinterpretation of the work for any medium, for use in any materials edited within the framework of this edition of the Contest and subsequent editions, in exchange for the gross, lump-sum, fixed and closed amount of €500\*\*.
  - c. In the previous a) and b) cases, the assignment will be signed on a non-exclusive basis, with the power to assign to third parties, worldwide, for the maximum duration of intellectual property rights, and for all forms of exploitation. However, the authors will retain all rights to their works and may carry out their own exploitations independently as long as they do not harm the normal exploitation of the works that the Foundation may carry out or harm the reputation of the Foundation, its Museum, and the reinterpreted works.

\*The VersionaThyssen card is a nominative card that grants its holder the following benefits: (i) free access to the Museum without the need to queue; (ii) invitations to

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exclusive activities (courses, trips, conferences, guided visits to other collections, private collections, galleries or museums); (iii) an invitation to the preview of temporary exhibitions that will take place on the day before the opening to the public, with a companion; (iv) free access to a private visit through a themed tour of the Museum's Permanent Collection that is organized once a year; (v) the opportunity to attend guided private visits to temporary exhibitions at a reduced price of 5€; (vi) a 10% discount in the Shop-Bookstore, educational activities, and audio guide rental; (vii) a 5% discount on publications and in the cafeteria. This Card will be valid for a period of one year from the date of issuance.

**\*\***The Foundation will apply the taxes and tax withholdings that, if applicable, correspond in accordance with Spanish legislation on the price of the assignment of intellectual property rights

2. In addition, the Foundation may publish and/or exhibit the works of the six winners of the Contest, as well as a set of works selected from all those submitted according to the criteria established in these rules. The works may be exhibited (in the form decided by the Foundation) during the in-person event at the Museum and its corresponding broadcast. Notwithstanding the above, the Foundation is not obliged to exhibit the works of all those who have submitted. The Foundation may suspend or cancel the realization of said event if, for any reason of force majeure, it could not be carried out on the scheduled date.

## 9. **PRIOR ART SPACE SPECIAL PRIZE**

PRIOR ART SPACE will award one prize at the end of the Special Competition, for one work, to the author or authors selected as winners from among all the proposals submitted in the THREE editions of 2024, in accordance with the evaluation criteria mentioned in point 11. These prizes will be:

1. First prize consisting of an invitation to an artistic residency financed and guided by PRIOR ART SPACE. The awardee will agree with PRIOR ART SPACE on the specific conditions of his/her residency, based on the following guaranteed minimums:
  - Location in Barcelona or Berlin, without prejudice that the residency will also be open to other cities that could be agreed with the artist according to his/her needs.

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- Duration of between 1 and 3 months.
- Expenses included:
  - I. Expenses for apartment rental in the destination city during the residency.
  - II. Visa expenses, if necessary.
  - III. Round-trip airline tickets.
  - IV. Monthly transportation pass (subway, bus) in the city of destination for the duration of the residency.
  - V. Studio at the artist's disposal, adapted to his or her needs.
  - VI. Expenses for a studio assistant
  - VII. Expenses for studio equipment and specific artistic materials for the artist's practice.

The corresponding taxes will be applied to the prizes.

In the event that the prize winner does not respond within the period indicated in these rules after being contacted by PRIOR ART SPACE or communicates to PRIOR ART SPACE the impossibility of enjoying the prize, the Special Committee will select another work as the winner, reserving the right to declare the prize void if it considers that none of the works has sufficient merit to receive it.

The work may be exhibited (in the manner decided by the Foundation) during the on-site event at the Museum and its corresponding broadcast. Notwithstanding the foregoing, the Foundation is not obligated to exhibit the work. The Foundation may suspend or cancel the event if, for any reason of force majeure, it cannot be held on the scheduled date.

## 10. **OTHER SPECIAL PRIZES**

1. UNIQLO Young Artists Award: UNIQLO EUROPE LTD, a collaborator of the museum, will award a special prize to three selected artists. UNIQLO will choose the winners from among the finalist artworks selected by the Contest Selection Committee. The prize includes the opportunity to feature the artwork on *UTme!* t-shirts at the UNIQLO Gran Vía store in Madrid and a €500 voucher to be used at UNIQLO stores. UNIQLO EUROPE LTD may contact the finalist participants, with their consent as outlined in point 12 of these terms, to request the transfer of rights to their artworks, which will be subject to a separate agreement from these terms if applicable.

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2. Special Friends' Award: Members of the museum's Young Friends community will grant a special mention to four works chosen by the Young Friends of the Museum themselves, from among all submitted throughout the three editions of VersionaThyssen planned for the year 2024. This selection will be made online, by the Young Friends who voluntarily decide to participate. The selection will be made from among the finalist\* works chosen by the Selection Committee. The prize consists of the presentation of a VersionaThyssen Card, valid for one year.

\*At a preliminary stage of the selection process, the Contest Selection Committee establishes a shortlist of finalist works from which it will then determine the winning works.

\*\*Details of the advantages of the VersionaThyssen card can be found in point 8 of these rules.

## 11. EVALUATION CRITERIA FOR THE COMPETITION AND THE SPECIAL CONTEST

1. Once the works have been published on Instagram, a first selection will be made to admit only those that meet the admissibility requirements indicated below:
  - a. Submission within the established deadlines and channels.
  - b. Submission in the established manner.

Works that do not meet these requirements will not be admitted to the Competition.

2. The works admitted to the Competition, as indicated in the previous point, will be evaluated taking into consideration the following aspects: (i) originality of the approach and (ii) aesthetic quality in their execution.
3. For the evaluation of the works within the framework of the PRIOR ART SPACE Special Competition, each of the works submitted to the three editions of the 2024

Competition will be evaluated taking into consideration the following aspects: (i) originality of the approach and (ii) aesthetic quality in their execution.

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## 11. **LEGAL NATURE OF THE RELATIONSHIP BETWEEN THE PRIZE WINNERS AND THE THYSSEN-BORNEMISZA COLLECTION FOUNDATION**

The winners of the Competition shall enter into a contract with the Fundación Colección Thyssen-Bornemisza for the acquisition of the work and the assignment of all intellectual property rights under the terms of section 8.2 of these rules, which they may hold over the new work presented in the Competition, in exchange for the gross, fixed and closed price of one thousand euros (1,000 euros) in the case of the first prizes, and five hundred euros (500 euros) in the case of the second prizes, by means of the direct contracting procedure provided for minor contracts.

## 12. **PERSONAL INFORMATION**

By submitting his/her work to the Competition, the participant authorizes the Thyssen-Bornemisza Collection Foundation to process his/her personal data, to keep it until December 31, 2024, and to communicate it to PRIOR ART SPACE for the purpose of executing the Competition and the Special Competition and so that the Foundation may exploit the rights assigned as established herein. In addition, with their permission, the Foundation will communicate the details of the winning participants to UNIQLO EUROPE LTD so that this company can contact the participants to request, where appropriate, the transfer of the rights to their works. The refusal by the participants to provide the data required in these rules may result in the impossibility of their participation in the Contest and the Special Competition.

The Foundation will not create profiles with this personal data or make automated decisions based on such a profile. The legal basis for the processing of participants' personal data will be the execution of the contract, pursuant to Article 6.1.b) of the European Data Protection Regulation 2016/679.

Likewise, the participant authorizes PRIOR ART SPACE to process his/her personal data for the purpose of managing his/her participation in the Special Competition. PRIOR ART SPACE will not create profiles with this personal data or make automated decisions based on such a profile. The legal basis for the processing of participants' personal data will be the performance of the contract, pursuant to Article 6.1.b) of the European Data Protection Regulation 2016/679.

The personal data collected by the Thyssen-Bornemisza Collection Foundation will not be communicated to any other third party, unless legally obliged to do so.

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Interested parties may contact the Fundación Colección Thyssen-Bornemisza free of charge at [rgpd@museothyssen.org](mailto:rgpd@museothyssen.org) or at the Foundation's postal address, Paseo del Prado 8-28014 Madrid, or, if applicable, at the e-mail address of PRIOR ART SPACE [laurandelarco@gmail.com](mailto:laurandelarco@gmail.com) or to the e-mail address of UNIQLO EUROPE Ltd [contactuses@uniqlo.eu](mailto:contactuses@uniqlo.eu) or to the postal address: UNIQLO EUROPE LTD, Data Protection - 103-113 Regent Street, London, W1B 4HL - UK (United Kingdom) to exercise your rights of access, cancellation, rectification, suppression, and opposition, limitation of processing and data portability before the Thyssen-Bornemisza Collection Foundation or PRIOR ART SPACE or UNIQLO EUROPE Ltd, as the case may be. Without prejudice to the foregoing, the interested parties are informed that they have the right to file a complaint with the Spanish Data Protection Agency, as Supervisory Authority.

### **INFORMATION AND CONTACT**

[www.museothyssen.org](http://www.museothyssen.org)

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