



# FEDERATION INTERNATIONALE DE L'ART PHOTOGRAPHIQUE

## The International Federation of Photographic Art

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### SANCTIONS FOR BREACHING FIAP REGULATIONS AND "RED LIST"

DOC 033/2021 E

*For a better understanding of the present text please note that:*

- *the use of the word "salon" or "salons" shall be taken to have the same meaning as "exhibition" or "exhibitions";*
- *the use of the word "Image" or "Images" shall be taken to include "Print" or "Prints".*

This document will come into force as from 15<sup>th</sup> July 2021 and is replacing DOC 017/2017.

**Each entrant to FIAP salons must observe the rules of FIAP whether or not he is a member of FIAP.**

**By the sole act of submitting his/her images or files to a salon under FIAP Patronage, the entrant**

- a) **Acknowledges and accepts that when breaching FIAP regulations he can be sanctioned by FIAP and**
- b) **Accepts without exception and with no objection the following general and specific rules concerning the sanctions for breaching FIAP regulations:**

#### GENERAL REGULATIONS

All submitted images must conform to all relevant FIAP rules, FIAP definitions, also the stipulations contained in paragraph II.2 Participation and in the "Red List" specified in the FIAP Document 018/2017 (or update).

**1.1)** All the parts of each submitted image have to be photographed by the author who must be in possession of the original unretouched 'capture' version(s) of the image and where applicable of all component parts of the image. The author must also hold the copyright to each submitted image and of all component parts of it.

**1.2)** In "Nature Photography" (see paragraph IV. of FIAP document 018/2017 and the appendix relating thereto) and "Traditional Photo" (see paragraph VI. of FIAP document 018/2017 and the appendix relating thereto) no techniques that add, relocate, replace, or remove any element of the original image except by cropping are permitted. This means that no elements of the photograph may be cloned, added or erased.

**1.3)** Participants must store and preserve intact, with no alteration, the metadata, the RAW file(s) or the original unretouched JPEG file(s) of the submitted images (and those taken immediately before and after the submitted image(s)) for possible future motivated inspection, with no expiry, prescription or limitation of FIAP actions.

**1.4)** It is absolutely forbidden for any entrant or his/her agent(s), acting on the behalf of the entrant, to tamper with the EXIF or original data in the files submitted to salons /exhibitions.

**2)** FIAP can investigate before, during or after the judging, to ascertain if an image, handed in the salon, has conformed to FIAP definitions and regulations.

**2.1)** Where it is necessary, entrants under investigation will have to provide a valid ID card or passport in order to prove their identity. If no such identification papers are available, other official documentary evidence must be produced.

**2.2)** Each author whose image shows any suspicions relating to compliance with FIAP regulations or definitions can be required by the organizer or by FIAP Ethics Service, to submit the original capture file (file containing the data recorded by the sensor, if so, the RAW file or the original unretouched JPEG) plus the files of the images immediately before and immediately following the questionable image.

**2.3)** In case of a dispute in respect of compliance with FIAP rules and regulations the fact of not being able to access the data referred under 1.3) could mean that the author could be sanctioned according to the regulations and sanctions set in this FIAP document. This also applies in any case involving lack of cooperation or refusal to produce the requested files.

**2.4)** Before FIAP imposes any sanctions under Chapter II, the Director of Ethics informs by email with proof of reading the author and the Liaison Officer (if any) for the country, from which the author comes about the allegations by sending them a complete Dossier of the case in question and invites the author to submit a written justification and the Liaison Officer to submit a written statement within 30 calendar days.

**2.5)** Immediately after the expiration of the above deadline, the Director of Ethics sends a complete Dossier for each case, including the allegations, the justifications from the author (if any), the statement from the Liaison Officer (if any) and his own consideration and proposal to the FIAP Red List Board, consisting of the FIAP Director of Patronage, the FIAP Director of Biennials and an adviser from a country of origin other than that of the author in question. In case of obstruction of a member of the Committee, the FIAP Board of Directors may appoint a substitute.

**2.6)** Within 30 calendar days, the FIAP Red List Board delivers a motivated decision, which must be sent by the Director of Ethics to the author and to the Liaison Officer (if any) for the Country, from which the author comes by email with proof of reading.

**2.7)** Within 30 calendar days upon receipt of the FIAP Red List Board decision, the author may appeal by a written statement before the FIAP Red List Appeal Board, consisting of the FIAP President, the FIAP Secretary General, one FIAP Vice President, the FIAP Director of Distinctions and an adviser from a country of origin other than that of the author in question and different from the one in the FIAP Red List Board. In case of obstruction of a member of the Board, the FIAP Board of Directors may appoint a substitute.

**2.8)** In case of non-appeal, the decision becomes final and executable, the author's name is put on the Red List and the author and the Liaison Officer (if any) for the Country, from which the author comes are informed by email with proof of reading by the Director of Ethics.

**2.9)** In case of appeal, and within 30 calendar days upon receipt of it, the FIAP Red List Appeal Board delivers a motivated decision, which can affirm, modify, correct, or cancel the appealed

decision. In order to reconsider the facts, the FIAP Red List Appeal Board may take any additional evidence. The decision of the FIAP Red List Appeal Board is final and executable and if affirmative the author's name is put on the Red List. The Director of Ethics informs the author and the Liaison Officer (if any) for the Country, from which the author comes about the decision of the FIAP Red List Appeal Board.

### 3) Updating the Red List

**3.1)** The Red List is continuously updated by the FIAP Ethics Service

**3.2)** Persons whose names are put on the "Red List" have restricted access to FIAP events, or, depending on the case, are completely banned from FIAP activities.

**3.3)** Together with the official FIAP approval documents, the FIAP Patronage Service will send the "Red List" to the organisers of FIAP events and to the FIAP Liaison Officers. Updates of the List are sent in follow-up e-mails.

## II) SPECIFIC REGULATIONS

### 1) **Re-titling previously accepted images.**

Sanctions for "re-titling" will be imposed for instances where a previously accepted image or print has been given a different title and/or where a Colour version and a Monochrome version and/or a Print version and a Projected Digital Image version of the same image have been given different titles.

**A.** First discovered and documented case – confront offender with the evidence and request rebuttal, issue a **written warning** that further incidents of re-titling will result in sanctions restricting the participation in other salons (also known as "exhibitions") run under FIAP patronage. The warning will include notification that the offender will be added to a FIAP watch list so that person's images can be monitored for repeat re-titling violations.

**B.** Second discovered and documented case - confront offender with the evidence and request rebuttal. Present evidence and response to FIAP and, should evidence warrant, issue written sanctions for a **three- year period** with registration in the FIAP "Red List". Such sanctions shall expire on 31st December after the third anniversary of the imposition of the sanctions.

Such sanctioned authors:

- 1) Shall not be allowed to enter any FIAP salon or event.
- 2) Shall not be eligible to receive any FIAP, distinction, award or recognition.
- 3) Shall not be able to use the retitled image in any future salon run under FIAP patronage (this is permanent and does not expire when the other sanctions expire).
- 4) Shall not be able to use acceptances of the retitled image in any application for future FIAP distinctions (this is permanent and does not expire when the other sanctions expire).
- 5) Shall be placed on a FIAP watch list at the termination of the sanction period and monitored for repeat infractions for a three-year period.

**C.** Third (and any following) discovered and documented case - confront offender with the evidence and request rebuttal. Present evidence and response to FIAP and, should evidence warrant, issue written sanctions for a **five-year period** with registration in the FIAP "Red List". Such sanctions shall expire on 31st December after the fifth anniversary of the imposition of the sanctions.

Such sanctioned authors:

- 1) Shall not be allowed to enter any FIAP salon or event.
- 2) Shall not be eligible to receive any FIAP distinction, award or recognition.
- 3) Shall not be able to use the retitled image in any future salon run under FIAP patronage (this is permanent and does not expire when the other sanctions expire).
- 4) Shall not be able to use acceptances of the retitled image in any application for future FIAP distinctions (this is permanent and does not expire when the other sanctions expire).
- 5) Shall not be eligible to be involved in the running or organization or appointment as judge of any event under FIAP patronage or FIAP Auspices.
- 6) Shall not be eligible to hold a position as FIAP liaison officer or as member of the FIAP Executive Board.
- 7) Will lose any FIAP distinction formerly received (after the expired period of five years, he will start from scratch, to be eligible for FIAP distinctions again).

**2) Manipulated images (in a way that does not conform to FIAP definitions or further regulations) that have been entered in salons run under FIAP patronage in the sections of Nature and Wildlife or sections labeled as “Traditional Photo”.**

**A.** First discovered and documented case - confront offender with the evidence and request rebuttal. Present evidence and response to the FIAP and, should evidence warrant, issue written sanctions for a **three-year period** with registration in the FIAP “Red List”. Such sanctions shall expire on 31 December after the third anniversary of the imposition of the sanctions.

Such sanctioned exhibitors:

- 1) Shall not be allowed to enter any FIAP salon or event.
- 2) Shall not be eligible to receive any FIAP distinction, award or recognition.
- 3) Shall not be eligible to be involved in the running or organization or appointment as judge of any event under FIAP patronage or FIAP Auspices.
- 4) Shall not be eligible to hold an official position in FIAP.
- 5) Will lose any FIAP distinction formerly received (after the expired period of three years, he will start from scratch, to be eligible for FIAP distinctions again).

**B.** Second discovered and documented case with presentation date after the first sanctions were imposed - confront offender with the evidence and request rebuttal. Present evidence and respond to FIAP and, should evidence warrant, issue written **sanction for life** with registration in the FIAP “Red List”.

Such sanctioned exhibitors:

- 1) Shall not be allowed to enter any FIAP salon or event.
- 2) Shall not be eligible to receive any FIAP distinction, award or recognition.
- 3) Shall not be eligible to be involved in the running or organization or appointment as judge of any event under FIAP patronage or FIAP Auspices.
- 4) Shall not be eligible to hold an official position in FIAP.
- 5) Will lose any FIAP distinction formerly received and any further distinction will be denied.

**3) Images or parts of images entered in salons run under FIAP patronage that have not initially been taken by the author himself but by somebody else with or without the latter’s authorization**

Discovered and documented case - confront offender with evidence and request rebuttal. Present evidence and respond to FIAP should evidence warrant, issue written **sanction for life** with registration in the FIAP “Red List”.

Such sanctioned exhibitors:

- 1) Shall not be allowed to enter any FIAP salon or event.
- 2) Shall not be eligible to receive any FIAP distinction, award or recognition.

- 3) Shall not be eligible to be involved in the running or organization or appointment as judge of any event under FIAP patronage or FIAP Auspices.
- 4) Shall not be eligible to hold an official position in FIAP.
- 5) Will lose any FIAP distinction formerly received and any further distinction will be denied.

#### **4) Failure to honor FIAP “Red List”.**

Organizers of salons run under FIAP patronage, operational members, regional IRFIAP members and individual ILFIAP members must cooperate with FIAP and are requested to apply all regulations of FIAP related to the conform organization of the event.

They must report all case of doubtful images entered into events under their control or influence to the director of FIAP Ethics Service.

Before the judging, all the participant’s names must be compared to those registered on the FIAP “Red List”. Should there be any instances of an entrant being included in the FIAP “Red List”, then the pictures of the concerned person cannot be judged and entry fees will not be refunded. If salon is for prints, the prints of the concerned person will not be returned to the concerned person unless specific return postage is received by the organization. Entry fees already submitted will not be considered return postage.

If this control is not done properly and acceptances or awards are attributed to persons listed on the “Red List” t, the organizer in fault will be fined with an amount equaling the salon fee paid for patronage and/or recognition.

Organizers found to be flagrantly and/or repeatedly ignoring the FIAP “Red List” shall be denied future FIAP patronage.