

Clever Girls Foundation
Maastricht, The Netherlands
info@clevergirls.nl

INDEMNIFICATION AGREEMENT/MEDIA RELEASE FORM

The undersigned:

Name

Address

Date of Birth

In connection with the intention to include images and texts of the undersigned on the website(s) and other communication channels of the Clever Girls Foundation:

The undersigned declares that he/she has no objection to the publication of the images and/or text material. Insofar as he/she appears in the image, the undersigned will not invoke his/her portrait rights.

The undersigned declares that he/she has no objection to his/her name being included in the description of the images and/or text.

He/she declares that the images shown were taken with his/her express permission.

He/she hereby grants the Clever Girls Foundation the right to use, publish, reproduce, and distribute the photos and texts without restriction.

Declares that he/she indemnifies the Clever Girls Foundation against any claim to portrait rights by or from the person depicted or their legal representative.

Declares that he/she is familiar with the rules regarding portrait rights and that he/she has taken note of the "Portrait Rights" text in the appendix.

This proof is binding and benefits the Clever Girls Foundation.

Thus drawn up in duplicate, one to be given to the undersigned and one to the Clever Girls Foundation.

For approval:

Signature: _____

Place: _____

Date: _____

If the person depicted is under 18 years of age, this form must be signed by one of the parents and include the parent's name.

PORTRAIT RIGHTS

Portrait rights are a special limitation of copyright. They grant portrayed people the right to object to the publication of their portrait under certain conditions.

In this case, a portrait refers to any image in which a person is recognizably depicted, for example, in a photograph, painting, drawing, or in film footage. If multiple people are visible in a photograph or film, then each person holds portrait rights.

Portrait rights distinguish between portraits commissioned by the portrayed person and portraits not commissioned by the portrayed person. If a commission is involved, such as wedding photography, the portrayed person automatically has the right to reproduce the portrait themselves, and publication may only take place with the portrayed person's permission. Portrait rights remain in effect for ten years after the portrayed person's death. They can only be exercised by the direct rights holders.

If the image was not commissioned by or for the person depicted, then portrait rights are limited. The portrayed person can only object to publication if they have a *reasonable* interest in doing so. These could include privacy considerations or in the interest of avoiding public ridicule. Hereby a decision can be made as to which interest outweighs the others: the right to privacy or the right to freedom of expression and press freedom.

Commercial interests also play a role. For example, it is prohibited to use the portrait of a well-known person for advertising without permission. Furthermore, the portrayed person can object if the image is used to advertise or promote something he/she does not support.