WATERCOLOR SALE CONDITIONS

1. Nature of Sale

According to international art market standards:

- This sale transfers **ownership of the physical artwork only**.
- No reproduction, digital or commercial rights are transferred.
- The Artist retains all **copyright** and **moral rights** under French law, EU law and the Berne Convention.

2. Intellectual Property – Strengthened Restrictions

2.1 Rights retained by the Artist

The following are strictly prohibited without prior written authorization:

- digital or analog reproduction,
- online publication (websites, social media, marketplaces),
- derivative merchandise or print editions,
- use for AI training datasets or machine learning,
- creation or minting of **NFTs**, blockchain tokens, or digital collectibles,
- creation of derivative artworks of any kind.

Legal basis:
French IPC art. L122-1 to L122-4; EU Directives 2001/29/EC and 2019/790/EU; Berne Convention (art. 9, 12).

2.2 Specific NFT / blockchain prohibition

The Buyer acknowledges that:

- Creating an NFT constitutes a reproduction and public communication requiring authorization.
- Unauthorized minting or distribution is copyright infringement under French and EU law.
- Uploading scans of the artwork, even low-res, constitutes unauthorized reproduction.

3. Authorized Use

The Buyer is granted only:

1. **Private enjoyment** of the artwork.
2. The right to resell the physical artwork (first-sale doctrine applied to physical medium only).

Any public exhibition, even non-commercial, requires prior notice to the Artist.

4. Payment and Transfer of Ownership

- Ownership transfers only after full payment (French Civil Code art. 1583).
- Artwork will not be shipped before payment is confirmed.
- Recommended payment methods: SEPA/SWIFT transfer, PayPal Business, Wise Business.

5. Shipping – Insurance

- Shipping, customs and insurance costs are paid by the Buyer.
- The Artist is not responsible for damages caused by the carrier.

6. Governing Law and Jurisdiction

- This agreement is governed by **French law**.
- All copyright-related disputes are governed exclusively by French/EU law.
- Jurisdiction: courts of Lyon, France.

Legal basis:
EU Regulation 593/2008 (*Rome I*), EU Regulation 1215/2012, French IPC.