

FOR YOUR INFORMATION

FREQUENTLY ASKED QUESTIONS—WHAT ARE MY RIGHTS WHEN PEOPLE ASK TO TAKE MY PHOTO?

If someone asks to take my photo, do I have to say 'yes'?

No. If someone from an organisation asks to take your picture, you can say that you don't want your picture taken. If you don't want your picture taken, step out of camera shot. Don't say 'no' and then stand in front of the camera! If someone wants to publish your photo, e.g. put it in a book or on a website, you can say 'no'.



If someone has my photo for one publication, can they put it in another one?

It depends what agreement you have signed. Always make sure that you understand what the photo will be used for. Check if the person wants to use the photo for one time only, or if they want to use it for many purposes, e.g. a book, newsletter, website, postcard etc

Do I have copyright of a photo of myself?

No. The person who takes the photo has copyright, because they created the picture. However, the photo should not be published without your permission. The person who takes the picture should ask you to take or publish a photo of you. If the person is representing an organisation, they should get you to sign a form before publishing the photo. This is because the organisation must follow privacy laws that state you have to know what the organisation is doing with your personal information.



Should I get paid for a photo of myself?

Usually only famous people or models get paid for having photos taken of themselves. There is nothing stopping you from asking for money. You may find, however, that the photographer just goes somewhere else. Batchelor Institute does not pay a person to use a photo of the person. The only payment for photos that Batchelor Institute makes is in relation to a copyright agreement.

If I give permission for my photo to be in a newsletter, can it then be used in a book, on a website etc. without asking my permission?

You should be told if there will be more than one use for the photo of you. Sometimes an organisation doesn't know when it might want to use a photo again, so they ask you for general permission to use it in any of their publications.

Do the privacy laws apply to the media and tourists?

No. The media must follow rules of conduct for media. Tourists are not organisations, so they are not bound by privacy laws. If a community does not want tourists or media coming in and taking a photo, a sign should be placed in the community, stating that photographers must seek permission before taking photographs there. This rule would need to be in the community policy.

Can I use the Batchelor Institute permission for photos/video form for projects outside Batchelor?

No. The form only applies to Batchelor Institute events, activities, publications etc. Organisations must provide their own forms. If Batchelor Institute took a photo and another organisation wants to use it, that organisation should contact you and Batchelor Institute. The Institute may ask you to sign a statement that you allow the photo to be sent to the other organisation. This is so that the Institute cannot give out photos of you without your permission.



What about taking photos of children?

People should seek permission from the parent, guardian or relative in charge of a child before taking or publishing a photo of the child.

If an organisation is taking photos at a school or children's service, the organisation should seek permission to take photos from the school or children's service and from the parents or guardians of the children. The school or children's service may help or advise about how to

- tell parents about the photos being taken,
- give out the permission for parents to sign,
- collect the forms.

The parent or guardian signing the form must understand that photos are being taken and may be published. A translator should be used if necessary.

Can I take photos of people at public events

If you are representing an organisation, you should ask the publicity officer of the event for permission to publish photos. Organisations holding a public event should provide signs and notices that let people know that photos are being taken and may be published.

At a school event, an organisation should get permission from the school before taking and publishing photos. The school should make sure that there is a sign at the event that lets people know photos are being taken and may be published.