وزارة الثقافة
Ministry of Culture

هيئة الفنون البصرية
Visual Arts Commission

# Licensing Regulation
# Visual Arts Commission

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# Section I: General Provisions

## Article 1: Definitions

The following terms and expressions, wherever mentioned herein, shall have the meanings ascribed thereto, unless the context requires otherwise:

| | |
|---|---|
| **Ministry:** | The Ministry of Culture (MoC) |
| **Minister:** | Minister of Culture |
| **Commission:** | Visual Arts Commission as established by the Council of Ministers Resolution No. (398) dated 10/06/1441 AH. |
| **Board:** | The Commission's Board of Directors. |
| **Regulation:** | Licensing Regulation. |
| **Licenses:** | A document issued by the Commission granting approval to a natural or legal person to engage in cultural activities in accordance with the provisions of the Regulations. |
| **Cultural Activities:** | Activities subject to the provisions of the Regulation and specified in the licensing rules. |
| **Licensing Rules:** | A document that includes a list of cultural activities, the technical requirements for each license, it's corresponding financial fee, and the violations and penalties table. |
| **Prohibition List** | List of names of those who are decided to be prohibited from obtaining a license to practice the cultural activity regulated under this Regulation. |
| **Platform:** | The unified electronic Platform allocated to submitting licenses applications. |
| **Licensee:** | Any natural or legal person who has obtained a license from the Commission. |

## Article 2: Objectives of the Regulation

This Regulation aims to regulate the mechanism for obtaining licenses of cultural activities, determine their procedures, the obligations arising from them, and regulate the supervision and monitoring of cultural activities.

## Article 3: Scope of Application of the Regulation

Provisions of the Regulation shall apply to those practicing cultural activities.

## Article 4: Issuance of Licenses

The Commission shall issue, amend, renew or cancel licenses for relevant cultural activities in accordance with the provisions of the Regulation and the Licensing Rules.

## Article 5: Licensing Requirements

To practice any cultural activity, it is required to obtain a license for the activity from the Commission in accordance with the provisions of this Regulation and the Licensing Rules.

## Article 6: Roles of the Commission

The Commission shall undertake the following:

1. Prepare Licensing Rules and submit them to the Ministry for approval.

2. study applications for the issuance, amendment, cancellation, or renewal of licenses within its competency and decide upon them by acceptance or rejection with reasoning such decision within a maximum period of thirty days.
3. Take necessary measures against violators of the provisions of this Regulation and the Licensing Rules.
4. study complaints from licenses applicants and Licensees and decide upon them in accordance with what it deems appropriate in light of its Competency.
5. Respond to inquiries received from the call center regarding licenses.

### Article 7: Obligations of the Licensee

The Licensee shall:

1. Comply with the provisions of the Regulation, Licensing Rules, laws and regulation applicable in the Kingdom.
2. Refrain from harming natural or legal persons in any way.
3. Refrain from committing any act that may disrupt public order or public morals.
4. Refrain from the use of the Commission's logo without obtaining prior written consent from the Commission.
5. Display the unified electronic code in a clear and continuous manner, if there is an site to practice the licensed activity.
6. Take all security and safety measures approved by the competent authorities in accordance with the relevant laws, if there is an site to practice the licensed activity.
7. Cooperate with the competent inspectors and supervisors and provide them with necessary support to carry out their tasks.
8. Ensure that all their legal documents are valid.
9. Comply with the instructions and circulars issued by the Commission.

## Section II: Licenses

### Article 8: Licensing Application Procedures

The Licensee shall undertake the following:

1. Submit the license application through the Platform. In case of inability to use the Platform, the application shall be submitted in accordance with the procedures established by the Ministry and its approved forms.
2. Obtain all necessary licenses from all relevant authorities.
3. Pay the financial fee specified in the Licensing Rules.
4. Meet any other conditions specified in the Licensing Rules.

### Article 9: Licensing Cancellation Procedures

1. The Licensee may submit a request to cancel the license through the Platform. The request must include sufficient information about the reasons for cancellation to enable the Commission to study the request and decide upon it.
2. Upon receiving the request to cancel the license, the Commission shall, within a period not exceeding thirty days, notify the applicant of one of the following decisions:
   A. Acceptance of the cancellation request.

B. Rejection of the cancellation request if it deems, based on its discretion, the necessity of continuing the license. The rejection must be reasoned.

### Article 10: License Validity

To keep the license valid, all licensing requirements in accordance with the provisions of this Regulation and the Licensing Rules must be met during the licensing period. The Licensee must notify the Commission within a period not exceeding thirty days in the event of any changes affecting the licensing requirements.

### Article 11: Register of Licensees

The Commission shall establish a register in which the names and data of the Licensees are recorded, and it shall have the right to determine what information from the register is to be published on the Platform.

### Article 12: License Renewal

The Licensee may submit a license renewal application through the Platform at least thirty days before its expiration, provided that it meets the licensing and renewal requirements according to the Regulation, Licensing Rules, and the Platform.

### Article 13: License Waiver

The Licensee may not Waive the license without obtaining the prior approval of the Commission, and the conditions and requirements necessary for issuance of the license must be met by the Waived to person in accordance with the provisions of the Regulation and the Licensing Rules.

### Article 14: Licensing Application Rejection

The Commission may, at its discretion, reject a license application, provided that the rejection is justified.

### Article 15: License Information

The Commission shall issue licenses, which must at a minimum include the following information:

1. The name of the licensee.
2. The licensee's national ID number, residency permit number, or commercial registration number.
3. The date of issuance of the license.
4. The expiration date of the license.
5. The license number.

## Section III: Inspection and Supervision

### Article 16: Inspectors and Supervisors

1. The appointment of inspectors and supervisors to ensure the compliance with the provisions of the Regulation shall be conducted by the Ministry after coordination with the Commission. The Ministry shall have the right to appoint unified inspectors and supervisors who monitor and

supervise all or part of the aspects related to Cultural Activities and Licenses issued by the Commission, including supervision and monitoring of other subsidiary cultural sectors that do not fall within the Commission's competency.

2. Inspectors and supervisors shall have the following powers:
   A. Ensure the Licensee's compliance with the Regulation and Licensing Rules through field visits or by any other legal means.
   B. Request documents, records, and evidence related to the violation and document them.
   C. Provide evidence of non-compliance with the provisions of the Regulation or the Licensing Rules in an appropriate legal; manner, and coordinate with relevant government authorities when necessary.

### Article 17: looking into Cases of Non-compliance with the Provisions of the Regulation or the Licensing Rules

The Commission shall review cases of non-compliance with the provisions of the Regulation or the Licensing Rules that are detected, in order to make the appropriate decision regarding them within a period not exceeding sixty days.

## Section IV: Cases of non-compliance with the provisions of the Regulation or the Licensing Rules

### Article 18: Cases of non-compliance with the provisions of the Regulation or the Licensing Rules

1. The Commission, in case of non-compliance by the Licensee with the provisions of the Regulation or the Licensing Rules, may take one or more of the following actions:
   A. Warning.
   B. Suspending the license until the violation is remedied.
   C. cancelation of the license.
2. The Commission may include the violator in the Prohibition List for a period not exceeding three years if any violation is repeated within six months from the date of imposing any of the measures referred to in paragraph (1) of this Article.

### Article 19: Objection

1. By a resolution of the Minister, an independent committee shall be formed to consider complaints, consisting of a chairman and at least two members, one of whom must be a legal advisor.
2. The Licensee or applicant may appeal decisions of the Commission to the Complaints Committee within sixty days from the date of being notified of the decision.
3. If the objection is accepted, the Committee issues a reasoned decision to rectify the Commission's decision that was the subject of the objection, directing it to complete the necessary procedures within thirty days.
4. If the objection is rejected, the complainant has the right to appeal to the Administrative Court within sixty days from the date of being notified of the decision. Otherwise, the decision becomes final and not subject to further appeal.

# Section V: Final Provisions

## Article 20: Exemption

The Commission, after agreement with the Ministry, may issue exemption to the license applicant from certain obligations or requirements stipulated in the Regulation or the Licensing Rules.

## Article 21: Licensing Rules

The Commission shall formulate the Licensing Rules and submit them to the Ministry for approval within ninety days from the date of publishing the Regulation.

## Article 22: Guideline

The Ministry shall develop and maintain a unified guideline for Licenses and shall update it periodically.

## Article 23: Endorsement of Regulation

The Regulation shall be endorsed by the Ministry, and shall come into effect after ninety days from the date of publication on the official gazette.