



26 July, 2023

Ananguku Arts and Cultural Aboriginal Corporation (Ku Arts)

Submission: Supporting responsible AI: discussion paper

About Ku Arts

Ananguku Arts and Cultural Aboriginal Corporation (Ku Arts) is the South Australian peak body for Aboriginal artists and art centres. Since 1998, we have been providing advocacy, support services, creative skills and professional development opportunities for artists and arts workers across all stages of their careers, in support of a strong and vibrant Aboriginal and Torres Strait Islander visual arts sector.

Strong arts, strong culture, strong communities is the vision that has guided our organisation since forming 25 years ago and it remains our driving force today.

Our vision recognises the symbiotic relationship that arts and culture have with individual and community health, education, and wellbeing. Participation in cultural activities has an intrinsic relationship with the creative practices of Aboriginal artists.

Concerns in relation to First Nations artists' artwork

On behalf of the Ku Arts board of directors and membership, we urge Government to consider the following important challenges for First Nations artists when developing regulatory frameworks and governance to mitigate the potential damaging impacts of AI on First Nations artists and culture:

- Artists are very concerned about their works being used for AI without their knowledge or permission;
- Artists should have the opportunity to exclude their works from AI, and to be compensated if their works are used with their consent;
- This is particularly important for First Nations artists, given the cultural significance of their work and measures to ensure authenticity;
- The use of AI outputs derived from unauthorised use of artists' works should be treated as unethical and illegal; and
- Governments need to take steps to ensure that AI technologies do not compromise income for First Nations artists, or their Indigenous Intellectual and Cultural Property Rights.

The cultural, economic, and well-being of First Nations artists will seriously be impacted if the above issues are not addressed. When developing frameworks that address these concerns Government needs to ideally consult with agencies who have expertise in First Nations art and culture

**STRONG ARTS.
STRONG CULTURE.
STRONG COMMUNITIES.**

Ku Arts
(Ananguku Arts & Cultural
Aboriginal Corporation)

1/241 Pulteney St
Adelaide
SA 5000

08 8227 2788
info@kuarts.com.au
www.kuarts.com.au



including: Indigenous Arts Code, Arts Law, Copyright Agency, and the peak bodies representing First Nations artists and art centres across Australia including: Ku Arts, Desart, Aboriginal Art Centre Hub WA, and Arnhem Northern and Kimberly Artists Aboriginal Corporation.

We thank the Department of Industry, Science and Resources for the opportunity to submit our concerns as part of this important discussion.

Arts kunpu, tjukurpa kunpu, waltja Tjuta kunpu

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ABN: 74 115 486 517
ICN: 3834