

XII Seminar – 28 May 2021
Trafficking of cultural properties

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The crime of counterfeiting works of art and new technologies

This work aims at defining the crime of counterfeiting works of art, in order to understand the regulatory evolution, with particular reference to the text of Article 178 of Legislative Decree no. 42 of January 22, 2004.

Then, the subject of the survey will be extended to the standards, identified at an international level, in order to adopt uniform contrast strategies for the protection of cultural heritage.

This work is divided into three chapters, each of which highlights different profiles of the subject under consideration. The first offert is a definition of the concept of forgery in the artistic field, in an attempt to identify a distinction between the concepts of copying and imitation, which, in general, refer to perfectly legitimate operations.

The second, on the other hand, focuses attention on the discipline contained in the Code of Cultural Heritage, on the typical conduct of the offense and on all the constituent elements of the crime itself; the third provides an overview of the reform projects at national and international level.

To conclude this work, a brief mention of NFTs, which represent a hope, still not fully defined, that digital works of art can be protected from illegal counterfeiting.