



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Indigenous Visual Arts Industry Support (IVAIS) Program Closed Non-Competitive Grant Guidelines

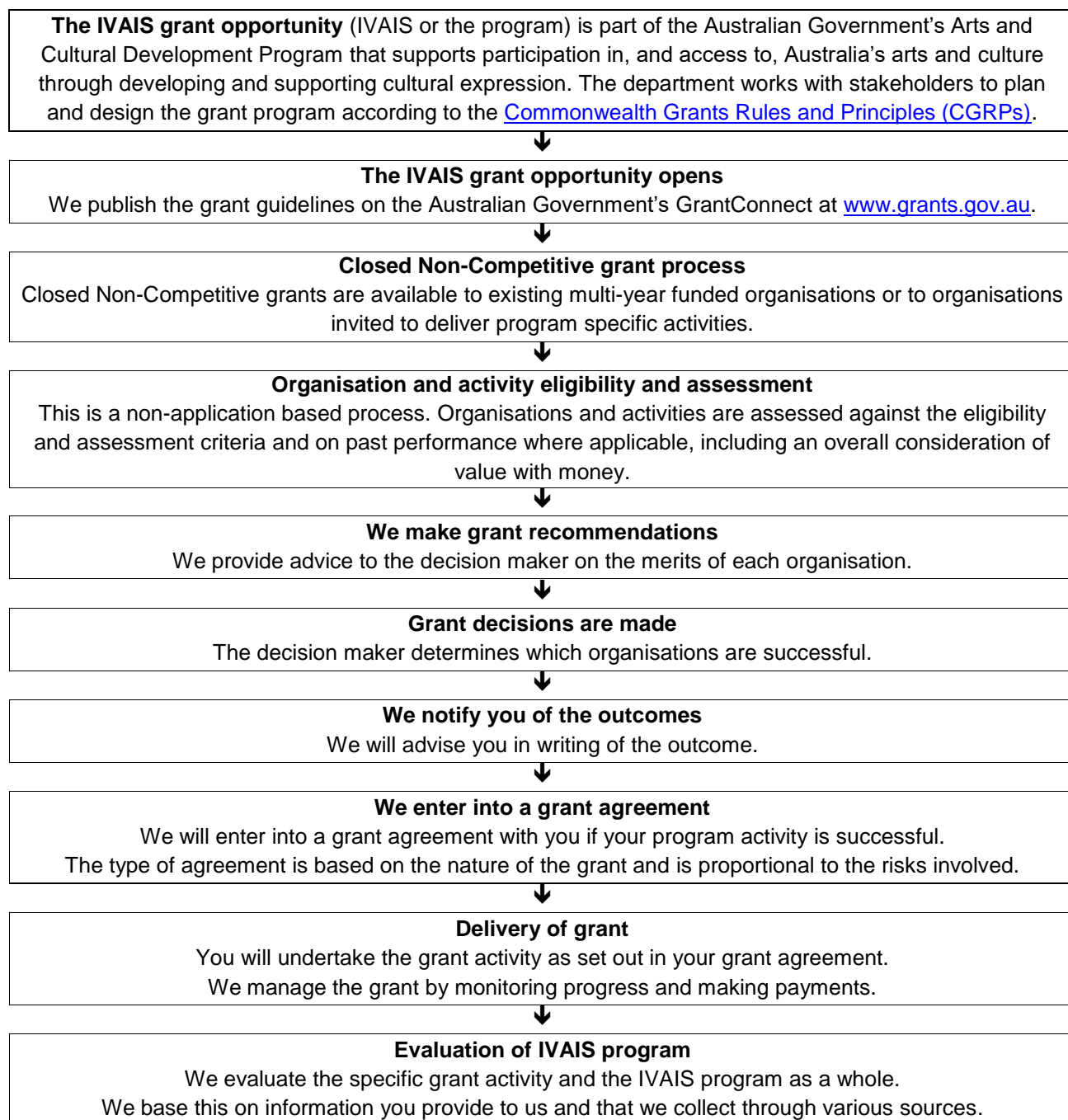
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Enquiries:	If you have any questions, please contact the Indigenous Visual Arts Industry Support (IVAIS) team via email at ivais@arts.gov.au or via phone on 1800 006 992.
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1. Indigenous Visual Art Industry Support (IVAIS) program - Closed Non-Competitive Grant Opportunity overview



1.1 Introduction

These guidelines contain information for the **IVAIS Closed Non-Competitive Grant Opportunity**. This document sets out:

- the purpose of the grant opportunity
- the eligibility and assessment criteria
- how organisations are considered and selected
- how organisations are notified and receive grant payments
- how the grant is paid
- how activities will be monitored and evaluated
- responsibilities and expectations in relation to the grant opportunity.

2. About the Grant Program

Revive and Policy Context

The Australian Government is committed to recognising, respecting, and investing in the crucial place of First Nations stories at the centre of Australia's arts and culture. In 1992, the Arts and Crafts Industry Support Strategy, administered by the former Aboriginal and Torres Strait Islander Commission, was established. In 1995, it was renamed as the National Arts and Crafts Industry Support program and in 2004, was transferred to the Arts Portfolio. In 2012, it was renamed the Indigenous Visual Arts Industry Support (IVAIS) Program and since 2015-16 has included funding for the employment of Indigenous arts workers.

The IVAIS program is part of the First Nations First pillar in the Australian Government's landmark [National Cultural Policy - Revive: a place for every story, a story for every place](#). The Australian Government has committed to continue investing in First Nations art centres and pivotal industry organisations through the IVAIS program to benefit First Nations communities.

The intended outcomes of the IVAIS program are:

- a professional, viable and ethical Indigenous visual arts industry that features strong participation by, and provides economic opportunities for, Aboriginal and Torres Strait Islander people; and
- the continued production, exhibition, critique, purchase and collection of Indigenous visual art.

The IVAIS program now invests over \$30 million per annum. This includes additional funding of \$5 million per annum through the IVAIS program from 2021 to 2025 to implement the *National Indigenous Visual Arts Action Plan* including to:

- improve the amenity and working conditions of Indigenous art centres;
- increase access for Aboriginal and Torres Strait Islander artists to national and international markets and expand those markets, including through art fairs; and
- build the capacity of Indigenous art centres to operate effectively in regional and remote locations.

The additional support will also improve access to digital infrastructure and capacity for Indigenous visual art centres and support the national rollout of digital labelling for artworks and products.

The IVAIS program is underpinned by the [Indigenous Art Centre Framework](#). The *Indigenous Art Centre Framework* outlines a cooperative structure for art centres, industry service organisations and the Australian Government to work together to build and maintain a professional, strong and ethical Indigenous visual arts industry, including encouraging strong participation and employment for Aboriginal and Torres Strait Islander people.

The IVAIS program is part of the Australian Government's Arts and Cultural Development Program that supports participation in, and access to, Australia's arts and culture through developing and supporting cultural expression and contributes to the Department of Infrastructure, Transport, Regional Development, Communications and the Arts' (the department) Outcome 6.1 Arts and Cultural Development. Further information is available in the department's [2024–25 Corporate Plan](#).

The department administers the program according to the *Commonwealth Grants Rules and Principles* (CGRPs). Further information is available at: [Commonwealth Grants Rules and Principles 2024, Department of Finance](#)

2.1 The IVAIS grant opportunity

Grant funding under the IVAIS program is available through the following grant opportunity categories:

- [IVAIS Open Competitive Grant Opportunity](#)

An annual grant opportunity open to all eligible organisations seeking funding to deliver activities that meet IVAIS program outcomes.

- [IVAIS Closed Non-Competitive Grant Opportunity](#)

A Closed Non-Competitive grant opportunity is available for organisations currently funded under the IVAIS program through multi-year grant agreements. There is no maximum amount for each grant. Funding levels vary depending on the scale and type of activities.

In accordance with the CGRPs, the IVAIS program is administered using merit-based processes to achieve better outcomes and value with money. The program offers a Closed Non-Competitive Grant Opportunity for existing IVAIS grantees with multi-year grants agreements who demonstrate an ongoing funding need and have a well-established record of delivering against the program outcomes¹. Organisations and activities are assessed against the eligibility and assessment criteria and on past performance where applicable, including an overall consideration of value with money.

The Closed Non-Competitive Grant Opportunity also allows for organisations to be invited to deliver program specific activities to meet emerging sector needs where applicable.

*These guidelines relate to the **IVAIS Closed Non-Competitive Grant Opportunity**. Please see separate guidelines for the IVAIS Open Competitive Grant Opportunity. Please contact the IVAIS team at: ivais@arts.gov.au if requiring further information about the respective grant opportunities.*

¹ Generally, funding is primarily delivered through closed non-competitive multi-year grant agreements, in recognition of eligible organisations ongoing performance in supporting the development, production and marketing of Indigenous visual art, as well as the provision of critical services in remote and very remote communities.

3. Grant amount and grant period

3.1 Grants available

IVAIS Closed Non-Competitive Grant Opportunity

There is approximately \$27 million to \$28 million per annum committed through the IVAIS program Closed Non-Competitive Grant Opportunity. There is no maximum amount for each grant. Grant amounts vary depending on the scale and type of program activities.

3.2 Grant period

Grant periods generally range from one to three years.

4. Eligibility criteria

4.1 Who is eligible for a grant?

Your organisation can only be considered for a grant if it satisfies all the eligibility criteria. To be eligible for an IVAIS grant, your organisation must:

- be existing multi-year funded organisations or organisations invited to deliver program specific activities

and

- be one of the following entity types:
 - an Aboriginal and/or Torres Strait Islander Corporation registered under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006*²
 - an entity established through specific Commonwealth or State or Territory legislation
 - a company incorporated in Australia
 - a company limited by guarantee
 - an incorporated association
 - a publicly funded research organisation
 - state, territory or local government body

and

- have an Australian Business Number (ABN)
- be registered for the Goods and Services Tax, if required by the Australian Taxation Office
- have no overdue acquittals or serious breaches relating to Australian Government funding. A serious breach is one that has resulted in, or warrants, the termination of a grant agreement.

4.2 Who is not eligible for a grant?

You are not eligible to apply if you are:

- an individual or sole trader
- an unincorporated association
- an overseas resident/organisation
- an organisation that is at risk of insolvency
- an organisation not included in **section 4.1**
- an organisation, or your project partner is an organisation, included on the National Redress Scheme's website on the list of Institutions that have not joined or signified their intent to join the Scheme. Further information is available at: www.nationalredress.gov.au.

² Grantees may seek more information about free business support and training available to Corporations registered under *Corporations (Aboriginal and Torres Strait Islander) Act 2006* by contacting the Office for the Registrar of Indigenous Corporations, or visit: www.oric.gov.au

5. What the grant money can be used for

5.1 Eligible grant activities

It is expected that activities will meet one or more of the following objectives:

- provides professional support to Aboriginal and Torres Strait Islander artists in the production, promotion and marketing of their art
- provides opportunities for Aboriginal and Torres Strait Islander artists to develop, extend, market and generate income from their professional visual art practice
- provides employment and economic opportunities in the visual arts industry for Aboriginal and Torres Strait Islander peoples, particularly in remote communities
- provides opportunities for art centre staff, artists and board members to develop professional skills and gain experience
- contributes to strengthening the Indigenous visual art industry, including the delivery of professional services and support by industry service organisations
- supports the upgrade or refurbishment of art centre facilities
- increases access for Aboriginal and Torres Strait Islander artists to national and international markets
- increases digital literacy and/or infrastructure*.

* Please note, in relation to requests for upgrades or refurbishments of art centre facilities, the IVAIS program is not able to fund large capital infrastructure activities, such as the construction of an art centre building or staff housing. That being the case, the IVAIS program can consider funding a contribution towards capital works in partnership with, for example, other government entities and/or philanthropists.

5.2 Eligible locations

Grant activities are generally expected to be based in Australia. Activities that provide access for Aboriginal and Torres Strait Islander artists to national and international markets may be eligible.

5.3 Eligible expenditure

If successful for funding, you can only spend the grant on eligible expenditure you have incurred on the grant activities, as per the project budget you will be required to provide to us. Expenditure on your grant activities must occur between the start date and end date of your grant agreement for it to be eligible.

The Government's National Cultural Policy - *Revive* recognises that fair pay and conditions for arts and cultural workers are essential. It acknowledges the centrality of artists and arts workers to the success of the industry.

Artists and professionals employed or engaged to deliver activities funded under the IVAIS program must be fairly remunerated for their work and able to work in safe professional workplaces. You must comply with legally-binding industrial awards and employment agreements, and related costs must be reflected in your budget. Minimum standards developed by Creative Workplaces must be adhered to. Further information is available at: creative.gov.au - [Creative Workplaces](https://creative.gov.au/creative-workplaces).

5.4 What the grant money cannot be used for

You cannot use the grant for activities that:

- are primarily focussed on community development or cultural maintenance³
- have already occurred
- are the primary responsibility of other Commonwealth, State or Territory government programs.⁴

6. The assessment criteria

6.1 Criteria

An activity considered through the grant opportunity needs to demonstrate the extent to which it satisfies the selection criteria in contributing to meeting the program outcomes as well as achieving value with money. To receive IVAIS grant funds, the activity must demonstrate that your organisation, and the artists associated with it or the grant activity, have the expertise to deliver a professional visual art program, as well as appropriate governance, cultural competency, financial management and business planning skills.

Organisations will be assessed against the eligibility and the assessment criteria.

Criteria	Weighting
1. The degree to which the activity will contribute to achieving program outcomes – see Section 2	40%
2. The degree to which the activity aligns with the strategies and actions outlined in the Indigenous Art Centre Framework - see Section 2	30%
3. The demonstrated expertise and capacity of the organisation to undertake the grant activity	20%
4. The demonstrated need for the grant	10%

Criterion 1

The degree to which the activity will contribute to achieving IVAIS outcomes (Weighting: 40%)

As this is a national grant opportunity, consideration will also be given to the overall balance of activities funded across remote regions.

You should demonstrate this through identifying:

- the number of Aboriginal and Torres Strait Islander:
 - artists expected to participate in or benefit from the activity
 - employees working in the organisation
- the number of events and exhibitions
- the value and/or number of art sales

³ IVAIS provides funding for professional visual arts activities that have strong connections to the art market. It does not fund activities focused on community arts development, Indigenous languages or cultural maintenance. This means that funding is not available to support cultural centres and keeping places, art therapy programs and cultural development programs unless strong connections to the art market can be demonstrated. For project based arts activities with an Indigenous languages focus, you may wish to look at the department's Indigenous Languages and Arts (ILA) program at: [Indigenous Languages and Arts program | Office for the Arts](#)

⁴ refer to www.business.gov.au/ for information about other government grants.

- the activity does not duplicate other visual art services in the community or region
- opportunity for market expansion, innovation and/or improving capacity and sustainability.

Criterion 2

The degree to which the activity aligns with the strategies and actions outlined in the *Indigenous Art Centre Framework* (Weighting: 30%)

You should demonstrate this through identifying:

- provision of professional opportunities for artists
- provision of professional training and development for artists, board directors and staff
- community support for the activity.

Criterion 3

The demonstrated expertise and capacity of the organisation to undertake the grant activity (Weighting: 20%)

You should demonstrate this through identifying:

- a demonstrated history of managing government or other grant funding, including no serious breaches
- demonstrated financial stability
- having in place an effective risk management approach that will minimise potential waste of grant funding evidence of suitably qualified personnel delivering the activity.

Criterion 4

The demonstrated need for the grant (Weighting: 10%)

You should demonstrate this through identifying:

- a balanced and realistic budget showing requested grant amount and projected expenses
- the scale and level of other funding and/or in-kind support proposed to support the activity.

6.2 Value with money

In order to ensure that the grant opportunity achieves value for money, activities must:

- respond to a demonstrated need for grant funds
- represent efficient, effective, economical and ethical use of public resources
- not duplicate activities that are, or could be, provided by other funded organisations
- provide overall public benefit.

7. How to apply

This is a non-application based process. Organisations do not need to submit an application for this grant opportunity.

7.1 Timing of grant opportunity process

If you have received a multi-year grant through the IVAIS program to deliver an ongoing activity and your grant agreement is due to expire at the end of the financial year, the IVAIS team will contact you during the final year of your grant activity to discuss future funding processes and opportunities.

Organisations considered through the Closed Non-Competitive Grant Opportunity to deliver specific IVAIS program activities, will be contacted directly by the department.

7.2 Questions

If you have any questions, please contact the IVAIS team at ivais@arts.gov.au or by calling 1800 006 992. We aim to respond to emails within three working days.

8. The grant selection process

8.1 Assessment of organisations

If you have received a multi-year grant through the IVAIS program to deliver an ongoing activity and your grant agreement is due to expire at the end of the financial year, you will be contacted by the department during the final year of your grant activity to discuss your achievements, plans, challenges or opportunities. Your activity will be assessed based on this conversation, as well as against the IVAIS eligibility and assessment criteria.

Organisations considered to deliver specific IVAIS program activities, will be contacted directly by the department to discuss the activity and to provide support material as required. Your activity will be assessed based on this conversation, receipt of any support material, as well as against the IVAIS eligibility and assessment criteria.

8.2 Who will assess organisations

Departmental officers undertake eligibility checks and assessment of all organisations and activities. Officers have extensive training and experience in grants management, stakeholder liaison and financial management skills as well as the day-to-day management of the program in accordance with the CGRPs, and these guidelines.

Organisations and activities will be assessed by departmental officers based on their merits and as per **section 6.1**.

External bodies advice may be sought to assist with assessments of applications and anyone involved in the assessment process, including external bodies, will be required to perform their duties in accordance with the CGRPs and declare any conflict of interest (as per **section 13.2** of these rules and guidelines).

A funding moderation process will then be undertaken to ensure consistency in the evaluation and to finalise grant recommendations and make recommendations to the decision maker giving consideration to the amount of funding available, and any identified risks.

8.3 Who will approve grants

The Minister for the Arts approves grants under the program on the recommendations of the moderation panel. The Minister's decision, guided by recommendations, is final in all matters, including:

- the approval of the grant
- the grant amount to be provided.

There is no appeal mechanism for the decision to approve or not approve a grant.

9. Notification of Closed Non-Competitive grant round outcomes

We will advise you of the Minister for the Arts' decision in writing. If successful, you will also be advised about any specific terms and conditions attached to the grant.

10. Successful organisations

10.1 The grant agreement

Successful organisations will be required to enter into a legally binding grant agreement with the Commonwealth represented by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts, based on the Commonwealth Simple or Standard Grant Agreement depending on the complexity and risk level of your activity. Grant Agreement templates are available at: [Grants Toolkit | Department of Finance](#).

Standard terms and conditions for the grant agreement will apply and cannot be changed. A schedule may be used to outline the specific grant requirements. Any additional conditions attached to the grant will be identified in the grant offer or during the grant agreement negotiations.

Agreements are aimed to be negotiated with you within 30 days of the grant's announcement. If there are unreasonable delays by you in finalising a grant agreement, the grant offer may be withdrawn and the grant may be awarded to a different organisation.

You must not make any financial commitments related to the grant activity until a grant agreement has been executed by the Commonwealth.

The Commonwealth may recover grant funds if there is a breach of the grant agreement.

10.2 Specific legislation, policies and industry standards

You must provide a safe and fair workplace for people engaged with your project. This includes adhering to workplace health and safety standards and legally-binding industrial awards and employment agreements. Relevant guidance developed by Creative Workplaces (within Creative Australia) must be followed. Further information is available at: creative.gov.au - [Creative Workplaces](#).

The Indigenous Art Code

The Indigenous Art Code (the Code) is a voluntary industry-led code of conduct that guides ethical trade in the industry. The Code is a set of rules and guidelines that Dealer Members, both Indigenous and non-Indigenous businesses, commit to follow to ensure ethical practices and fair treatment of Aboriginal and Torres Strait Islander artists. If you receive an IVAIS grant you are expected to abide by the Code's ethos, and are strongly encouraged to become a signatory to or a member of the Code. Further information is available at: www.indigenousartcode.org.

The Code of Practice for Visual Arts, Craft and Design

The Australian Government has endorsed the voluntary Code of Practice for Visual Arts, Craft and Design (the Code of Practice) as an action through in the release of the National Cultural Policy – *Revive*. The National Association for the Visual Arts (NAVA) developed and maintains the Code of Practice.

The Code of Practice covers good practice approaches to working relationships, ethical standards of access and inclusion, and payment rates for artists and arts workers. You are expected to abide by the Code of Practice where applicable.

The Code of Practice is available at [Code of Practice for Visual Arts, Craft and Design](#) and *Revive* is available at [National Cultural Policy—Revive: a place for every story, a story for every place](#).

Indigenous Cultural and Intellectual Property (ICIP)

ICIP refers to all aspects of Indigenous peoples' cultural heritage, including the tangible and intangible. The right of Indigenous people to own and control their cultural heritage is not always protected under copyright laws, therefore the use of Indigenous protocols is encouraged.

The Government respects the cultural and spiritual significance of First Nations Peoples' ICIP, and acknowledges that any ICIP belongs to the Traditional Custodians of the ICIP and ownership of the ICIP will remain with the Traditional Custodians.

You must agree to respect the cultural and spiritual significance of First Nations Peoples' ICIP. This includes: obtaining free, prior, informed and written consent; providing fair compensation payment; and providing acknowledgement of the Traditional Custodians of any ICIP which has been used or incorporated into any project materials.

Further information regarding Protocols for using First Nations Cultural and Intellectual Property in the Arts is available from Creative Australia at: [Protocols for using First Nations Cultural and Intellectual Property in the Arts](#).

National Principles for Commonwealth Child Safe Framework

The Royal Commission into Institutional Responses to Child Sexual Abuse highlighted the need for organisations to adopt child safe practices including appropriate screening of staff, mandatory reporting and adoption of the [National Principles for Child Safe Organisations](#). The Australian Government committed to a new Commonwealth-wide framework to protect children and young people it is responsible for – the [Commonwealth Child Safe Framework \(CCSF\)](#).

The Australian Government is considering appropriate ways to apply the requirements of the CCSF to grant recipients. A child safety clause is likely to be included in a grant agreement where the Commonwealth considers the grant is for:

- services directly to children; or
- activities that involve contact with children that is a usual part of, and more than incidental to, the grant activity.

A child safety clause may also be included in the grant agreement if the Commonwealth considers the grant activity involves children more broadly.

The successful organisation will be required to comply with all child safety obligations included in the grant agreement published with this grant opportunity or notified to the successful organisation prior to execution of the grant agreement. Irrespective of the child safety obligations in the grant agreement you must always comply with your Commonwealth, State and Territory legislative requirements for working with children and mandatory reporting.

Research Ethics

If your activity or project involves research, you are expected to adhere to the *National Statement on Ethical Conduct in Human Research 2023*, which sets the requirements for the ethical design, review and conduct of human research in Australia. Further information is available at: [National Health and Medical Research Council - National Statement on Ethical Conduct in Human Research 2023](#).

10.3 How the grant is paid

The grant agreement will state the maximum grant amount to be paid. We will make payments according to an agreed schedule set out in the grant agreement. Payment, either partial or in full, will be made on execution of the agreement, with any subsequent payments subject to satisfactory progress on the grant activity or project. Unless otherwise agreed by us, we must receive and accept documents including but not limited to periodic reports, before subsequent milestone payments will be made. Payments will not be made where the grantee has a breach.

10.4 Grants payments and GST

Payments will be made as set out in the grant agreement. Payments will be Goods and Services Tax (GST) inclusive, where applicable. Payments to State, Territory and local government bodies do not attract GST.

Additional information regarding GST can be found on the Australian Taxation Office website at: www.ato.gov.au.

11. Announcement of grants

If successful, your grant will be listed on the Australian Government's GrantConnect website at www.grants.gov.au, 21 calendar days after the grant agreement date of effect as required by **section 5.3** of the CGRPs. Further information is available at: [Commonwealth Grants Rules and Principles \(CGRPs\)](#).

All successful grants will also be published on the Office for the Arts' website at: arts.gov.au.

Your grant may be announced by the Minister for the Arts and/or by your local Member of the Australian Parliament.

12. How we monitor your grant activity

12.1 Keeping us informed

You should let us know if anything is likely to affect your grant activity or organisation.

We need to know of any key changes to your organisation or its business activities, particularly if they affect your ability to deliver on and complete your grant activity, carry on business and pay debts due.

You must also inform us of any changes to your:

- name
- addresses
- nominated contact details
- bank account details.

If you become aware of a breach of terms and conditions under the grant agreement, you must contact us immediately. You must also advise us in advance of an inability to meet timeframes for your grant activity or reporting, as agreed in your grant agreement.

You must notify us of events relating to your grant and provide an opportunity for the Minister or their representative to attend.

12.2 Reporting

You must submit reports in line with the grant agreement. You are required to submit your reports through SmartyGrants.

Progress reports

Progress reports must:

- include evidence of your progress towards completion of agreed activities and outcomes
- show the total eligible expenditure incurred to date
- be submitted by the report due date.

We will only make grant payments when we receive satisfactory progress reports.

You must discuss any reporting delays with us as soon as you become aware of them.

Ad-hoc reports

We may ask you for ad-hoc reports on your grant. This may be to provide an update on progress, or any significant delays or difficulties in completing the grant activity.

12.3 Audited financial acquittal report

Depending on the value of the grant, and/or the risk level and complexity of your activity, under the terms and conditions of your grant agreement, we may request you to provide:

- a declaration that the grant money was spent in accordance with the grant agreement, and if applicable, a report on any underspends of the grant money, or
- a financial acquittal report that verifies that you spent the grant in accordance with the grant agreement, or
- an independently audited financial acquittal report.

12.4 Grant agreement variations

We recognise that unexpected events may affect progress. In these circumstances, you can request a variation to your agreement, including:

- adjusting activity milestones
- extending the timeframe, for a reasonable period of time, to allow completion of the activity
- changing allocations across budget items.

You can request a variation by advising ivais@arts.gov.au before the grant agreement end date.

You should not assume that a variation request will be successful. We will consider the request based on factors such as:

- how it affects the activity outcome
- whether it is consistent with IVAIS outcomes, and any relevant Australian Government policies
- changes to the timing of grant payments
- availability of the IVAIS budget.

12.5 Compliance visits

We may visit you during or at the completion of your grant activity to review your compliance with the grant agreement. We will provide you with reasonable notice of any compliance visit.

12.6 Record keeping

We may also inspect the records you are required to keep under the grant agreement.

12.7 Evaluation

We will evaluate the grant to measure how well the outcomes have been achieved. IVAIS grant agreements require you to provide information to assist us with this evaluation including, but not limited to:

- number of Aboriginal and Torres Strait Islander:
 - artists provided with professional visual art services
 - people employed
- value of art sales
- demonstrated participation in exhibitions and other industry events
- demonstrated provision of professional development and training opportunities for artists, staff, arts workers and board directors
- demonstrated financial viability and administrative stability.

12.8 Acknowledgement

The IVAIS logo is available from arts.gov.au must be used on all published materials related to funded activities under the grant opportunity. Whenever the logo is used, the IVAIS grant must be acknowledged as follows:

[Name of organisation or event] receives funding through the Australian Government's Indigenous Visual Arts Industry Support program.

The IVAIS grant opportunity must also be acknowledged in speeches at any public events, such as exhibition openings and symposiums, as follows:

[Name of organisation or event] receives funding through the Australian Government's Indigenous Visual Arts Industry Support program.

13. Probity

The Australian Government will make sure that the grant opportunity process is fair, according to the published guidelines, incorporates appropriate safeguards against fraud, unlawful activities and other inappropriate conduct and is consistent with the CGRPs.

These guidelines may be changed from time-to-time by the Australian Government. When this happens, the revised guidelines will be published on GrantConnect at www.grants.gov.au.

13.1 Enquiries and feedback

All complaints about a grant process must be provided in writing.

Any questions you have about grant decisions for this grant opportunity should be sent to ivais@arts.gov.au.

If you do not agree with the way the Department of Infrastructure, Transport, Regional Development, Communications and the Arts has handled your complaint, you may complain to the [Commonwealth Ombudsman](#). The Ombudsman will not usually look into a complaint unless the matter has first been raised directly with the Department of Infrastructure, Transport, Regional Development, Communications and the Arts.

The Commonwealth Ombudsman can be contacted on:

Phone (Toll free): 1300 362 072
Email: ombudsman@ombudsman.gov.au
Website: www.ombudsman.gov.au

13.2 Conflict of interest

Any conflicts of interest could affect the performance of the grant. There may be a conflict of interest, or perceived conflict of interest, if department staff and/or you, or any of your personnel:

- has a professional, commercial or personal relationship with a party who is able to influence the selection process, such as an Australian Government officer
- has a relationship with, or in, an organisation, which is likely to interfere with or restrict the organisation from carrying out the proposed activities fairly and independently or
- has a relationship with, or interest in, an organisation from which they will receive personal gain because the organisation receives a grant under the grant opportunity.

You must declare any perceived or existing conflicts of interests to us, and we will handle them as set out in Australian Government policies and procedures. If you later identify that there is an actual, apparent, or potential conflict of interest, or that one might arise in relation to a grant, you must inform us in writing immediately.

Conflicts of interest for Australian Government staff will be handled as set out in the [Public Service Act 1999](#), and [Public Service Code of Conduct \(Section 13\(7\)\)](#).

13.3 Privacy

We treat your personal information according to the [Privacy Act 1988](#) and the [Australian Privacy Principles](#). This includes letting you know:

- what personal information we collect
- why we collect your personal information
- who we give your personal information to.

Your personal information can only be disclosed to someone else for the primary purpose for which it was collected, unless an exemption applies.

The Australian Government may also use and disclose information about organisations and grant recipients under this grant opportunity in any other Australian Government business or function. This includes disclosing grant information on GrantConnect as required for reporting purposes and giving information to the Australian Taxation Office for compliance purposes.

We may share the information you give us with other Commonwealth entities for purposes including government administration, research or service delivery, according to Australian laws.

As part of your activity, you declare your ability to comply with the [Privacy Act 1988](#) and the Australian Privacy Principles and impose the same privacy obligations on officers, employees, agents and subcontractors that you engage to assist with the activity, in respect of personal information you collect, use, store, or disclose in connection with the activity. Accordingly, you must not do anything that, if done by the department, would breach an Australian Privacy Principle as defined in the Act.

13.4 Confidential Information

Other than information available in the public domain, you agree not to disclose to any person, other than us, any confidential information relating to the grant agreement, without our prior written approval. The obligation will not be breached where you are required by law, Parliament or a stock exchange to disclose the relevant information or where the relevant information is publicly available (other than through breach of a confidentiality or non-disclosure obligation).

We may at any time, require you to arrange for you, or your employees, agents or subcontractors, to give a written undertaking relating to nondisclosure of our confidential information in a form we consider acceptable.

We will keep any information in connection with the grant agreement confidential to the extent that it meets all of the three conditions below:

1. you clearly identify the information as confidential and explain why we should treat it as confidential
2. the information is commercially sensitive
3. revealing the information would cause unreasonable harm to you or someone else.

We will not be in breach of any confidentiality agreement if the information is disclosed to:

- other Commonwealth employees and contractors to help us manage the program effectively
- employees and contractors of our department so we can research, assess, monitor and analyse our programs and activities
- employees and contractors of other Commonwealth agencies for any purposes, including government administration, research or service delivery
- other Commonwealth, State, Territory or local government agencies in program reports and consultations
- the Auditor-General, Ombudsman or Privacy Commissioner
- the responsible Minister or Parliamentary Secretary, and
- a House or a Committee of the Australian Parliament.

The grant agreement may also include any specific requirements about special categories of information collected, created or held under the grant agreement.

13.5 Freedom of information

All documents in the possession of the Australian Government, including those about this grant opportunity, are subject to the *Freedom of Information Act 1982* (FOI Act)⁵.

The purpose of the FOI Act is to give members of the public rights of access to information held by the Australian Government and its entities. Under the FOI Act, members of the public can seek access to documents held by the Australian Government. This right of access is limited only by the exceptions and exemptions necessary to protect essential public interests and private and business affairs of persons in respect of whom the information relates.

Freedom of Information requests must be referred to the FOI Coordinator in writing.

⁵ Refer to: www.legislation.gov.au/Series/C2004A02562



October 2024

The Freedom of Information Coordinator can be contacted by.

Mail: Freedom of Information Coordinator
Department of Infrastructure, Transport, Regional Development,
Communications and the Arts
GPO Box 2154
CANBERRA ACT 2601

Email: FOI@infrastructure.gov.au

14. Consultation

Indigenous Australians, as the principle beneficiaries of IVAIS, have been consulted in the grant opportunity design process.

15. Glossary

Term	Definition
Aboriginal or Torres Strait Islander person (or Indigenous person)	Someone who : <ul style="list-style-type: none"> a) is of Aboriginal or Torres Strait Islander descent; and b) identifies as an Aboriginal or Torres Strait Islander person; and c) is accepted as an Aboriginal or Torres Strait islander person by the community in which they live.
Assessment criteria	The specified principles or standards against which organisations will be judged. These criteria are used to assess the merits of proposals and, in the case of a competitive granting activity, to determine organisation or activity rankings. (as defined in the CGRPs)
Commonwealth Grants Rules and Principles (CGRPs)	The Commonwealth Grants Rules and Principles 2024 replaced the Commonwealth Grants Rules and Guidelines 2017 from 1 October 2024 . The Commonwealth Grants Rules and Principles 2024 (CGRPs) are issued by the Finance Minister (Minister for Finance) under section 105C of the Public Governance, Performance and Accountability Act 2013 (PGPA Act). The Commonwealth Grants Rules and Principles establish the overarching Commonwealth grants policy framework and articulate the expectations for all non-corporate Commonwealth entities in relation to grants administration. Under this overarching framework, non-corporate Commonwealth entities undertake grants administration based on the mandatory requirements and key principles of grants administration. Further information is available at: Commonwealth Grants Rules and Principles 2024 (CGRPs)
Date of effect	Depending on the particular grant, this can be the date in which a grant agreement is signed or a specified starting date (as defined in the CGRPs)
Eligibility criteria	The principles, standards or rules that a grantee must meet to qualify for consideration of a grant. Eligibility criteria may apply in addition to assessment criteria.
First Nations	A person, organisation or community who identity as Aboriginal or Torres Strait Islander (see above).
Grant	A grant is an arrangement for the provision of financial assistance by the Commonwealth or on behalf of the Commonwealth: <ul style="list-style-type: none"> • under which relevant money or other Consolidated Revenue Fund money, is paid to a recipient other than the Commonwealth; and • which is intended to assist the recipient achieve its goals; and • which is intended to help address one or more of the Australian Government's policy objectives; and • under which the recipient may be required to act in accordance with specified terms or conditions. (CGRPs section 2.6)

Grant activity or activity	Is the activity /tasks /services that the Grantee is required to undertake with the grant funds. It is described in the Grant Agreement.
Grant agreement	Grant agreement means the contract template used by Australian Government entities to set out the mutual obligations relating to the provision of the grant.
GrantConnect	GrantConnect is the Australian Government's whole-of-government grants information system, which centralises the publication and reporting of Commonwealth grants in accordance with the CGRPs.
Grant opportunity	A notice published on GrantConnect advertising the availability of Commonwealth grants. Previously known as a grant program or a program.
Grant program	The Australian Government's Arts and Cultural Development Program which contributes to the Department of Infrastructure, Transport, Regional Development, Communications and the Arts Outcome 6 in the Portfolio Budget Statements.
Grantee	An individual/organisation that has been awarded a grant.
Indigenous business	Any business that is more than 50 per cent owned by Aboriginal or Torres Strait Islander people.
Indigenous organisation	<p>An organisation is Indigenous if it satisfies the Indigeneity requirement under Section 29-5 of the Corporations (Aboriginal and Torres Strait Islander) Act 2006 (CATSI Act):</p> <ul style="list-style-type: none"> ▪ If the corporation has five (5) or more members – at least 51 per cent of the members are Indigenous Australians. ▪ If the corporation has fewer than five (5) members but more than one (1) member – all of the members, or all but one of the members are Indigenous Australians. ▪ If the corporation has only one (1) member – that member is an Indigenous Australian. <p>While not all organisations will be incorporated under the CATSI Act, the above membership ratios need to be met for an organisation to be deemed to be an Indigenous organisation.</p>
Member (of an Aboriginal and Torres Strait Islander corporation)	<p>A member of an Aboriginal and Torres Strait Islander corporation is someone who:</p> <ul style="list-style-type: none"> ▪ is a member of the corporation on its registration database; or ▪ after registration, agrees to become a member and their name is entered on the register of members. They are not a member until this is completed.

Portfolio Budget Statement (PBS) Program	Described within the entity's Portfolio Budget Statement (PBS), PBS programs each link to a single outcome and provide transparency for funding decisions. These high-level PBS programs often comprise a number of lower levels, more publicly recognised programs, some of which will be Grant Programs. A PBS Program may have more than one Grant Program associated with it, and each of these may have one or more grant opportunities.
Selection criteria	Comprise eligibility criteria and assessment criteria.
Selection process	The method used to select potential grantees. This process may involve comparative assessment of organisations or the assessment of organisations against the eligibility criteria and/or the assessment criteria.
Value with money	<p>Value with money in this document refers to 'value with relevant money' which is a judgement based on the grant proposal representing an efficient, effective, economical and ethical use of public resources and determined from a variety of considerations.</p> <p>When administering a grant opportunity, an official should consider the relevant financial and non-financial costs and benefits of each proposal including, but not limited to:</p> <ul style="list-style-type: none"> • the quality of the project proposal and activities; • fitness for purpose of the proposal in contributing to government objectives; • that the absence of a grant is likely to prevent the grantee and government's outcomes being achieved; and • the potential grantee's relevant experience and performance history.