

Rules of the Grzegorz Fitelberg International Conducting Course Masterclass 2022

Terms and Abbreviations

Grzegorz Fitelberg International Conducting Course - a paid conducting course held on 10-15 October 2022 by the Henryk Mikołaj Górecki Silesian Philharmonic, **hereinafter referred to as Masterclass 2022.**

Organiser – the Henryk Mikołaj Górecki Silesian Philharmonic with its registered office in Poland, Katowice, ul. Sokolska 2 (40-084), **hereinafter referred to as the Organiser.**

Instructor – a conductor, teacher, specialist transferring knowledge and experience, mastering practical skills of the Participants, **hereinafter referred to as the Instructor.**

Consultant – a specialist consulting audio-video recordings of the Participants registered during classes with the Instructor, **hereinafter referred to as the Consultant.**

Mentor – a person appointed by the Organiser to provide information on the course, to contact the Participants, and to build relations between the Participants and the Organiser, **hereinafter referred to as the Mentor.**

Applicant – each person who submits an application to participate in the Grzegorz Fitelberg International Conducting Course, **hereinafter referred to as the Applicant.**

Participant – each person qualified to participate in the Grzegorz Fitelberg International Conducting Course, **hereinafter referred to as the Participant.**

§ 1

Introduction

These Rules define the terms and conditions of participation in the Grzegorz Fitelberg Conducting Course Masterclass 2022 and principles of recruiting Course Participants.

§2

General Provisions

1. The objective of Masterclass 2022 is professionalisation of young conductors (aged from 18) through running a conducting course.
2. The workshops shall be held in Poland, in the Organiser's headquarters, i.e.: the Henryk Mikołaj Górecki Silesian Philharmonic, on 10-15 October 2022.
3. The Participants will be educated in artistic and practical aspect.
 - 3.1. Artistic aspect – each Participant will have an opportunity to acquire conducting knowledge and skills – the conductor as the foundation of artistic expertise.
 - 3.2. Practical aspect – each Participant will have an opportunity to cooperate with the Symphony Orchestra of the Silesian Philharmonic – the conductor as the main performer of artistic activities.
4. Participation in Masterclass 2022 shall be possible for a fee, in compliance with § 9 of these Rules.

§ 3

Active Participation

1. The active participation in Masterclass 2022 is limited to 12 available places.
2. Within the scheme of the active participation, each of the 12 qualified Participants shall have:
 - 2.1. Accommodation for 6 nights (with breakfasts) in the vicinity of the Silesian Philharmonic,
 - 2.2. 4 days of practical workshops with the Instructor and the Symphony Orchestra of the Silesian Philharmonic,
 - 2.3. 4 days of audio-video recordings (registration of the conducting work performed by the Participant),
 - 2.4. 3 days of conducting consultations (analysis of the material recorded during the workshop session),
 - 2.5. 4 days of Meetings with the Master's work (meetings with the Instructor during their everyday artistic work),
 - 2.6. Cooperation with the Symphony Orchestra of the Silesian Philharmonic, i.e.: work with the orchestra during 4 workshop sessions with the Instructor,
 - 2.7. An opportunity to conduct a part of a dress rehearsal to the concert on 15 October 2022,
 - 2.8. An opportunity to perform in front of an audience and to conduct the Symphony Orchestra of the Silesian Philharmonic during a part of the concert on 15 October 2022,
 - 2.9. A course completion certificate.
3. The work performed during the Masterclass 2022 comprises four items.
 - 3.1. The work with the Instructor (item one).

The first stage covers workshop sessions, during which Participants will work with the Symphony Orchestra of the Silesian Philharmonic. Each conducting activation run by the Instructor will comprise working on an actual performance material directly with the Participant. Passive participants will be simultaneously studying the art of conducting through observation. The order of conducting activation of the Participants will be alphabetic (from A to Z), and its minimum duration shall be 20 minutes each day from 10 to 13 October 2022, for each active Participant.
 - 3.2. The work with the Consultant (item two).

The classes shall cover an analysis of the material recorded during the workshop session. The classes will be held for the entire group, and the Consultant will point to areas for development to each active Participant. The recorded material shall be also made available to active Participants of the masterclass in a form recorded exclusively for their archival use (in compliance with § 5 of these Rules). The Instructor and the Consultant are not the same person (they are two different persons).
 - 3.3. A Meeting with the Master's Work (item three).

The programme of Masterclass 2022 offers an opportunity to have a real meeting with the Instructor in their everyday artistic work in the item titled "A Meeting with the Master's Work". Each of the Participants will be given an opportunity to participate in a concert and rehearsals held under the baton of the Instructor.

- 3.4. Masterclass Finale (item four).
Performance with the symphony orchestra in front of the audience, presenting the performance material which was the topic of the workshop classes Masterclass 2022 (dress rehearsal + concert).
4. Furthermore, in the presence of relevant practical reasons, the Instructor reserves **the right to automatically qualify** one Masterclass 2022 Participant they choose **to the 11th Grzegorz Fitelberg International Competition for Conductors 2023**. The Instructor's decision will not be justified, will be final, and shall not be subject to appeal.

§ 4 Passive Participation

1. The passive participation in Masterclass 2022 is limited to 8 available places.
2. Within the scheme of the passive participation, each of the 8 qualified Participants shall have:
 - 2.1. The right of passive observation of cooperation between the Instructor and the active Participants on conducting the Symphony Orchestra of the Silesian Philharmonic during:
 - a. 4 workshop sessions with the Instructor,
 - b. 4 days of the Meetings with the Master's Work (meetings with the Instructor, in their everyday artistic work),
 - c. The dress rehearsal to the concert on 15 October 2022,
 - d. The concert on 15 October 2022.
 - 2.2. A course completion certificate.
3. **Passive Participants shall be obliged to organise and finance accommodation on their own.**

§ 5

Copyright and Related Rights

1. The Participant transfers the copyright and related rights to the audio-video recordings and photo shoots with the Participant, prepared within the scheme of Masterclass 2022 from 10 October 2022 to 15 October 2022, to the unlimited in time, in Poland and abroad, use and distribution, in whole or in parts, with no limitations as to quantities (numbers), including granting sublicenses in the scope of the following fields of exploitation:
 - 1.1. Saving the artistic performance in computer memory and multimedia networks, including storage and further processing into any formats,
 - 1.2. Public display, playing, staging, performing, as well as using in any other way the artistic performance or parts thereof (or any of its elements) in any form of exploitation, in visual works, audio-visual works, or multimedia

works, for the purposes of all sorts of advertising, advertising shows, competition shows, festival shows, as well as reviews and other similar events, on the Internet, in multimedia presentations, on television, or by means of any other means of public communication.

- 1.3. The Organiser commits to provide the Participant with recordings – in the form of a DVD/DVDs – featuring the Participant as the main character (the audio-video materials referred to in section 1).
2. The Organiser grants the right for the Participant to dispose of the recordings referred to in section 1 exclusively for personal use (archival purposes) with no right to display them in public, but with the right to present the recordings in:
 - 2.1. Recruitment procedures of artistic competitions, masterclasses (e.g.: in conducting);
 - 2.2. Employment recruitment procedures (e.g.: for the purposes of portfolio presentation).
3. The Organiser does not grant the right to transfer copyright and related rights to the artistic material referred to in section 1 onto any third parties.

§ 6

Masterclass 2022 Programme

1. Artistic programme of Masterclass 2022 (including the concert on 15 October 2022)
 - Ludwig van Beethoven – Symphony No. 5 in C major op. 67
 - Johannes Brahms – Symphony No. 2 in D major op. 73
 - Giuseppe Verdi – *Nabucco*-Overture
 - Giuseppe Verdi – Gilda and Rigoletto duet, Act 1, *Rigoletto* – “Figlia..Mio padre!”
 - Giuseppe Verdi – Gilda and Rigoletto duet, Act 3, *Rigoletto* – “Lassu in cielo”
 - Giacomo Puccini – Musetta's aria, Act 1, *La Bohème* – “Quando m'en vo”
2. Masterclass 2022 agenda.
 - 2.1. Conducting workshops with the Instructor and the symphony orchestra – 10-13 October 2022, 4:00 p.m. – 9:00 p.m.
 - 4:00 p.m. –5:20 p.m. – practical workshop part 1
 - 5:20 p.m. –5:50 p.m. – break
 - 5:50 p.m. –7:10 p.m. – practical workshop part 2
 - 7:10 p.m. –7:40 p.m. – break
 - 7:40 p.m. –9:00 p.m. – practical workshop part 3
 - 2.2. Conducting consultations – meetings with the Consultant, devoted to the audio-video recordings of the Participants registered during classes with the Instructor - analysis of performance materials from the conducting workshops
 - 11-13 October 2022, 12:00 – 2:00 p.m.
- 2.1. A meeting with the Master's Work – an opportunity to attend – as a spectator – rehearsals to the concert and the symphonic concert under the baton of the Instructor.

- Participation in rehearsals of the symphony orchestra on 11-13 October 2022, 09:30 a.m. – 12:00
 - Participation in the symphonic orchestra on 14 October 2022, 07:00 p.m. – 09:00 p.m.
- 2.2. Masterclass 2022 finale– 15 October 2022.
- 9:30 a.m.–1:00 p.m. – dress rehearsal of the concert
 - 1:00 p.m. –7:00 p.m. – lunch break and free time
 - 7:00 p.m. –9:00 p.m. – concert and ceremony of distributing certificates

Table 1 The agenda in a table format

DATE EVENT	10.10. 2022	11.10. 2022	12.10. 2022	13.10. 2022	14.10. 2022	15.10. 2022
A Meeting with the Master's Work (with the symphony orchestra)	x	09:30 a.m. – 12:00 (rehearsal)	09:30 a.m. – 12:00 (rehearsal)	09:30 a.m. – 12:00 (rehearsal)	! 07:00 p.m.– 09:00 p.m. (concert)	x
Conducting consultations	x	12:00–02:00 p.m.	12:00– 02:00 p.m.	12:00– 02:00 p.m.	x	x
Conducting workshops with the Instructor and the symphony orchestra	04:00 p.m.– 09:00 p.m.	04:00 p.m.– 09:00 p.m.	04:00 p.m.– 09:00 p.m.	04:00 p.m.– 09:00 p.m.	x	x
Masterclass Finale	x	x	x	x	x	09:30 a.m. – 01:30 p.m. (rehearsal) BREAK 07:00 p.m. – 09:00 p.m. (concert)

§ 7 Recruitment Terms

1. The recruitment process consists of three stages.
2. First stage – call for applications – applications are to be submitted from 23 May 2022 to 18 August 2022 (by 11:59 p.m.). Each Applicant wishing to qualify to Masterclass 2022 is obliged to:
 - a. Demonstrate their experience in conducting symphony orchestras;
 - b. Prove their degree in music or their status of a student of music;
 - c. from **18 years of age** (i.e.: on 18 August 2022 they must be after their 18th birthday);

- d. Be communicative in English in speech and writing.
- 1.2. In order to qualify to Masterclass 2022, each Applicant is obliged to satisfy the following conditions by 18 August 2022:
- a. Complete the application form available on <http://fitelbergcompetition.com/>
 - b. Attach the following to the application form:
 - A CV with a short biography,
 - A portrait or equivalent photograph (requirements: 600 dpi, TIF or jpg),
 - A scan of a document confirming the Applicant's degree or status of a student or music;
 - A link (non-expiring, with no time limitation as to the availability of its contents) allowing to access an audio-video recording featuring the Applicant in the role of a conductor (e.g.: a part of a rehearsal or concert with an orchestra, 3 to 10 minutes, in AVI or MP4 files),
2. **Second stage** – deliberations of the recruitment team – 19-31 August 2022.
- 2.1. The applications submitted by Applicants will be analysed and evaluated by a recruitment team consisting of the Instructor and the Director of the Henryk Mikołaj Górecki Silesian Philharmonic.
 - 2.2. The submitted applications shall be verified in terms of their formal compliance (satisfying the guidelines defined in section 2) and artistic level. The decision of the recruitment team shall be final and not subject to appeal.
 - 2.3. The final list will consist of the following four categories:
 - a. Active Participants of Masterclass 2022 (max. 12)
 - b. Passive Participants of Masterclass 2022 (max. 8)
 - c. Reserve list – active Participants
 - d. Reserve list – passive Participants
 - 2.4. In the event of a resignation from the course as provided for in § 10 of these Rules, the next persons from the list will be invited, according to the order featured on the published reserve list referred to in item 3.3.
3. **Third stage** – announcement of recruitment results – 1 September 2022.
- 3.1. Lists of persons qualified to Masterclass 2022 (as active or passive Participants) and reserve lists shall be published on the Organiser's website on 1 September 2022 (address: <http://fitelbergcompetition.com/>).

§ 8 Post-Recruitment Process

1. Persons qualified to the Grzegorz Fitelberg International Conducting Course as active and passive Participants shall be informed on recruitment results individually via e-mail by the Mentor of Masterclass 2022 by 2 September 2022 at the latest.
2. Qualified persons, i.e.: Applicants who will be granted the status of the Participant (active or passive) will be obliged to remit the payments defined in § 9. The payments shall be remitted **not later than by 14 September 2022**. Failure to remit payments within the stipulated time limit shall be equivalent with deleting the Applicant from the list of Participants.

§ 9 Payments for Participation

1. Organiser's Details:

Henryk Mikołaj Górecki Silesian Philharmonic
ul. Sokolska 2, 40-084 Katowice, Poland
Tax Identification Number 6340137669

e-mail: masterclass@fitelbergcompetition.com

2. Participation fees

2.1. Participation fees shall be paid from 1 September 2022 to 14 September 2022.

Remitting the payment after the stipulated time limit, i.e.: on 15 September 2022 and later, shall result in deleting a given person from the list of Participants in the Grzegorz Fitelberg International Conducting Course Masterclass 2022.

2.2. Payments shall be made in PLN or EUR, according to the exchange rate as of the date of the wire transfer (as quoted by the National Bank of Poland), in compliance with items 2.3 and 2.4 § 9.

2.3. Payments in PLN

Payments shall be remitted to the following bank account:

93 090 1186 0000 0001 4266 6156

In the following amounts:

- a. ACTIVE PARTICIPANT – PLN 6000
- b. PASSIVE PARTICIPANT – PLN 450

Please provide the following transfer title:

MASTERCLASS/22/FIRST NAME AND SURNAME/

2.4. Payments in EUR

Payments shall be remitted to the following bank account:

PL 83 1090 1186 0000 0001 4915 8934, BIC: WBKPPLPP

In the following amounts:

- a. ACTIVE PARTICIPANT - EUR 1300
- b. PASSIVE PARTICIPANT - EUR 100 €

Please provide the following transfer title:

MASTERCLASS/22/FIRST NAME AND SURNAME/

§ 10 Terms of Resignation from Masterclass 2022

1. Each qualified Participant can resign from participation in the project by 9 September 2022, by submitting an e-mail statement on resignation from the Grzegorz Fitelberg International Conducting Course Masterclass 2022 to the address: masterclass@fitelbergcompetition.com
2. Should any Participant be deleted from the Masterclass 2022 qualification list referred to in § 7 section 4, the Organiser can qualify Applicants from the reserve list to participate in the course.

3. Resignation from Masterclass 2022 in the period 10 September 2022 – 9 October 2022 shall be possible exclusively due to force majeure, in compliance with § 12 of these Rules.

§ 11

Reserve List

1. In situations referred to in § 10 section 2 and § 8 section 2 the Organiser reserves the right to add to the list of course participants in compliance with the qualification list referred to in § 7 section 4.
2. The Organiser shall have the privilege to exercise or waive the right referred to in §11 section 1 at its discretion.
3. Applicants qualified from the reserve list and invited by the Organiser to participate in Masterclass 2022 after 9 September 2022 will be obliged to satisfy all the formal requirements relating to their participation referred to in § 9 within 7 business days after the date of receipt of the notice from the Organiser.
4. Failure to pay the fee within the time limit defined in §11 section 3 shall be equivalent with deleting the Applicant from the list of Participants of Masterclass 2022.

§ 12

Force Majeure

1. The term “force majeure” means an external unpredictable and unpreventable event the occurrence of which prevents the Organiser or the Participant from fulfilling their obligations, in particular such as natural disasters, wars, terrorist attacks, strikes, illness of the Masterclass 2022 Instructor.
2. The Organiser and the Participant shall not be held liable for failure to perform or inappropriate performance of their obligations relating to Masterclass 2022 if the failure to perform or inappropriate performance of their obligations relating to the Rules of the Grzegorz Fitelberg International Conducting Course Masterclass 2022 results from force majeure.
3. In the event of force majeure:
 - 3.1. The Organiser shall immediately notify the Participant or Participants on the occurrence of force majeure and causes thereof electronically by sending an e-mail message to the Participant's address provided in the application form referred to in § 7 of these Rules.
 - 3.2. The Participant shall immediately notify the Organiser on the occurrence of force majeure and causes thereof electronically by sending an e-mail message to masterclass@fitelbergcompetition.com .
4. The Party affected by force majeure (Organiser or Participant) shall make every effort to immediately and in any case not later than within 2 days after the date of notice provide the other Party with a reasonable justification explaining the nature and causes of the force majeure occurrence. If after the notice the Parties do not agree otherwise, each of the Parties shall continue their best efforts in order to meet their obligations.

5. To the extent that one of the Parties (Organiser or Participant) is not able to meet their obligations resulting from these Rules due to being affected by force majeure, the other Party shall not be held liable for failure to perform the aforementioned obligations.
6. If force majeure affects a Participant and their justification is accepted by the Organiser, the Participant will be able to get a refund of the course fee, fully or partially, depending on the time of force majeure occurrence:
 - a. 10 September 2022 – 9 October 2022 – full refund of the course fee
 - b. 10 October 2022 – 15 October 2022 – refund of 1% of the course fee
7. In a special case of force majeure affecting the Organiser, such as the Instructor's illness or any other sudden indisposition, the Organiser reserves the right to first of all propose an adequate substitution for the Masterclass 2022 Instructor.

§ 13

Preventing, Counteracting, and Combating COVID-19

1. The Participant commits to follow and comply with the current special limitations and restrictions imposed in Poland by competent public authorities in relation to the state of epidemic threat and the state of epidemic caused by SARS-CoV-2 (COVID-19) in terms of preventing, counteracting, and combating the virus.
2. If the Participant is not able to fulfil their obligations under these Rules for reasons attributed to procedures of preventing, counteracting, and combating COVID-19 referred to in section 1, the Organiser:
 - 2.1. Shall not be held liable for failure to fulfil their obligations;
 - 2.2. Shall not suffer any financial consequences for this reason;
 - 2.3. Shall not reimburse the Participant for the payment of the participation fee in the Grzegorz Fitelberg International Conducting Course Masterclass 2022.

§ 14

Obligation to Provide Information

1. The Organiser fulfils the obligation to provide information under the provisions of Article 13 of the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), referred to as GDPR.
2. Detailed requirements relating to GDPR are set forth in the application form (§ 7 → 1.2. → a).

§ 15

Final Provisions

1. The Organiser reserves the right to amend these Rules.

2. These Rules shall come into force on 23 May 2022 and will remain binding until 16 October 2022.
3. The Organiser reserves the right to cancel the Grzegorz Fitelberg International Conducting Course if the number of qualified Participants is lower than 8.
4. All matters not regulated herein shall be governed by relevant provisions of the Civil Code of the Republic of Poland.