

# Tokenization of works of art as an object of collection and as an object of crime.



dr Katarzyna Lenczowska  
Soboń  
UMCS,  
District Prosecutor's Office  
in Lublin



# What is NFT in the context of an art work?

Non-fungible token - a non-exchangeable token based on the blockchain;

Non-duplicable;

Unique,

Single,

Containing an encrypted signature of the author, traceable origin;

Offered for sale on dedicated platforms, but also in auction houses.



Collection by The Last Raptor.  
[www.artplacer.com](http://www.artplacer.com)



**Bored Ape Yacht  
Club**

## Digital art vs. NFT

- Solving the problem of duplication of digital works;
- A new way of monetization for creators;
- NFT is a certificate of authenticity of the work;
- Possibility of archiving works of art

# Breakthrough events

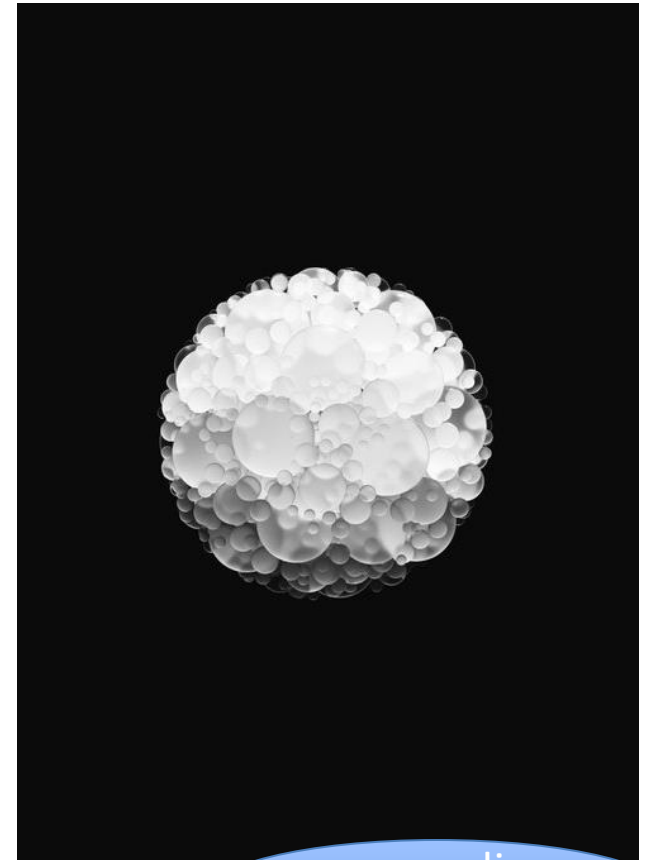
- In 2018, Andy Warhol's "14 Small Electric Chairs" was staged and put up for auction.
- More than 800 participants took part in the auction, ultimately purchasing 31.4% share of the work.
- After the auction, they received tokens confirming their fractional shares in the painting.
- They will also remain fractional co-owners if the pop-art work changes its majority shareholder and thus its actual owner.



# Breakthrough events

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- 1. **“The Merge”** - \$91.8 million (December 2021)
  - Author: Pak. The most expensive NFT ever. It's a digital masterpiece consisting of spherical masses that grew as more people bought NFT units.
- 2. **“Everydays: The First 5000 Days”** - \$69.3 million (March 2021)
  - Author: Beeple
  - Created one image a day for 5,000 days and then combined them into one monumental work.
- 3. **“Clock”** - \$52.7 million
  - Author: Pak
  - NFT showing a countdown timer of days since the imprisonment of Julian Assange, creator of WikiLeaks. The sale was to support his legal defense.

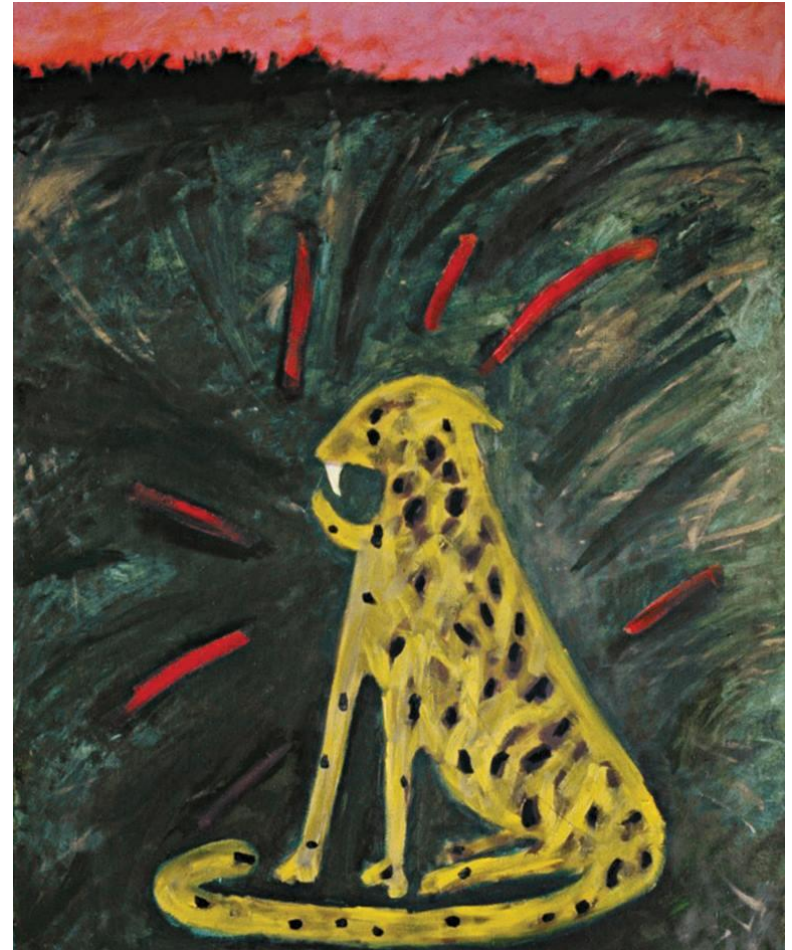


[www.medium.com](https://www.medium.com)



# Breakthrough events

- Market Development:  
CryptoPunks, Bored Ape Yacht Club, Pudgy Pingwins.
- Auction houses:  
Christie's, Sotheby's;
- Polish auction houses:  
Desa Unicum, Agra - ART
- Archiving the works of art  
by Bank Pekao



„Why there is something rather than nothing” by Pawel Kowalewski

# Advantages and disadvantages

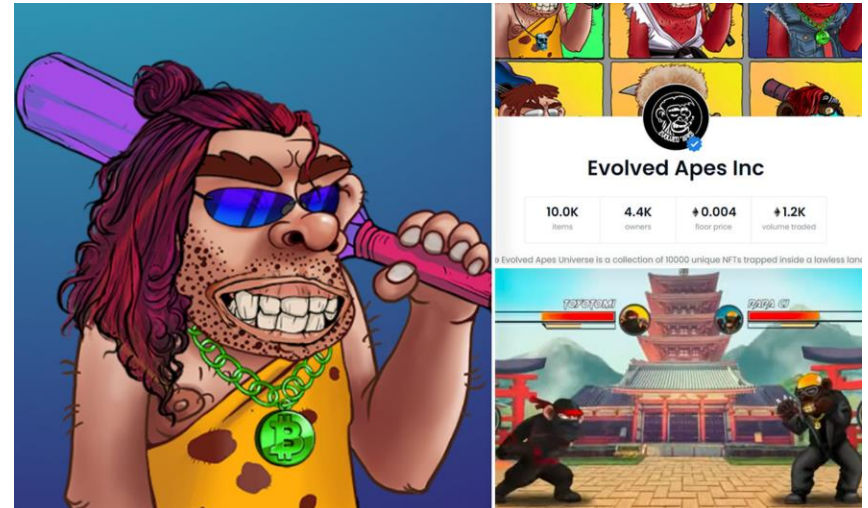
- Royalties on each resale
- Direct contact with the buyer, no middlemen
- Global marketplace available online;
- Platform: OpenSea, Rarible, SuperRare
- Speculation and lack of artistic value
- Lack of physicality and permanence of the work
- Problems with authenticity and duplication

# NFT fraud and theft

Fake NFT (Evil Ape)  
Collections;

Phishing and theft of  
cryptocurrency wallets  
(February 2022 OpenSea).

Pump and Dump.



<https://www.dailymail.co.uk/>



# NFT vs. money laundering

Wash trading - fake trades

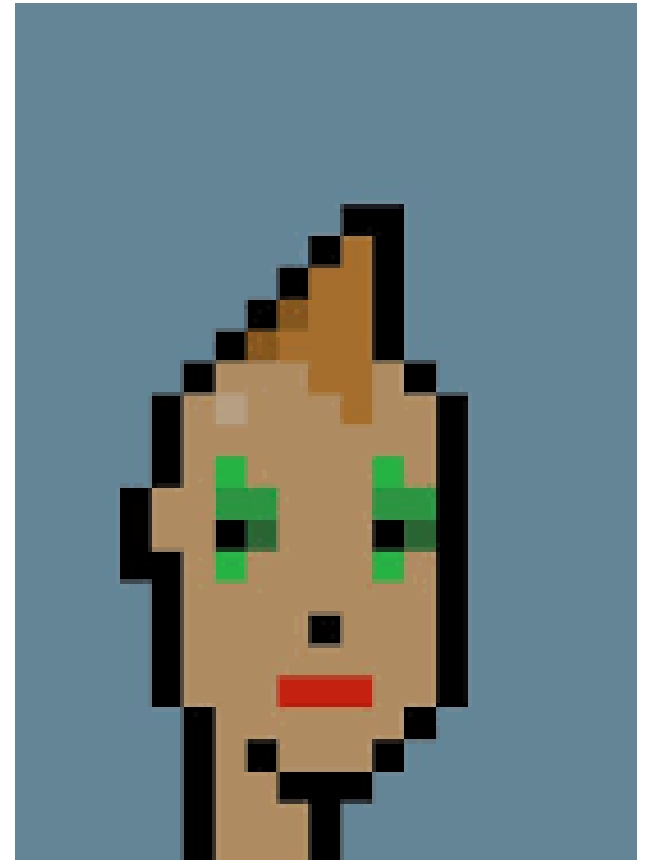
NFT transfers between own portfolios

No KYC obligation - anonymity

# NFT and copyright law

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- Tokenization of others' works without consent
- Lack of regulation and difficulty in pursuing claims
- Platforms are often ineffective in responding to reports
- <https://cryptopunks.app/>



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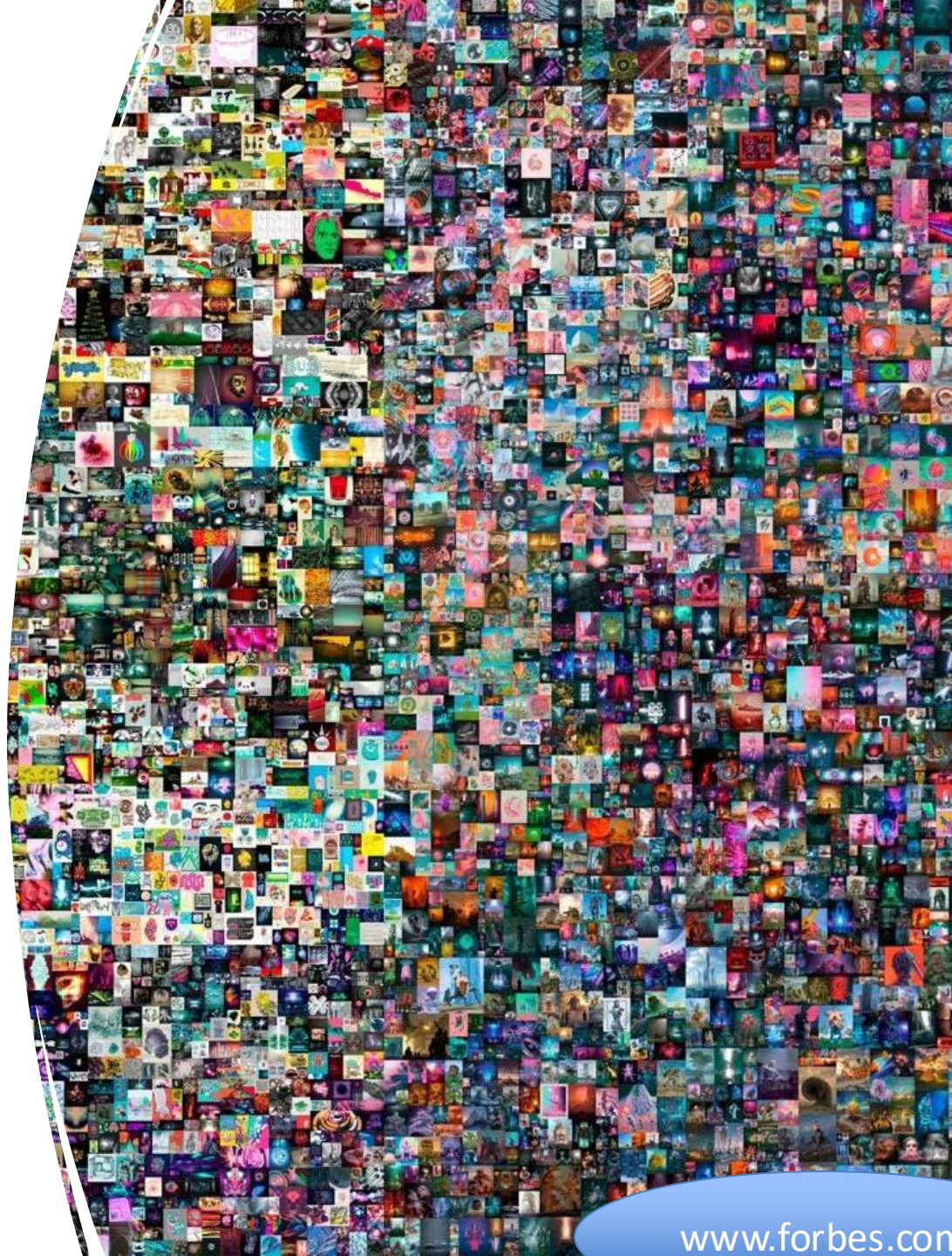




# Conclusions

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- Intellectual property issues
- Jurisdiction and transnationality of crimes
- Lack of unambiguous regulations
- NFT as a new model for the art market
- Digital museums, archives and galleries
- Technological potential vs. risk of speculation



**Thank you for your  
attention**

**CONTACT: LENCZOWSKA@WP.PL**