

Q Is the museum a not-for-profit organisation which is not predominantly commercial in character?

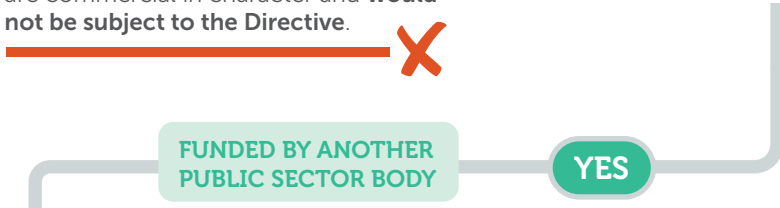


Most museums are public bodies and charities and therefore were established to "meet needs in the general interest" and could be subject to the Directive. However museum trading companies are commercial in character and **would not be subject to the Directive.**



Q Is the museum financed wholly or mainly by another public sector body (as opposed to an educational establishment, or charitable foundation or trust)?

A list of public sector bodies can be found in Regulation 3 (1) of the Re-use of PSI Regulations*.



NO

FUNDED BY EDUCATIONAL ESTABLISHMENT OR CHARITABLE TRUST

YES

FUNDED BY ANOTHER PUBLIC SECTOR BODY

If the museum is funded wholly or mainly by a public sector body (including central and devolved government departments and local authorities) **it is subject to the Directive.** All national museums are subject to the Directive.



Q Is the museum subject to management supervision by another public sector body?

This may include where the Director is line-managed by someone in a public sector body or where a public sector body appoints the Chairman of the Board.



Q

Is the museum part of a University Library?

NO

YES

The Museum is not subject to the Directive.



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The Museum is not subject to the Directive.



DECISION TREE

To determine whether a given museum is subject to the Directive on the Re-use of Public Sector Information



Q

Is the museum financed mainly or wholly by an educational establishment, including a university?

YES

NO

Q Is the museum subject to management supervision by another public sector body?

This may include where the Director is line-managed by someone in a public sector body or where a public sector body appoints the Chairman of the Board.

YES

NO

Q

Are more than half of the Board of Trustees (or equivalent) made up of appointments by one or more public sector bodies?

NO

YES

It may be the case that a museum is neither reliant on public funding nor managed by a public sector body but could be considered a "public museum" and **therefore subject to the Directive** if more than half of the Board is appointed by a public sector body or bodies. This is most likely to be where more than half of the trustees are made up of local councillors.



*Regulation 3 (1) sets out a list of public sector bodies for the purpose of this Directive: www.legislation.gov.uk/uksi/2005/1515/made