THE GOOD THE BAD AND THE UGLY
Sculputure
Public Space Definition
Just weird
§ 120 . Scope of exclusive rights in architectural works

(a) Pictorial Representations Permitted.
The copyright in an architectural work that has been constructed does not include the right to prevent the making, distributing, or public display of pictures, paintings, photographs, or other pictorial representations of the work, if the building in which the work is embodied is located in or ordinarily visible from a public place.
However...

"The term building means structures that are habitable by humans and intended to be both permanent and stationary..."

"Bridges, cloverleafs, dams, highways or walkways are not ‘buildings’ under the definition of architectural works."
Article 59
Works in public places

(1) It shall be permissible to reproduce, distribute and make available to the public works located permanently in public roads and ways or public open spaces. In the case of buildings, this authorisation shall only extend to the façade.

(2) The reproductions may not be carried out on a building.
Austria

Article 54.1—(1)

„It shall be permissible to reproduce, distribute, present in public by means of optical devices and broadcast works of architecture after their construction or other works of fine art permanently located in a place used as a public thoroughfare;“
"it is not an infringement of copyright to reproduce and publish pictures of a work, as meant in article 10, first paragraph, under 6°[1] or of an architectural work as meant in article 10, first paragraph, under 8°[2], which are made to be permanently located in public places, as long as the work is depicted as it is located in the public space."
35. Works permanently located in parks, streets, squares or other public places may be freely reproduced, distributed and communicated by means of paintings, drawings, photographs and audiovisual processes.

40.bis. "may not be so interpreted that they could be applied in a manner capable of unreasonably prejudicing the legitimate interests of the author or adversely affecting the normal exploitation of the works to which they refer."
Armenia

Article 25. Freedom of Panorama

Works which are located on streets, parks, squares and other places open for attendance can be reproduced and broadcasted, and reproduced copies can be distributed, including through internet, without permission of the author and without payment to the author, in any tangible medium and by any means and in any form.
Amendment 3
Marietje Schaake, Kaja Kallas, Sophia in ‘t Veld, Fredrick Federley and others

Report
Julia Reda
Harmonisation of certain aspects of copyright and related rights in the information society 2014/2256(INI)

Motion for a resolution
Paragraph 46

46. *Considers that the commercial use of photographs, video footage or other images of works which are permanently located in physical public places should always be subject to prior authorisation from the authors or any proxy acting for them;*

46. *Recognises the right to use photographs, video footage or other images of works which are permanently located in public places;*
(2) It shall be a matter for legislation in the countries of the Union to permit the reproduction of such works in certain special cases, provided that such reproduction does not conflict with a normal exploitation of the work and does not unreasonably prejudice the legitimate interests of the author.
Hundertwasserhaus
Offentlig konst.se
1. Safeguard PD

2. Simplify re-use of PSI

3. No extension of copyright terms