A. By her Will, the late Patricia Carmel Stewart Kennedy OBE, (‘donor’) bequeathed $50,000 to the University (‘bequest’) for the purpose of funding -

‘…an annual award for outstanding achievement in performance of a graduating student in acting to be known as the Patricia Kennedy Award’.

B. The donor, who died on 10 December 2012 aged 96, trained as a school teacher before winning the Colac Amateur Festival around 1938, which sparked a passion for acting. The donor was based mainly in Melbourne and had a strong association with the Melbourne Theatre Company, but she also performed in England with the Bristol Old Vic Company’s 1969-1970 season. She appeared in Jay Presson Allen’s adaptation of Muriel Spark’s *The Prime of Miss Jean Brodie* (1968), Ibsen’s *Ghosts* (1969: Mrs Alving), *All’s Well That Ends Well*, *The Man Who Shot the Albatross* (1972), and *Some of My Best Friends are Women* (1976). The donor also appeared in radio drama such as *The Melba Story* (1946), and she played Miss Crump on the long-running ABC radio program *The Village Glee Club* (1942–71). The donor’s film roles included *The Getting of Wisdom*, 1977, as Miss Chapman, *My Brilliant Career*, 1979, as Aunt Gussie, *Emmett Stone* (1985), *Departure*, 1986, as Sylvia Swift, *Country Life* (an adaptation of Chekhov’s Uncle Vanya), 1994, as Maud Dickens, and *Road to Nhill*, 1997, as Jean. Her television appearances included *A Country Practice*, G.P., Five Mile Creek, Return to Eden, Holiday Island, *The Sullivans* and *Prisoner*. In 1972-73 she worked as a consultant to the Australia Council for the Arts. The donor was appointed an Officer of the Order of the British Empire (OBE) in the 1982 New Year’s Honours, for service to the performing arts.

C. The donor did not specify in her Will that the award was to be in perpetuity, however the University decided to establish an endowment with the bequest, and apply the income arising from the capital to fund the Patricia Kennedy Award.

D. The University accepted the bequest upon the trusts specified by the donor, and the bequest therefore became the capital subject to those trusts (‘capital sum’).

E. This University trust record is the means by which the University records -

(1) the trusts specified by the donor upon which the University as trustee holds trust property, including the capital sum; and

(2) the administrative arrangements for the implementation and ongoing performance of those trusts, as determined by the University from time to time.

It is provided as follows-

**Name of the fund**

1. The capital sum, all income arising from the capital sum, and any accumulations and additions thereto together form a fund called the ‘Patricia Kennedy Award’ (‘fund’).

**Investment of the fund**

2. The fund is to be paid into one or more investment common funds and remain there until Council directs otherwise.

**Trust terms**

3. As trustee of the fund, the University is obliged by the trusts specified by the donor-

(1) to establish an annual award;
(2) to make the award for outstanding achievement in performance of a graduating student in acting; and

(3) to call the award the ‘Patricia Kennedy Award’.

**Administrative arrangements**

4. Until its further determination, and in order to implement the trust terms, the University has determined that-

(1) the dean of the faculty of Victorian College of the Arts and Melbourne Conservatorium of Music (‘dean’), on the recommendation of the head of the school of Performing Arts, is to determine

   (a) the recipient of each award, and

   (b) the value of each award;

(2) the award will not be made in a particular year if there are no suitable candidates; and

(3) any unspent income may be retained as income for the award in a subsequent year, or added to the capital of the fund.

5. The dean is authorised to make the award on behalf of the University, on the recommendation of the head of the school of Performing Arts.”

[New UTR certified 17/03/14]