UTR6.313 - DONALD WILLIAM THORNTON BEQUEST SCHOLARSHIPS

Recitals-

A. By his Will dated 3 August 2009, the late Donald William Thornton (‘donor’) bequeathed $800,000 to the University (‘bequest’) as follows -

‘…for the benefit of the Faculty of Music to provide a scholarship for a student or students in the Faculty of Music in my memory’.

B. The donor, who died on 4 May 2011, was an examiner of piano and music theory for the Australian Music Examinations Board (‘AMEB’) for over 40 years, and the chair of AMEB Victoria and of AMEB’s federal board for several terms.

C. The faculty of the Victorian College of the Arts and the faculty of Music were amalgamated with effect from 6 April 2009 to form one faculty, now called the faculty of Victorian College of the Arts and Melbourne Conservatorium of Music (known as the faculty of VCA and MCM). The faculty of VCA and MCM (‘faculty’) comprises two discrete parts known as Victorian College of the Arts (‘VCA’), and Melbourne Conservatorium of Music (‘MCM’). Separate schools have been established within VCA for each visual and performing arts discipline it offers, being the school of Contemporary Music, school of Art, school of Performing Arts and the school of Film and Television, all of which are based at the University’s Southbank campus. Classical music is taught within MCM, which is based at the University’s Parkville campus.

C. 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’).

D. 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 Donald William Thornton Bequest Scholarships’ (‘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 provide a scholarship for a student or students in the faculty; and

   (2) to commemorate the donor.
Administrative arrangements

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

(1) to award one or more scholarships, open for award annually, from the income of the fund;

(2) to award each scholarship to a student studying brass (‘brass scholarship’) or woodwind (‘woodwind scholarship’) at MCM, on the basis of merit;

(3) to call each scholarship ‘The Donald William Thornton Bequest Scholarship’;

(4) that the director of MCM is to determine the income available for award in each year by either the department of brass or the department of woodwind, or by both the department of brass and the department of woodwind;

(5) that the director of MCM, on the recommendation of the head of the department of brass, is to determine each year in which there is income available for the award of brass scholarships-

   (1) the recipient of each brass scholarship,

   (2) the number of scholarships to be awarded from the income available for the brass scholarships, and

   (3) the value and term of each brass scholarship;

(6) that the director of MCM, on the recommendation of the head of the department of woodwind, is to determine each year in which there is income available for the award of woodwind scholarships -

   (1) the recipient of each woodwind scholarship,

   (2) the number of scholarships to be awarded from the income available for the woodwind scholarships, and

   (3) the value and term of each woodwind scholarship;

(7) that if in any year there is any unspent income, the unspent income may be added to the capital of the fund or accumulated as income for the award in a subsequent year of one or more scholarships.

5. The dean is authorised to award each scholarship on behalf of the University.

[New UTR certified 26/07/2012]