

UTR7.264 - THE HENRY BALDWIN CANCER RESEARCH TRUST

Recitals-

- A. By his Will dated 14 June 2006, Henry Graham Baldwin BEngSci (UTAS), chartered engineer ('donor') gave one-eleventh of his net residuary estate ('bequest')-
- '... for the Faculty of Medicine, Dentistry and Health Sciences at the University of Melbourne for research into cancer particularly desiring to benefit research as it relates to gastrointestinal disease and the underlying molecular mechanisms and pathology of tumour progression'.
- B. The donor, who died on 6 August 2007, was an engineer who was born in Hobart, Tasmania on 20 August 1919. He was educated at the Hutchins School in Hobart (1926-1937) and at the University of Tasmania, where he graduated in Engineering Science in 1943. His first jobs were at the Government Shipyard at Prince of Wales Bay on the Derwent River in Hobart, and at the Williamstown Naval Dockyard in Melbourne (1944-5). From 1946-1982 he worked as a locomotive engineer with the Tasmanian Government Railways, attaining the position of Deputy Director of the Inveresk Railway workshops in Launceston. In the 1950s the donor was awarded a scholarship to study the railways of Great Britain, where he remained for 18 months. One of the diesel-electric locomotives his team assembled after his return to Launceston is still running on the Derwent Valley Railway, and has been named the "Henry Baldwin" in his honour. While Rector's Warden at St George's, Battery Point he played a large part in the restoration of the church in the 1980s, and when he relinquished his role as Rector's Warden he was honoured with the title Churchwarden Emeritus.
- C. On 1 May 2009 the University received from the donor's estate a distribution of the value of \$1,372,600 and on 6 May 2009 the University received the sum of \$70,968.24, in partial satisfaction of the bequest ('interim distributions').
- D. The University accepted the interim distributions upon the trusts specified by the donor, and the amount of the interim distributions therefore became the initial capital subject to those trusts ('capital sum').
- E. The University will receive further distributions from the donor's estate in satisfaction of the bequest and will apply those further distributions in the manner specified by this University trust record.
- F. This University trust record records-
- (1) the trusts specified by the donor upon which the University as trustee holds the capital sum; and
 - (2) the administrative arrangements for the implementation 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 Henry Baldwin Cancer Research Trust Fund' ('fund').

Investment of the fund

2. The fund is to be paid into one or more investment pools 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 ('trust terms') to apply the bequest in the faculty of Medicine, Dentistry and Health Sciences ('faculty') for research into cancer.

Administrative arrangements

4. Until its further determination, and in order to implement the trust terms, the University has determined-
 - (1) to establish a perpetual trust;
 - (2) to call the fund 'The Henry Baldwin Cancer Research Trust Fund';
 - (3) to apply from time to time some or all of the net annual income of the fund for research into cancer, particularly research into gastrointestinal disease and the underlying molecular mechanisms and pathology of tumour progression, as requested by the donor.
5. Council hereby authorises the dean of the faculty ('dean') on behalf of the University to determine annually-
 - (1) what portions of the net annual income of the fund are to be applied and retained for the purposes of section 4(3); and
 - (2) the projects and endeavours on which net annual income is to be applied for the purposes of section 4(3).
6. Council may at any time, upon the recommendation of the dean, direct that the whole of the capital of the fund or any part thereof be applied for research into cancer, particularly research into gastrointestinal disease and the underlying molecular mechanisms and pathology of tumour progression, as requested by the donor.
7. All research (including research facilities, research equipment, and research staff positions) financed by the fund is to be clearly identified as being in memory of the late Henry Graham Baldwin.

[Made 10/5/10; revoked as a Regulation and certified as a University trust record 26/5/10]