

UTR6.283 –THE N.D. GOLDSWORTHY SCHOLARSHIP FOR PHYSICS

Recitals-

- A. By her Will dated 22 May 2007 the late Mary Goldsworthy, BSc, GDipEd (Melb.) ('donor') bequeathed one-half of her estate to the University, the value of this share being approximately \$1,200,000 at the time of her death. The bequest was made on the following terms ('bequest')-
- '...to pay or apply the whole of the net income...for the purpose of providing a scholarship to be awarded or given annually to a student of MELBOURNE UNIVERSITY...such student to be selected by the Director in his or her absolute discretion and who shall in the opinion of the Director be best qualified and suited, on the basis of scholastic achievement and financial circumstances, for the Study of Physics at Melbourne University and such student so selected shall if the Director so decides be awarded the scholarship for such additional period or periods as the Director shall in his or her absolute discretion deem fit and the scholarship awarded shall be called and known as the "N.D. Goldsworthy Scholarship Fund for Physics" And I desire that the Director determine the conditions relating to the awarding of the scholarships and the test or tests to determine the winners thereof and generally to fix determine and attend to all matters concerning the scholarships...'
- B. The scholarship memorialises the donor's husband, Norman Dudley Goldsworthy who was born on 4 October 1911 and graduated BSc (Melb.).
- C. The University will receive the income arising from the capital sum each year from the trustee, State Trustees Limited ('external trustee').
- D. The University has determined to give effect to the trust terms as follows-
- (1) the Provost, as the University's senior academic officer, is the appropriate authority at the University, referred to in the Will as the Director of Education;
 - (2) the Provost has absolute discretion under the Will and can apply the income as he or she sees fit, provided the scholarship is awarded for the study of Physics;
 - (3) the Provost, in making any decision, will seek the opinion of the dean of the faculty of Science and the head of the school of Physics;
 - (4) the scholarship is to be called the 'N.D. Goldsworthy Scholarship for Physics';
 - (5) one or more scholarships can be awarded annually.
- E. This University trust record is the means by which the University records-
- (1) the trusts specified by the donor for which the University is to apply the income arising from 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-

Trust terms

1. As recipient of the income arising from the fund and paid by the external trustee, the University is obliged by the trusts specified by the donor ('trust terms')-
 - (1) to use the income from the fund held by the external trustee and as paid to the University to provide for one or more scholarships annually for the study of Physics;
 - (2) to award each scholarship to a student who is best qualified and suited, on the basis of scholastic achievement and financial circumstances, for the study of Physics;
 - (3) to call each scholarship the 'N.D. Goldsworthy Scholarship for Physics'; and
 - (4) to select the student by a decision of the Provost, who is also to determine all conditions relating to the scholarship.

Administrative arrangements

2. Until its further determination, and in order to implement the trust terms, the University has determined-
 - (1) to award each scholarship to a student undertaking postgraduate studies in Physics;
 - (2) that a student who has previously been awarded the scholarship remains eligible for the scholarship in subsequent years;
 - (3) that the Provost, on the recommendation of the dean of the faculty of Science and the head of the school of Physics, is to award each scholarship and to determine-
 - (a) the value of each scholarship;
 - (b) the number of scholarships awarded each year; and
 - (c) the term of each scholarship,

provided the total value of scholarships awarded each year (taking into account any accumulated income held for the purpose) is no greater than the income distribution received for the relevant period from the external trustee.
3. The Provost is authorised to award each scholarship on behalf of the University."