

## UTR6.139 – THE CLARA MYERS PRIZE

### Recitals-

- A. On 2 August, 1966, Mr NA Myers, MB, BS, FRCS, FRACS on behalf of his family, donated two sums of \$500.00 and \$1,500.00 respectively. The purpose of the donations was expressed to be ‘...for the purpose of establishing a prize in 6<sup>th</sup> Year MB BS, the prize to be awarded in the subject of paediatric surgery...’
- B. The fund is named in memory of the late Clara Myers who during her life was interested in medical education and the welfare of children.
- C. In 1999 the medical degree course was totally restructured and there was no longer a subject called ‘Surgical Paediatrics’. As a result a cy près application was made to the Attorney-General for Victoria (‘the Attorney-General’) pursuant to section 4 of the *Charities Act 1978 (Vic.)* (‘the Act’).
- D. On 31 October 2006, the Attorney-General sanctioned the following cy près scheme pursuant to section 4 of the Act to vary the trust known as ‘The Clara Myers Prize in Surgical Paediatrics’ –
- ‘(1) The prize now be:
    - (i) called The Clara Myers Prize; and
    - (ii) awarded to the top student in the subject ‘Women’s and Children’s Health (Children’s and Adolescent Health Stream)’; and
  - (2) If the subject ‘Women [sic] and Children’s Health (Children’s and Adolescent Health Stream)’ ceases to be taught the prize be awarded for the subject closest to the original subject at that time’.
- E. At 30 July 2008, the amount of the fund was \$7,631.99.

### It is provided as follows-

1. The sum of \$7,631.99, and any accumulations and additions to the sum, forms a fund called ‘The Clara Myers Prize’ (‘the fund’) and the fund must be paid into an investment pool and remain there until Council directs otherwise.
2. The net annual income of the fund is to be used to provide a prize, to be known as ‘The Clara Myers Prize’ to be awarded annually by the University on the recommendation of the dean of the faculty of Medicine, Dentistry and Health Sciences (‘the dean’) to the top student in the subject ‘Women’s and Children’s Health (Children’s and Adolescent Health Stream)’.
3. Before making any such recommendation the dean must consult the head of the school of Medicine.
4. If the subject ‘Women’s and Children’s Health (Children’s and Adolescent Health Stream)’ ceases to be taught the prize be awarded for the subject closest to the original subject at that time.