Amendment of University trust record 6.209 certified by the General Counsel on the advice of the Faculty of Fine Arts and Music - *To govern the Otti Veit Violoncello Scholarship*

The record as currently in force needs to be amended due to the change of the Faculty’s name from the ‘Faculty of Victorian College of the Arts and Melbourne Conservatorium of Music’ to ‘Faculty of Fine Arts and Music’, which will be effective from 1 January 2019.

*It is proposed that the record be amended to reflect the new name of the Faculty.*

The amendment of the record is intended to facilitate the administration by the University of the trust established by the gift in a manner that is consistent with the trust terms.

*The proposed amendment of the record does not require the sanction of the Attorney-General for Victoria or the Supreme Court of Victoria as the amendment of the operative provisions of the record-

- relates to the administrative arrangements for the implementation and ongoing performance of the trust terms, as determined by the University from time to time; and
- is within the trust terms.*

*The faculty has-

- confirmed that it has provided all details required to prepare this proposed amendment of the record; and
- approved the contents of this document and the amendment of the record.*

**Proposed Amendment**

UTR 6.209 – The Margaret Lawrence Social Justice Awards

*Amend* UTR 6.209 as shown below.

Amend Recital C as follows:
UTR 6.209 – THE OTTI VEIT VIOLONCELLO SCHOLARSHIP

A. In 2001, Mr K Robert Eisner of East Ivanhoe in the State of Victoria gave to the University the sum of $250,000 to endow a scholarship in memory of his late wife, Otti Veit, a former teacher of violoncello in the faculty of Music, who died on 21 October 2000.

B. It was the donor's wish that the scholarship be known as the Otti Veit Violoncello Scholarship.

C. From April 2009 the Faculty of Victorian College of Arts and the Faculty of Music were amalgamated. From 1 January 2019, the faculty is now called the Faculty of Fine Arts and Music ('faculty'). Separate schools have been established within the faculty for each discipline offered by the faculty, one being the school of Music.

D. The school of Music within the faculty offers the higher education award courses and degrees previously offered by the former faculty of Music and by the faculty of the Victorian College of the Arts (as then known) within its discipline of Music.

It is provided as follows –

1. The sum of $250,000 and any accumulations and additions to the sum form a fund called 'The Otti Veit Violoncello Scholarship Fund' ('fund') and the fund must be placed in an investment pool and remain there until Council directs otherwise.

2. The scholarship is awarded annually to an outstanding student enrolled in a course in violoncello performance in the school of Music within the Faculty of Fine Arts and Music ('faculty').

3. The dean of the faculty ('dean') on the recommendation of the head of the school of Music is authorised to award the scholarship on behalf of the University provided that if the dean on the recommendation of the head of the school of Music believes that there is no candidate of sufficient merit, the dean may determine that the scholarship not be awarded.

4. In making a recommendation for the award of the scholarship, the head of the school of Music must consider both the financial and the musical merits of the candidates.

5. The scholarship is of such value as the dean on the recommendation of the head of the school of Music may determine but must not exceed the net annual income of the fund.

6. Any unexpended income may be added to the capital of the fund.

7. If at any time it becomes impractical or impossible to award the scholarship, Council may apply the income of the fund together with such part of the capital as it may consider necessary for another purpose provided that such purpose is as close as
possible to the donor's intentions and continues to commemorate the name of Otti Veit.

[Recitals C & D added, ss 1 – 5 am 16/11/09; revoked as a Regulation and certified as a University trust record 26/5/10; Recitals C and D, s 2, amended 02/12/2019]