

UTR 7.140 – JOHN ALEXANDER PIETZCKER BEQUEST

Recitals

- A. By his Will, John Alexander Pietzcker ('donor') late of Research in the State of Victoria, who died on 18 December 1958, bequeathed to the University the sum of £20,000, the income from which was to-

'... be used and applied in perpetuity in or towards the furtherance and encouragement of the study of Mental Hygiene at the University of Melbourne in such a way as the Council or governing body of the University shall at any time or from time to time in its absolute discretion determine.'

This sum was to be paid out of the residue of the donor's estate, following the death of his wife.

- B. The University received a cheque for an amount of \$40,000 on 25 October 1983 from the donor's executors in satisfaction of the bequest.
- 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 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 'John Alexander Pietzcker Bequest' ('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 to apply the income of the fund towards the furtherance and encouragement of the study of mental health in such a way as Council shall at any time or from time to time in its absolute discretion determine.

Administrative arrangements

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

- (1) apply the income of the fund to research in mental health in the faculty of Medicine, Dentistry and Health Sciences ('faculty'); and
 - (2) on the recommendation of the relevant faculty research committee or its successor body.
5. The dean of the faculty is authorised to apply the income in accordance with this University trust record on behalf of the University.
6. As provided in section 43 of the Act, Council has delegated to the dean of the faculty its powers and duties set out in section 3.

[Revoked and remade 6/12/2011]