

UTR 7.255 – THE PEGGY VAN PRAAGH CHOREOGRAPHIC FUND

Recitals –

- A. In September 2006, the Victorian College of the Arts ('College') received a bequest of \$75,000 from the estate of the late Dame Peggy Van Praagh, founding artistic director of the Australian Ballet, who died in 1990 following a distinguished career in ballet as a dancer, teacher, choreographer, producer, artistic director and mentor. The bequest was made to the College pursuant to a requirement in the will that the recipient have 'as one of its aims the teaching and development of the art of choreography'. The will also specified that the bequest 'endow the fund to be known as the "Peggy Van Praagh Choreographic Fund"'.
- B. The College paid the bequest into a fund known as 'The Peggy Van Praagh Choreographic Fund' ('fund') to be applied in accordance with the will.
- C. At 31 December 2006, the amount of the fund was \$ 83,423.67.
- D. As from 1 January 2007, the College ceased to exist and became a faculty of the University pursuant to the *Melbourne University (Victorian College of the Arts) Act 2006 (Vic.)* ('the Act') called the faculty of the Victorian College of the Arts.
- E. Pursuant to section 5 of the Act, on and from 1 January 2007:
 - (a) the University became the successor in law of the College;
 - (b) the assets and rights of the College were vested in the University; and
 - (c) the liabilities and obligations of the College became liabilities and obligations of the University.
- F. Pursuant to section 6 of the Act, the fund may be applied on or after 1 January 2007 as if created in favour of the University for a purpose of the University that corresponds with, or is similar to, those purposes of the College for which the Fund was created.
- G. In 2009 the faculty of the Victorian College of the Arts amalgamated with the faculty of Music which resulted in the formation of the faculty of the VCA and Music. From 1 January 2019, it is known as 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 Performing Arts which includes the discipline of Dance.

It is provided as follows-

1. The sum of \$83,423.67, and any accumulations and additions to the sum, forms a fund called 'The Peggy Van Praagh Choreographic Fund' ('fund') and the fund must be paid into an investment pool and remain there until Council directs otherwise.

2. The Dean of the Faculty on the recommendation of the head of the school of Performing Arts is authorised to apply the income of the fund from time to time towards the teaching and development of the art of choreography, on behalf of the University.

[Recitals A, B & D am, recital H added, ss 1 & 2 am 16/11/09; revoked as a Regulation and certified as a University trust record 26/5/10; Recital H replaced, Recital G am 02/04/2020]