

## UTR 7.324 – THE HAROLD FABRIKANT FUND

### Background

- A. The University received the sum of \$ 1,225,000.00 (**Gift**) from Harold Fabrikant (**Donor**) to establish, in perpetuity, The Harold Fabrikant Fund (**Fund**).
- B. The purpose of the Fund is to support in perpetuity enhanced training and performance opportunities for students of classical music beyond those offered through the standard music curriculum of the Conservatorium of Music at the University. (**Purpose**).
- C. The Donor has had combined careers in medicine (diagnostic radiology) and music and was a student at the University of Melbourne graduating with a MB BS in 1966. The donor holds the following academic qualifications and honors - A.Mus.A ( 1958);MB BS ( 1966); FRANZCR ( 1971); FRCR(1975);LL.D (h.c. Monash 2001);Honorary Member ( 1998) and Fellow ( 2007) of the Karg-Elert Archive , UK. As a musician, the Donor featured in over 50 ABC broadcasts from 1958 to 1993 most as an organist. From 1960 the Donor made appearances at the Melbourne Town Hall as an organist most recently working with the University of Melbourne Symphony Orchestra in 2018 on a live recording of work by French composer Charles-Marie Vidor. The Donor has featured in about 100 public concerts in Melbourne, interstate and in New Zealand, USA and England as organist or harpsichordist. The donor has written books on the life and writings of Sigfrid Karg-Elert, on the forgotten piano music of Charles-Marie Vidor and multiple articles in Australian Organ Society journals.
- D. This University Trust Record is the means by which the University records –
  - (1) the trusts upon which the University holds trust property, including the capital sum; and
  - (2) the administrative arrangements for the implementation and ongoing performance of those trusts from time to time.

The trust terms and administrative arrangements governing the Gift are as follows

### Trust terms

1. A perpetual trust was established for the Purpose on receipt by the University of the Gift and the University is the trustee of that trust.
2. The University must invest and preserve the Gift and any accumulations and additions to the Gift and apply only the net income arising from the Fund to support the Purpose.
3. Additional contributions may be made to the Fund with consent of the University with characterisation at the time of donation as a contribution to the capital of the Fund or wholly expendable.

4. Any unexpended income arising from the Gift in any year may be;
  - a. retained as income in which case it will be available in any subsequent year to be applied for the purpose; or
  - b. added to the capital sum represented by the Gift, in which case that unexpended income will be forever regarded as capital and will therefore be preserved in the same manner as the capital sum represented by the Gift.

### **Administrative arrangements**

In order to implement the trust terms, the University has determined that:

1. The Gift and any further donations received by the University are to be transferred to the University's long-term investment common fund at the end of the quarter following receipt by the University, and remain there until Council otherwise directs.
2. The Dean of the Faculty of Fine Arts and Music or its successor ("**Faculty**") is authorised to award monies from the Fund on behalf of the University.
3. In making any determination on projects fit for support by the Fund, the Dean of the Faculty will consult with the Director of the Melbourne Conservatorium of Music or its successor.

[University Trust record certified by General Counsel on 30 July 2018]