# THE EMMANUEL SCHOOLS FOUNDATION

Report and Consolidated Accounts

31 August 2004

Company registration number 4464331

Charity registration number 1093739



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### THE EMMANUEL SCHOOLS FOUNDATION Charity Information

Company number

4464331

**Charity number** 

1093739

**Trustees** 

John Bum OBE

Nigel McQuoid (resigned March 2004)

David Vardy

Lady Margaret Vardy

Richard Vardy

Sir Peter Vardy (chairman)

Secretary

Patricia Rowland

**Auditors** 

Kinnair and Company

Aston House Redburn Road

Newcastle Upon Tyne

NE5 1NB

**Solicitors** 

**Dickinson Dees** 

St Ann's Wharf 112 Quayside

Newcastle Upon Tyne

**NE99 1SB** 

Eversheds LLP

Central Square South

**Orchard Street** 

Newcastle Upon Tyne

NE1 3XX

**Bankers** 

Barclays Bank plc

71 Grey Street

Newcastle Upon Tyne

**NE99 1JA** 

Registered office

Houghton House

**Emperor Way** 

Doxford International Business Park

Sunderland SR3 3XR

## THE EMMANUEL SCHOOLS FOUNDATION Trustees' Report

The trustees, who act as directors for the purposes of company law, present their report and accounts for the year ended 31 August 2004. These are prepared in accordance with applicable accounting standards, the recommendations of Statement of Recommended Practice: Accounting and Reporting by Charities, and the Companies Act 1985.

#### Objectives and principal activity

The overall objective of The Emmanuel Schools Foundation (the Foundation, the group, the charity) is the advancement for the public benefit of education in the United Kingdom. In particular this is to be achieved with the development of Academies (formerly City Academies) that, whilst offering a broad curriculum, will be based around a Christian ethos.

The Foundation acts as an "umbrella" organisation for city academies that have been (and will be) set up by the members. The charity currently has one operational Academy subsidiary (The King's Academy in Middlesbrough) but during the year a second subsidiary was formed to develop and operate a new Academy in Doncaster, Trinity Academy, which is scheduled for opening in September 2005.

The Foundation also has close ties with Emmanuel College in Gateshead which became part of the Emmanuel Schools Foundation group of schools in 2005.

The charity also holds one share (giving 100% ownership) in EC Educational Services Limited a trading company that provides design and building services and educational consultancy during the initial development of the academies

#### Legal status

The Emmanuel Schools Foundation is a company limited by guarantee (registered number 4464331) and a registered charity.

As a company limited by guarantee, the Foundation does not have share capital. Every member of the company undertakes to contribute to the assets of the company in the event of it being wound up while he/she is a member, or within one year after he/she ceases to be a member, such amount as may be required, not exceeding £10 for the debts and liabilities contracted before he/she ceases to be a member.

The Foundation is registered with the Charity Commission as a main charity (registered number 1093739) with two registered subsidiary charities, The King's Academy and Trinity Academy. The registered office of the charity is shown on page 1.

#### Structure and decision making

The governing body of the charity is the board of trustees, which currently comprises 5 members. The trustees who acted during the year and up to the date of this report are shown on page 1.

Trustees are initially appointed by the board of The Vardy Foundation and may serve for four years. Retiring trustees are eligible for re-election at the meeting at which they retire.

Each of the charity's subsidiaries appoints a board of directors or trustees in accordance with its own governing document.

## THE EMMANUEL SCHOOLS FOUNDATION Trustees' Report

#### Statement of trustees' responsibilities

The trustees are required to prepare accounts for each financial year which give a true and fair view of the state of affairs of the charity and of the surplus or deficit for that period. In preparing those accounts, the trustees are required to: select suitable accounting policies and then apply them consistently; make judgements and estimates that are reasonable and prudent; state whether applicable accounting standards have been followed, subject to any material departures disclosed and explained in the accounts; and prepare the accounts on the going concern basis unless it is inappropriate to presume that the charity will continue its activities.

The trustees are responsible for maintaining proper accounting records which disclose with reasonable accuracy at any time the financial position of the charity and to enable them to ensure that the accounts comply with statutory requirements and with the charity's constitution and rules. They are also responsible for safeguarding the assets of the charity and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.

#### Trustees' powers of investment

The trustees have the power to invest moneys of the charity, not immediately required for the furtherance of its objects, as they see fit.

#### Consolidation

The consolidated accounts reflect the combined financial activities and balances of The Emmanuel Schools Foundation, The King's Academy, Trinity Academy and EC Educational Services Limited.

#### Reserves

Surplus funds within the main charity may be retained for the benefit of current and future schools within the group. Each of the Foundation's charitable subsidiaries has its own policy for reserves which is stated in the annual report of the subsidiary.

#### Risks

As part of the charity's strategy for managing risk, the trustees have considered the guidance for directors of public listed companies contained within the Turnbull Report. They believe that although it is not mandatory for the charity it should, as the parent of publicly funded bodies, adopt these guidelines as best practice. Accordingly they have set policies on internal controls which cover the identification of major risks and appropriate actions to mitigate those risks.

#### Review of the year

The trustees are satisfied with the result for the year and the state of affairs at the balance sheet date.

This report was approved by the board on . 28 ... June . 2005

John Burn OBE - trustee

#### THE EMMANUEL SCHOOLS FOUNDATION

#### Independent auditors' report to the members of THE EMMANUEL SCHOOLS FOUNDATION

We have audited the accounts for the year ended 31 August 2004 which comprise pages 5 to 17.

This report is made solely to the charitable company's members, as a body, in accordance with Section 235 of the Companies Act 1985. Our audit work has been undertaken so that we might state to the company's members those matters we are required to state to them in an auditor's report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the company and the company's members as a body, for our audit work, for this report, or for the opinions we have formed.

#### Respective responsibilities of trustees and auditors

The responsibilities of the trustees, who are also the directors of the company for the purposes of company law, for preparing the annual report and accounts in accordance with applicable law and United Kingdom accounting standards are set out in the statement of trustees' responsibilities.

Our responsibility is to audit the accounts in accordance with relevant legal and regulatory requirements and United Kingdom auditing standards.

We report to you our opinion as to whether the accounts give a true and fair view and are properly prepared in accordance with the Companies Act 1985. We also report to you if, in our opinion, the trustees' report is not consistent with the accounts, if the charity has not kept proper accounting records, if we have not received all the information and explanations we require for our audit, or if information specified by law regarding trustee' remuneration and transactions with the charity is not disclosed.

We read the trustees' report and consider the implications for our report if we become aware of any apparent misstatements within it.

#### Basis of audit opinion

We conducted our audit in accordance with United Kingdom auditing standards issued by the Auditing Practices Board. An audit includes examination, on a test basis, of evidence relevant to the amounts and disclosures in the accounts. It also includes an assessment of the significant estimates and judgements made by the directors in the preparation of the accounts, and of whether the accounting policies are appropriate to the company's circumstances, consistently applied and adequately disclosed.

We planned and performed our audit so as to obtain all the information and explanations which we considered necessary in order to provide us with sufficient evidence to give reasonable assurance that the accounts are free from material misstatement, whether caused by fraud or other irregularity or error. In forming our opinion we also evaluated the overall adequacy of the presentation of information in the accounts.

#### Opinion

In our opinion the accounts give a true and fair view of the state of affairs of the company and the group as at 31 August 2004 and of the incoming resources and resources expended including the income and expenditure, for the year then ended and have been properly prepared in accordance with the Companies Act 1985.

Kinais & Company

Kinnair and Company
Chartered Accountants & Registered Auditors
Newcastle Upon Tyne

28th June 2005

THE EMMANUEL SCHOOLS FOUNDATION
Consolidated Statement of Financial Activities
for the year ended 31 August 2004 (incorporating an Income and Expenditure Account)

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						Restated
			Restricted	Restricted	Total	total
	U	nrestricted	income	fixed asset	funds	funds
N.	4	funds	funds	funds	2004	2003
Incoming resources	tes	£	£	£	£	£
Donations and gifts	2	-	899,669	-	899,669	-
Activities in furtherance of						
charitable objectives:	_		7 450 440	4 500 000	40.004.400	00 000 705
- Public sector funding	3	-	7,452,110	4,568,996	12,021,106	20,863,785
- Non-public sector funding	4	-	-	899,669	899,669	2,000,000
Activities for generating funds:	E	E 424 264			E 424 264	
- Trading income - Other income	5 6	5,134,364	470.070	-	5,134,364	-
Investment income	О	-	179,378	~	179,378	2.540
investment income		36,829	-	-	36,829	3,516
Total Incoming Resources	-	5,171,193	8,531,157	5,468,665	19,171,015	22,867,301
Resources expended						
•						
Costs of generating funds		E 404 440			E 404 440	
- Costs of trading activities		5,101,110	- -	-	5,101,110	-
Charitable expenditure						
Costs of activities in furtherance						
of charitable objectives:						
- Provision of education		-	5,237,138	494,519	5,731,657	717,846
- Support costs	7	-	925,359	172,392	1,097,751	125,305
<ul> <li>Charitable donations</li> </ul>	8	-	899,669	-	899,669	-
Management and administration	9	10,317	834,025	185,707	1,030,049	352,924
T-4-1		5 444 407	7.000.404		40.000.000	
Total resources expended		5,111,427	7,896,191	852,618	13,860,236	1,196,075
Net incoming resources						
for the year		59,766	634,966	4,616,047	5,310,779	21,671,226
•		,	,		-,,	, · · · · <b>,</b> —— ·
Taxation on profits from trading						
activities				-	-	23
Net movement in Funds		59,766	634,966	4,616,047	5,310,779	21,671,249
Funds brought forward		779	(93,817)	21,765,266	21,672,228	979
Funds carried forward		60,545	541,149	26,381,313	26,983,007	21,672,228

Incoming resources includes £5,579,456 from activities acquired during the year (2003 - £22,867,296).

The charity has no gains or losses other than those recognised in the Statement of Financial Activities.

# THE EMMANUEL SCHOOLS FOUNDATION Main Charity's Statement of Financial Activities for the year ended 31 August 2004 (incorporating an Income and Expenditure Account)

		Unrestricted funds	Restricted income funds	Total funds 2004	Restated total funds 2003
Imagesta a sassassas	Notes	£	£	£	£
Incoming resources					
Donations and gifts	2	-	899,669	899,669	1
Total Incoming Resources		-	899,669	899,669	1
Resources expended					
Charitable expenditure Costs of activities in furtherance of charitable objectives:					
- Charitable donations	8	-	899,669	899,669	
Management and administration	9	3,000	-	3,000	-
Total resources expended		3,000	899,669	902,669	-
Net (outgoing)/incoming resources for the year		(3,000)		(3,000)	1
Net movement in Funds		(3,000)	-	(3,000)	1
Funds brought forward		1	-	1	-
Funds carried forward		(2,999)		(2,999)	1

The charity has no gains or losses other than those recognised in the Statement of Financial Activities.

# THE EMMANUEL SCHOOLS FOUNDATION Balance Sheets as at 31 August 2004

	Notes	Group 2004 £	Restated Group 2003 £	Charity 2004 £	Restated Charity 2003 £
Fixed assets		-	~	_	~
Tangible assets	12	25,044,131	20,809,326	_	_
Investments	13	-	-	1	1
		25,044,131	20,809,326	1	1
Current assets					
Debtors	14	1,624,709	692,748	99,669	-
Investments held as current					
assets		-	200,000	-	-
Cash at bank and in hand		2,656,586	708,309	<u>-</u>	-
		4,281,295	1,601,057	99,669	-
Creditors: amounts falling due	<u>.</u>				
within one year	15	(2,342,419)	(738,155)	(102,669)	-
Net current assets		1,938,876	862,902	(3,000)	
Total assets less current			:		
liabilities		26,983,007	21,672,228	(2,999)	1
Net Assets		26,983,007	21,672,228	(2,999)	1
`					
Funds					
Unrestricted funds	16	60,545	779	(2,999)	1
Restricted income funds	16	541,149	(93,817)	-	-
Restricted fixed asset funds	16	26,381,313	21,765,266	-	-
		26,983,007	21,672,228	(2,999)	1

These accounts were approved by the board on . 28 ... July .. 200.5

John Burn OBE - trustee

### THE EMMANUEL SCHOOLS FOUNDATION Consolidated Cash Flow Statement for the year ended 31 August 2004

	Notes	2004 £	2003 £
Net cash inflow from operating activities	18	6,798,871	21,712,868
Taxation		-	23
Returns on investments and servicing of finance Interest received		36,829	3,516
Capital expenditure Payments to acquire tangible fixed assets		6,835,700 (5,087,423)	21,716,407 (20,809,326)
Increase in cash	19	1,748,277	907,081

#### 1 Accounting policies

#### Accounting conventions

These accounts have been prepared under the historical cost convention and in accordance with applicable accounting standards, the recommendations of Statement of Recommended Practice: Accounting and Reporting by Charities, and the Companies Act 1985.

#### Basis of consolidation

The consolidated financial statements include the results, assets and liabilities of the charity, The King's Academy and Trinity Academy (both subsidiary charities of The Emmanuel Schools Foundation), and EC Educational Services Limited (a wholly owned subsidiary company). The results of the subsidiaries are consolidated on a line-by-line basis.

For the year ended 31 August 2003, the charity took advantage of the exemptions available to it and excluded the results and net assets of EC Educational Services Limited (ECES) from the consolidation. ECES did not trade during the year to 31 August 2003 and had negligible income, expenditure and net assets. The effect of including ECES within the consolidated accounts for the year ended 31 August 2004 is to restate the balance sheet comparatives and opening funds for further net assets of £780 and to restate the comparatives for the Statement of Financial Activities for net outgoing resources of £200.

#### Income

Fixed asset grants are included in the financial statements on a receivable basis. The balance of income received for a specific purpose but not matched to relevant expenditure during the period is carried forward within restricted funds on the balance sheet. The annual recurrent grant from the DfES is credited direct to the statement of financial activities.

Donations are included in the statement of financial activities on a cash received basis or on an accruals basis where they can be assured with reasonable certainty.

#### Expenditure

The costs of activities in furtherance of charitable objectives includes all expenditure attributable to those activities. They are included in the accounts on an accruals basis.

Support costs primarily relate to premises costs and the cost of support staff and is included on an accruals basis.

Management and administration costs include all the expenditure of administration of the charitable group and compliance with constitutional and statutory requirements and an appropriate apportionment of indirect costs.

Where costs cannot be directly attributable to particular headings they have been allocated on a basis consistent with the use of resources or on the basis of staff headcount.

#### 1 Accounting policies (continued)

#### Fixed assets

Fixed asset investments are stated at open market valuation at the year end. Actual gains or losses on sales of investments, plus unrealised gains or losses arising from movements in market value, are included in the statement of financial activities.

All tangible fixed assets are initially recorded at cost. Where tangible fixed assets have been acquired with the aid of specific grants, either from the government or from the private sector, they are included in the balance sheet at cost and depreciated over their useful economic life. The related grants are credited to a specific restricted fixed asset fund (in the statement of financial activities and carried forward in the balance sheet) and are released over the expected useful economic life of the asset on a basis consistent with the depreciation policy. The charity has not excluded any historic or inalienable assets from these accounts.

#### Depreciation

Depreciation is calculated so as to write off the cost of an asset, less its estimated residual value, over the useful economic life of that asset as follows:

Long leasehold properties - 50 years straight line; Plant and equipment - 5 years straight line.

#### Fund accounting

The charity operates restricted and unrestricted funds. Restricted funds relate to amounts received which have been specified for a particular use by the donor. All other funds are unrestricted funds which the charity may use for its charitable purposes at its discretion. Within unrestricted funds, the charity may designate certain funds for specific purposes.

#### Pensions

Full and part-time teaching staff employed under a contract of service are eligible to contribute to the teachers' pension scheme which is a statutory, contributory, final salary scheme administered by Capita Teachers' Pensions (CTP) on behalf of the DfES.

Costs may include normal and supplementary contributions. The regular cost is the normal contribution and is calculated as a fixed percentage (set by CTP) of a salary. Variations from the pension cost are met by a supplementary contribution. This occurs if, as a result of an actuarial valuation, it is found that the accumulated liabilities for benefits to past and present teachers are not fully covered by the normal contributions to be paid in the future and from the fund built up from past contributions. The normal and supplementary contributions are charged to the income and expenditure account in the period.

Non-teaching members of staff are offered membership of a defined contribution scheme administered by Norwich Union. The amount charged to the statement of financial activities represents the contributions payable in the year.

2	Donations and gifts	2004 £	2003 £
	Donations to The Emmanuel Schools Foundation	899,669	<b>-</b>

All of the above income is from The Vardy Foundation which is the personal charitable foundation of trustee Sir Peter Vardy and his family. Over the period of development, a total of £2 million will be donated by the Vardy Foundation to The Emmanuel Schools Foundation for the construction of Trinity Academy, which will equal the amount given to The King's Academy during its development (see note 4).

3	Public sector funding	2004 £	2003 £
	Annual per capita grants and LEA funding Feasibility and capital grants Implementation and other grants	7,051,409 4,568,996 400,701	1,098,519 19,765,266
	implementation and other grants	12,021,106	20,863,785

All of the above income is restricted. Feasibility and capital grants are included within the restricted fixed asset funds of the charity. All other grants are included within restricted income funds.

4	Non-public sector funding	2004 £	2003 £
	Funding for Trinity Academy	899,669	-
	Funding for The King's Academy	<del>_</del>	2,000,000
		899,669	2,000,000

The funding for Trinity Academy was provided by The Emmanuel Schools Foundation using funds donated by The Vardy Foundation for that purpose.

All of the non-public sector funding for The King's Academy in the previous year was from The Vardy Foundation, the personal charitable foundation of trustee Sir Peter Vardy and his family.

5	Trading income	2004 £	2003 £
	Building, construction and project management	5,113,429	-
	Facilities hire and other income (restricted)	20,935	
		5,134,364	

Building and construction income represents the charges made by EC Educational Services Limited (ECES) to Trinity Academy (TA) for the ongoing construction of the school building and project management, and is unrestricted.

6	Other income	2004	2003
		£	£
	Meal income	177,425	_
	Other income	1,953	
		179,378	
7	Support costs	2004	2003
	••	£	£
	Support staff	725,539	18,493
	Pupil recruitment	3,025	9,322
	Maintenance of premises and equipment	2,619	13,190
	Cleaning	7,976	180
	Rent and rates	10,228	17,888
	Heat and light	12,339	722
	Insurance	15,133	-
	Catering	88,944	3,093
	Software and IT	59,556	62,417
	Depreciation	172,392	-
		1,097,751	125,305

#### 8 Charitable donations

Donations receivable from The Vardy Foundation in the year, £899,669, were passed on in full to Trinity Academy.

Management and administration	2004 £	2003 £
Staff costs	495,792	22,101
Office costs	209,393	133,567
Legal and professional fees	152,133	197,228
Other costs	172,731	28
	1,030,049	352,924
Net incoming resources for the year	2004	2003
	£	£
This is stated after charging:		
Directors' remuneration (for EC Educational Services Limited)		
- Salaries/fees	39,008	-
- Pensions	2,567	-
Auditors' remuneration		
- Audit fees	13,000	4,000
- Other fees	5,153	200
	Staff costs Office costs Legal and professional fees Other costs  Net incoming resources for the year  This is stated after charging:  Directors' remuneration (for EC Educational Services Limited) - Salaries/fees - Pensions Auditors' remuneration - Audit fees	Staff costs 495,792 Office costs 209,393 Legal and professional fees 152,133 Other costs 172,731  Net incoming resources for the year 2004  This is stated after charging:  Directors' remuneration (for EC Educational Services Limited) - Salaries/fees 39,008 - Pensions 2,567 Auditors' remuneration - Audit fees 13,000

11	Staff costs		2004	2003
			£	£
	Wages and salaries		4,451,445	332,172
	Social security costs		310,721	15,765
	Other pension costs		459,919	16,111
			5,222,085	364,048
	Average number of employees during the year		Number	Number
	Teaching		91	4
	Administration		93	2
			184	6
	Number of staff who have earned:		Number	Number
	£50,000 to £60,000		4	-
	£120,000 to £130,000		1	
12	Tangible fixed assets			
		Leasehold		
		land and	Plant and	
		buildings	equipment	Total
		£	£	£
	Cost			
	At 1 September 2003	18,455,999	2,353,327	20,809,326
	Additions	5,024,620	62,803	5,087,423
	At 31 August 2004	23,480,619	2,416,130	25,896,749
	Depreciation			
	At 1 September 2003	-	-	
	Charge for the year	371,257	481,361	852,618
	At 31 August 2004	371,257	481,361	852,618
	Net book value			
	At 31 August 2004	23,109,362	1,934,769	25,044,131
	At 31 August 2003	18,455,999	2,353,327	20,809,326

Leasehold land and buildings includes payments on account of £4,917,774 in respect of Trinity Academy's long-leasehold school building which is in the course of construction. No depreciation has been charged on this amount. The main charity holds no tangible fixed assets.

### 13 Investments

				l	Investments in subsidiary undertakings £
	Cost At 1 September 2003				1
	At 31 August 2004				
	The Foundation holds 20% or mor	e of the share ca	pital of the follo	wing companies	s:
	Company	Country of reg		Shares held	n/
	EC Educational Services Limited	or incorporation England and W		Class Ordinary	% 100
14	Debtors	Group 2004	Group 2003	Charity 2004	Charity 2003
		£	£	£	£
	Trade debtors	1,075	-	-	-
	Prepayments	76,686	18,819	· —	-
	Accrued income	1,306,342	-	99,669	÷ -
	Other debtors	240,606_	673,929		
		1,624,709	692,748	99,669	
15	Creditors: amounts falling due	within one year			
		Group 2004	Group 2003	Charity 2004	Charity 2003
		£	£	£	£
	Trade creditors	1,380,454	634,250	-	•
	Amounts owed to subsidiaries	paq	<u>.</u>	99,669	-
	Taxes and social security costs	108,854	5,947	-	-
	Pension contibutions payable	78,757	-	2.000	-
	Accruals Deferred income	35,725	97,958	3,000	-
	Other creditors	738,358 271	-	-	<u>-</u>
	Office Oroginals		738,155	102,669	
		2,342,419	130,133	102,009	<del></del>

#### 16 Statement of funds

	Balance at 1 Sep-03 £	Incoming resources £	Outgoing resources £	Balance at 31 Aug-04 £
Unrestricted funds	779_	5,171,193	(5,111,427)	60,545
Restricted income funds:				
- The Kings Academy income fund	(93,817)	8,335,502	(7,698,536)	543,149
- Trinity Academy project fund	-	195,655	(197,655)	(2,000)
	(93,817)	8,531,157	(7,896,191)	541,149
Restricted fixed asset funds:				
- The Kings Academy building fund	21,765,266	84,864	(852,618)	20,997,512
- Trinity Academy building fund	-	5,383,801	-	5,383,801
	21,765,266	5,468,665	(852,618)	26,381,313
Total funds	21,672,228	19,171,015	(13,860,236)	26,983,007

The King's Academy income fund represents DfES and LEA funding including an annual per capita grant (APG) which must be used for the normal running costs of The King's Academy including salaries and related costs, overheads, repairs and maintenance and insurance. The Academy is allowed to carry forward up to 12% of the current APG. Of the carried forward amount 2% of the APG can be used for a general purpose at the discretion of the Academy, but any balance above this must be for capital purchases

The Trinity Academy project fund deals with restricted incoming and outgoing resources during the development and implementation stages of Trinity Academy. The deficit in this fund arises from the accrual of audit fees.

The two building funds represent public and private sector income received to finance the capital cost of buildings, plant and equipment.

#### 17 Analysis of net assets between funds

	Tangible fixed assets	Net current assets	Total
	£	£	£
Unrestricted funds	-	60,545	60,545
Restricted income funds	-	541,149	541,149
estricted fixed asset funds	25,044,131	1,337,182	26,381,313
	25,044,131	1,938,876	26,983,007

18	Reconciliation of operating surpluinflow from operating activities	s to net cash		2004 £	2003 £
	Net incoming resources for the year			5,310,779	21,671,226
	Less: Interest receivable			(36,829)	(3,516)
	Operating surplus			5,273,950	21,667,710
	Depreciation charges Increase in debtors Increase in creditors	i tar		852,618 (931,961) 1,604,264	(692,726) 737,884
	Net cash inflow from operating act	ivities		6,798,871	21,712,868
19	Reconciliation of net cash flow to	movement in	net funds	2004 £	2003 £
	Increase in cash in the period			1,748,277	907,081
	Change in net debt			1,748,277	907,081
	Net funds at 1 September 2003			908,309	1,228
	Net funds at 31 August 2004			2,656,586	908,309
20	Analysis of changes in net debt	At 1 Sep 2003 £	Cash flows	Non-cash changes £	At 31 Aug 2004 £
	Cash at bank and in hand	908,309	1,748,277	-	2,656,586
	Total	908,309	1,748,277		2,656,586
21	Capital commitments			2004 £	2003 £
	Amounts contracted for but not provi	ded in the acc	ounts	20,953,381	955,940

#### 22 Contingent liabilities

In the event, during the period of the funding agreement with the DfES, of the sale or disposal by other means, of any asset for which a capital grant was received, the receiving charity shall, if it does not re-invest the proceeds, repay to the DfES the same proportion of the proceeds of the sale or disposal as equates with the proportion of the original cost that was met by the DfES.

Upon termination of the funding agreement, whether as a result of the Secretary of State for the DfES or the charity serving notice, the charity shall repay sums determined by reference to the value at the time of the Academy's site and premises and other assets held for the purpose of the Company, and the extent to which expenditure in providing those assets was met by the DfES.

#### 23 Related parties

The charity had the following transactions and balances with subsidiary charity, Trinity Academy:

Transaction / Dalance:	Ł
Donations payable	899,669
Amount owed to the subsidiary	99,669

The charity had the following transactions and with related party, The Vardy Foundation:

Transaction / balance:	£
Donations receivable	899,669
Amount owed by the related party	99,669

The Vardy Foundation is the personal charitable foundation of trustee Sir Peter Vardy and his family. Over the period of development, a total of £2 million will be donated by the Vardy Foundation to The Emmanuel Schools Foundation for the construction of Trinity Academy. £2 million was also given to The King's Academy during its development.