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# The Sackler Trust (A company limited by guarantee)

Report and Financial Statements

Year ended: 31 December 2011

Company Number: 7022224

Charity Number: 1132097

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## Trustees' Report

The Trustees present their report and accounts for the year ended 31 December 2011

#### Reference and administrative details

Company Number: 7022224

**Charity Number:** 1132097

#### **Directors and Trustees**

Theresa E Sackler Marissa T Sackler Sophia Sackler Dalrymple Michael D Sackler Christopher B Mitchell Peter Stormonth Darling Raymond M Smith Marianne K Mitchell

<u>Secretary</u> Tiercel Services Limited

#### **Principal and Registered Office Address**

New Zealand House, 9th Floor 80 Haymarket London SW1Y 4TQ

#### **Solicitor**

Christopher B Mitchell New Zealand House, 9th Floor 80 Haymarket London SW1Y 4TQ

#### Accountants

Management Revisions Limited New Zealand House, 9th Floor 80 Haymarket London SW1Y 4TQ

### **Auditors**

Ernst & Young LLP One Cambridge Business Park Cambridge CB4 0WZ

#### **Bankers**

C Hoare & Co 37 Fleet Street London EC4P 4DQ Credit Suisse Helvetia Court Les Echelons, South Esplanade St Peter Port Guernsey Channel Islands GY1 3YJ

Natwest Bank plc St James' & Piccadilly Branch 208 Piccadilly London W1A 2DG

## Trustees' Report (Cont)

#### **Trustees and Directors**

The Directors of the Company are also Trustees of the Trust and throughout this report are referred to as Trustees The Trustees serving during the year were Theresa E Sackler, Marissa T Sackler, Sophia Sackler Dalrymple, Michael D Sackler, Christopher B Mitchell, Peter Stormonth Darling, Raymond M Smith and Marianne K Mitchell

#### Structure, Governance and Management

#### Governing Instrument

The Company herein referred to as the "Trust" was incorporated under the Companies Act 1985 as a private company limited by guarantee under number 7022224 on 17 September 2009. The Trust obtained charitable status under the Charities Act 1960 on 13 October 2009, and it is registered as a charity under number 1132097. The Trustees have absolute discretion as to the investment policy of the Trust.

#### Appointment of Trustees

Trustees are appointed by Resolution of the Members

#### Trustee induction and training

The Trustees are supported in their activities by the Advisers noted on page 1 and attend Trustee meetings

#### Management and organisation

The Trust has no employees The administration of the Trust is dealt with by the Trustees and supported by the Advisers noted on page 1. These services are provided free of charge by the Trustees

#### Risk management

The Trustees have examined the major strategic, business and operational risks which the Trust faces and confirm that systems have been established so that the necessary steps can be taken to lessen these risks. These are kept under regular review.

#### Major risks

The Trust's outstanding charitable commitments are expected to be met out of current resources and future income. The Trustees have identified no other major risks

#### Objectives and Activities

As set out in the objects contained in the Trust's memorandum of association, the principal object of the Trust is, and will continue to be, the advancement of research and education in England and Wales and elsewhere in the fields of art, science and medical research and any other charitable objects as the Trustees shall, at their discretion, decide according to the laws of England and Wales. The trustees confirm they have complied with the duty in section 17 of the Charities Act 2011 to have due regard to public benefit guidance published by the Commission

#### Grant-making policy

It is the policy of the Trust to review applications from charitable organisations and to make grants on a selective basis

#### Achievements and Performance

As shown on page 9 the Trust committed and paid charitable donations of £126,816 during the year (£203,000 during the period ended 31 December 2010)

## Trustees' Report (Cont)

#### Financial Review

#### Financial position

Net incoming resources for the year amounted to £20,090,760 and were added to the fund balance at the beginning of the year to give a balance carried forward at the end of the year of £46,160,552 (For the 16 month period ended 31 December 2010 net incoming resources of £26,069,792 were carried forward at the end of the period ) This fund is unrestricted and will be applied to meeting the Trust's commitments and any other donations in the coming year

The Trustees report that

- 1 The Trust has sufficient funds to cover its immediate and future commitments out of current resources
- 2 The Trust's assets are held in order to further its objectives and all funds received have been or will be applied to the achievement of those objectives
- 3 The Trustees have performed a review of the Trust s ability to continue as a going concern. In their opinion the Trust will be able to continue in operational existence for the foreseeable future.

#### Reserves policy

The Trust does not make full distribution of its income in each year but works to a broad policy of making full distribution of its income over the medium to long term

#### Investment policy

Surplus funds are retained in cash on bank term deposits

#### Trustees' Responsibilities in relation to the Financial Statements

The Trustees are responsible for preparing the Annual Report and the financial statements in accordance with applicable law and regulations. Company law requires the Trustees to prepare financial statements for each financial year. Under that law the Trustees have elected to prepare the financial statements in accordance with United Kingdom Generally. Accepted Accounting Practice (United Kingdom Accounting Standards and applicable law) including Statement of Recommended Practice, Accounting and Reporting by Charities (SORP 2005). The financial statements are required by law to give a true and fair view of the state of affairs of the company and of the profit or loss of the company for that period. In preparing those financial statements, the Trustees are required to

- Select suitable accounting policies and then apply them consistently
- Make judgements and estimates that are reasonable and prudent, and
- Prepare the financial statements on the going concern basis unless it is inappropriate to presume that the company will continue in business

The Trustees are responsible for keeping proper accounting records which disclose with reasonable accuracy at any time the financial position of the company and to enable them to ensure that the financial statements comply with the Companies Act 2006. They are also responsible for safeguarding the assets of the company and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities. The Trustees confirm that these accounts comply with these requirements.

To the knowledge and belief of the Trustees, there is no relevant audit information (information needed by the company's auditors in connection with preparing their report) that auditors are not aware of, and the Trustees have taken all the steps necessary to ensure the Trustees are aware of any relevant information, and to establish that the company's auditors are aware of that information

The report of the Trustees has been prepared in accordance with the special provisions within Part 15 of the Companies Act 2006 relating to small companies

On behalf of the Board

Christopher B Mitchell

Date - 6 JUL 2012

Raymond M Smith

- 6 JUL 2012

#### INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF THE SACKLER TRUST

We have audited the financial statements of The Sackler Trust for the year ended 31 December 2011 which comprise the Statement of Financial Activities, the Balance Sheet, the Cash Flow Statement and the related notes 1 to 7 The financial reporting framework that has been applied in their preparation is applicable law and United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice)

This report is made solely to the company's members, as a body, in accordance with Chapter 3 of Part 16 of the Companies Act 2006. 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 auditors' 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 auditor

As explained more fully in the Trustees' Responsibilities Statement set out on page 3, the Trustees (who are also the directors of the charitable company for the purposes of company law) are responsible for the preparation of the financial statements and for being satisfied that they give a true and fair view

Our responsibility is to audit and express an opinion on the financial statements in accordance with applicable law and International Standards on Auditing (UK and Ireland) Those standards require us to comply with the Auditing Practices Board's Ethical Standards for Auditors

#### Scope of the audit of the financial statements

An audit involves obtaining evidence about the amounts and disclosures in the financial statements sufficient to give reasonable assurance that the financial statements are free from material misstatement, whether caused by fraud or error This includes an assessment of whether the accounting policies are appropriate to the charitable company's circumstances and have been consistently applied and adequately disclosed, the reasonableness of significant accounting estimates made by the Trustees, and the overall presentation of the financial statements. In addition, we read all the financial and non-financial information in the Trustees' Report to identify material inconsistencies with the audited financial statements. If we become aware of any apparent material misstatements or inconsistencies we consider the implications for our report.

#### Opinion on financial statements

In our opinion the financial statements

- > give a true and fair view of the state of the charitable company's affairs as at 31 December 2011 and of its incoming resources and application of resources, including its income and expenditure, for the year then ended,
- have been properly prepared in accordance with United Kingdom Generally Accepted Accounting Practice, and
- have been prepared in accordance with the requirements of the Companies Act 2006

#### Opinion on other matter prescribed by the Companies Act 2006

In our opinion the information given in the Trustees' Report for the financial year for which the financial statements are prepared is consistent with the financial statements

#### Matters on which we are required to report by exception

We have nothing to report in respect of the following matters where the Companies Act 2006 requires us to report to you if, in our opinion

- adequate accounting records have not been kept or returns adequate for our audit have not been received from branches not visited by us, or
- the financial statements are not in agreement with the accounting records and returns, or
- > certain disclosures of trustees' remuneration specified by law are not made, or
- > we have not received all the information and explanations we require for our audit, or
- > the Trustees were not entitled to prepare the financial statements in accordance with the small companies regime

Ian C. Strachan (Senior statutory auditor)

for and on behalf of Ernst & Young LLP, Statutory Auditor

Cambridge

Date

## STATEMENT OF FINANCIAL ACTIVITIES For the year ended 31 December 2011

	Notes	12 months 2011 £	16 months 2010 £
INCOMING RESOURCES			
Voluntary income		10 740 000	26.264.222
Donations received		19,749,008	26,264,232
Investment and similar income	3	469,523	9,315
TOTAL INCOMING RESOURCES		20,218,531	26,273,547
RESOURCES EXPENDED			
Charitable activities	4	126,816	203,000
		-	
Governance costs	5	955	755
		122.551	202.755
TOTAL RESOURCES EXPENDED		127,771	203,755
NET INCOMING RESOURCES FOR THE YEAR		20,090,760	26,069,792
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NET MOVEMENT IN FUNDS		20,090,760	26,069,792
Fund halances at 1 January		26,069,792	
Fund balances at 1 January		20,009,792	
FUND BALANCES AT 31 DECEMBER		46,160,552	26,069,792

All funds received are unrestricted

There were no other recognised gains or losses

All amounts derive from continuing activities

## **BALANCE SHEET** at 31 December 2011

CURRENT ASSETS Cash at bank	Notes	2011 £ 46,161,212	2010 £ 26,070,452
CREDITORS: amounts falling due within one year	6	(660)	(660)
TOTAL ASSETS LESS CURRENT LIABILITIES		46,160,552	26,069,792
REPRESENTED BY			
TRUST FUND Unrestricted	,	46,160,552	26,069,792

On behalf of the Board

Christopher B Mitchell - Director and Trustee

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- 6 JUL 2012

<u>Date</u>

Raymond M Smith - Director and Trustee

- 6 JUL 2012

<u>Date</u>

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For the year ended 31 December 2011

	12 months 2011 £	16 months 2010 £
Net cash inflow from operating activities	19,621,237	26,061,137
Interest and similar income	469,523	9,315
Increase in cash	20,090,760	26,070,452
Net cash resources at 1January	26,070,452	_
Net cash resources at 31 December	46,161,212	26,070,452

## Note to the cash flow statement

Reconciliation of net movement in funds to net cash flow from operating activities

	12 months 2011	16 months 2010
	£	£
Net movement in funds for the year	20,090,760	26,069,792
Interest and similar income	(469,523)	(9,315)
Increase in creditors	-	660
Net cash flow from operating activities	19,621,237	26,061,137

#### NOTES TO THE ACCOUNTS

at 31 December 2011

#### 1. ACCOUNTING POLICIES

#### Basis of accounting

The accounts have been prepared under the historical cost convention in accordance with the Companies Act 2006, applicable accounting standards and comply with the revised Statement of Recommended Practice, Accounting and Reporting by Charities (SORP 2005)

#### Incoming resources

All incoming resources are included in the statement of financial activities when the Foundation is entitled to the income and the amount can be quantified with reasonable accuracy. The following specific policies are applied to particular categories of income.

- Voluntary income is received by way of grants, donations and gifts and is included in full in the Statement
  of Financial Activities when receivable. Grants, where entitlement is not conditional on the delivery of a
  specific performance by the charity, are recognised when the charity becomes unconditionally entitled to the
  grant.
- Donated services and facilities are included at the value to the Foundation where this can be quantified. The
  value of services provided by volunteers has not been included in these accounts.
- Investment income is included when receivable
- Incoming resources from charitable trading activity are accounted for when earned
- Incoming resources from grants, where related to performance and specific deliverables, are accounted for as the Foundation earns the right to consideration by its performance

#### Resources expended

Expenditure is recognised on an accrual basis as a liability is incurred. Expenditure includes any VAT which cannot be fully recovered, and is reported as part of the expenditure to which it relates

- Charitable expenditure comprises those costs incurred by the Foundation in the delivery of its activities and services for its beneficiaries. It includes both costs that can be allocated directly to such activities and those costs of an indirect nature necessary to support them.
- Governance costs include those costs associated with meeting the constitutional and statutory requirements
  of the Foundation and include the accountancy fees and costs linked to the strategic management of the
  Foundation
- All costs are allocated between the expenditure categories of the Statement of Financial Activities on a basis designed to reflect the use of the resource

#### Funds accounting

Grants payable are charged in the year when the offer is conveyed to the recipient except in cases where the offer is conditional, such grants being recognised when the conditions are fulfilled. Grants offered subject to conditions which have not been met at the year-end are noted as a contingent liability but not accrued as expenditure.

#### Foreign Currencies

Assets and liabilities in foreign currencies are translated into sterling at the rates of exchange ruling at the balance sheet date. Transactions in foreign currencies are translated into sterling at the rate of exchange ruling at the date of the transaction. Exchange differences are taken into account in the Statement of Financial Activities.

#### 2. LEGAL STATUS OF THE FOUNDATION

The Foundation is a company limited by guarantee and has no share capital. The liability of each member in the event of a winding up is limited to £10

## NOTES TO THE ACCOUNTS

at 31 December 2011

#### 3. INVESTMENT AND SIMILAR INCOME

	12 months	16 months
	2011	2010
	£	£
U K bank deposit interest	135,538	9,315
Overseas bank deposit interest	31,790	_
Exchange differences	302,195	_
•	469,523	9,315
. CHARITABLE ACTIVITIES		
	12 months	16 months
	2011	2010
	£	£
Institutional grants committed and paid		
Ditchling Museum	50,000	_
Chelsea Children's Hospital School	25,000	_
Turquoise Mountain Trust	_	150,000
Glyndebourne Arts Trust	<del>_</del>	25,000
Miscellaneous Donations under £25,000	51,816	28,000
Charge for the year	126,816	203,000
. GOVERNANCE COSTS		
	12 months	16 months
	2011	2010
	£	£
Auditor's remuneration	660	660
Bank charges and interest	295	95
,	955	755
. CREDITORS: amounts falling due within one year		
	12 months	16 months
	2011	2010

## 7. TAXATION

Accruals

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In the opinion of the Trustees the Foundation is exempt from tax on income and gains arising in pursuit of its charitable objects

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