

# MUSIC PRESERVED A company limited by guarantee, without share capital

### COUNCIL REPORT AND ACCOUNTS

YEAR ENDED 31 May 2022

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### REFERENCE AND ADMINISTRATIVE DETAILS

COUNCIL OF MANAGEMENT Paul Baily (Chairman)

Michael Beverley
Gary Brannan
Richard Jarman
Henry Kennedy
Sir Brian McMaster
Nicholas Payne
Nicholas Snowman

SECRETARY Rebecca Emery

ARCHIVE AND AUDIO STUDIOS

Borthwick Institute for Archives

University of York

Heslington York YO10 5DD

REGISTERED OFFICE c/o TC Murray Harcourt Limited

6 Queen Street

Leeds

West Yorkshire LS1 2TW

COMPANY REGISTRATION NO. 02129867 (England & Wales)

REGISTERED CHARITY NO. 296895

BANKERS Unity Trust Bank Plc

Nine Brindley Place 60 Broad Street Birmingham B1 2HB

REPORTING ACCOUNTANTS TC Group

6 Queen Street

Leeds

West Yorkshire LS1 2TW

### COUNCIL REPORT

The Trustees, who are Directors for the purposes of Company law, present their annual report together with the accounts of the charitable Company for the year ended 31 May 2022.

### STRUCTURE GOVERNANCE AND MANAGEMENT

### **GOVERNING DOCUMENT**

The Company is administered in accordance with its Memorandum and Articles of Association.

### **ORGANISATION**

The Chairman and Council, who are unpaid, are trustees for the purposes of charity law and Directors for the purposes of Company law.

### COUNCIL OF MANAGEMENT

The Council comprises elected members, one third retiring by rotation each year.

The members of the Council who held office during the year, and subsequently, were:

Richard Jarman – Chairman – resigned as Chairman 23 June 2022

James Marsh – Secretary – resigned 7 December 2021

Paul William James Baily - appointed 7 September 2021 - appointed as Chairman 23 June 2022

Michael Beverley

**Gary Brannan** 

Stephen Brown - appointed 7 December 2021 - died 5 July 2022

Henry Kennedy

Sir Brian McMaster

Nicholas Payne

Nicholas Snowman

Under the conditions of Music Preserved's constitution 3 members of Council are required to resign and offer themselves for re-election at the 2022 Annual General Meeting. These members are:-Nicholas Snowman, Michael Beverley, Henry Kennedy

Trustee induction and training is carried out on an informal basis by the incumbent Trustees.

### Trustees' responsibilities

The Trustees (who are also Directors of Music Preserved for the purposes of Company law) are responsible for preparing the Council Report and accounts in accordance with the United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice) and applicable law and regulations.

Company law requires the Trustees to prepare accounts for each financial year. Under Company law the Trustees must not approve the accounts unless they are satisfied that they give a true and fair view of the state of affairs of the Charitable Company and of its incoming resources and application of resources, including its income and expenditure, for that period. In preparing these accounts, the Trustees are required to:

- Select suitable accounting policies and apply them consistently;
- Observe the methods and principles in the Charities SORP;
- Make judgements and estimates that are reasonable and prudent; and
- Prepare the accounts on the going concern basis unless it is inappropriate to presume that the Charitable Company will continue in business.

### COUNCIL REPORT (continued)

### Trustees' responsibilities (continued)

The Trustees are responsible for keeping adequate accounting records that are sufficient to show and explain the Charitable Company's transactions and disclose with reasonable accuracy at any time the financial position of the Charitable Company and enable them to ensure that the accounts comply with the Companies Act 2006. They are also responsible for safeguarding the assets of the Charitable Company and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.

### **ACHIEVEMENTS AND FUTURE PLANS**

Much progress has been made on the new website and it is in effect ready to be published; there have been some teething issues with Soundcloud, the audio platform, but most releases are now on there along with their background and supporting information.

Paul Baily has remastered the recording of the Mackerras Sadler's Wells 1966 *Marriage of Figaro*, and Rebecca Emery has been in contact with Catherine Mackerras to obtain suitable photographic and background material to use in the accompanying booklet. Next steps to upload to iMusician will soon be underway.

This year has seen a few changes to Council personnel: Henry Kennedy was appointed Deputy Chairman and Stephen Brown became Company Secretary; Paul Baily was appointed as a Council member and George Jackson as an Associate Member; Jez Wells resigned from the Council due to leaving his post at the University of York and relocating.

We were very sad to hear of the death of Council member Valerie Solti.

In October 2021 the record label SOMM produced and released Sibelius's First Symphony by Beecham and the RPO, with references to MP included in their accompanying notes and an agreement that we could post the audio files on our new website.

Future plans are very much focussed on increasing the amount of material that we can digitise and we expect to see this increase during 2022-2023.

### **OBJECTIVES AND ACTIVITIES**

### PRINCIPAL ACTIVITY

The Company continues to promote the advancement, appreciation and knowledge of music and add to its holdings of audio and video archive-recordings of live performances which are conserved at the Borthwick Institute of the University of York.

### **FINANCIAL REVIEW**

### RESULTS FOR THE YEAR

The results for the year are set out in the Statement of Financial Activities on page 6 of the accounts, which follow this report.

### FACILITIES AT THE UNIVERSITY OF YORK

The Council appreciates the facilities provided at the Borthwick Institute of the University of York.

### **RESERVES**

The Council's policy is to retain sufficient income to meet future revenue commitments, particularly at a time when future income is uncertain. As Music Preserved's expenditure is project based and projects are not undertaken until funding is in place Council has set a target level of reserves of £5,000 as a provision against winding-up costs. A further increase in reserves will be made when fundraising activities permit.

### **MAJOR RISKS**

The principal risk to the Company remains the safety of its archives of recorded material. The original material is held in the secure environment at the Borthwick Institute in York. A further risk is if the Company does not fulfil its aims and objectives in respect of fundraising.

### **PUBLIC BENEFIT**

The Council have had regard to the Charity Commission's guidance on public benefit when preparing this statement. The charitable aims are set out in the objectives and activities paragraphs. The Council considers this satisfies the public benefit criteria in a manner that is not unduly restrictive geographically or by class of beneficiary. There is no private benefit obtained as a result of the charity's activities.

### **SMALL COMPANY PROVISIONS**

This report has been prepared in accordance with the provisions applicable to Companies entitled to the small companies exemption in the Companies Act 2006.

By order of the Council

Paul Baily Chairman

Date: 7 December 2022

## INDEPENDENT EXAMINER'S REPORT TO THE MEMBERS ON THE UNAUDITED ACCOUNTS OF

MUSIC PRESERVED - Company No. 2129867 A Company limited by guarantee, without share capital

I report on the accounts of the Charity for the year ended 31 May 2022 which are set out on pages 6 to 12.

### Responsibilities and basis of report

As the charity trustees of the Company (and also its Directors for the purposes of Company law) you are responsible for the preparation of the accounts in accordance with the requirements of the Companies Act 2006 ('the 2006 Act').

Having satisfied myself that the accounts of the Company are not required to be audited under Part 16 of the 2006 Act and are eligible for independent examination, I report in respect of my examination of your Company's accounts as carried out under section 145 of the Charities Act 2011 ('the 2011 Act'). In carrying out my examination I have followed the directions given by the Charity Commission under section 145(5)(b) of the 2011 Act.

### **Independent examiner's statement**

I have completed my examination. I confirm that no matters have come to my attention in connection with the examination giving me cause to believe that in any material respect:

- 1. accounting records were not kept in respect of the Company as required by section 386 of the 2006 Act; or
- 2. the accounts do not accord with those records; or
- 3. the accounts do not comply with the accounting requirements of section 396 of the 2006 Act other than any requirement that the accounts give a 'true and fair view' which is not a matter considered as part of an independent examination; or
- 4. the accounts have not been prepared in accordance with the methods and principles of the Statement of Recommended Practice for accounting and reporting by charities applicable to charities.

I have no concerns, and have come across no other matters in connection with the examination to which attention should be drawn in this report in order to enable a proper understanding of the accounts to be reached.

Signed:

Peter Hart FCA,

IPIC

For and on behalf of TC Group

6 Queen Street Leeds West Yorkshire LS1 2TW

Date: 19 January 2023

# STATEMENT OF FINANCIAL ACTIVITIES (including income and expenditure account) YEAR ENDED 31 May 2022

	Unrestricted funds £	Restricted funds £	Total 2022 £	Total 2021 £
Income and endowments from:				
Donations and legacies	4,587	-	4,587	14,850
Charitable activities	-	-	_	-
Investments	8	-	8	7
Total income	4,595		4,595	14,857
	====	====	====	===
Expenditure on:				
Raising funds	-	-	-	-
Charitable activities	3,478	-	3,478	1,994
Total expenditure	3,478	-	3,478	1,994
	====	====	====	
Net income/ (expenditure)	1,117		1,117	12,863
	====	====	====	====
Net movement in funds	1,117	-	1,117	12,863
Reconciliation of funds				
Total funds brought forward	19,361	500	19,861	6,998
Total funds carried forward	20,478	500	20,978	19,861
	====	====	====	====

All of the Charity's activities derive from continuing operations during the above two periods.

### RESOURCES EXPENDED YEAR ENDED 31 May 2022

	2022	2021
	Total	Total
	£	£
DIRECT COSTS		
Fundraising	-	-
Cataloguing expenses	-	-
Website	405	561
Bank Charges	72	72
Administration	2,601	961
		,
	3,078	1,594
	====	===
SUPPORT COSTS	,	
Governance costs - Independent examination	400	400
Travelling costs	•	-
	400	400
	===	===
TOTAL RESOURCES EXPENDED	3,478	1,994
•	====	===

### BALANCE SHEET 31 May 2022

	Notes ( )	2022 £	2021 £
CURRENT ASSETS			
Bank balances		21,883	20,261
		21,883	20,261
CURRENT LYARY THEC		====	====
CURRENT LIABILITIES  Creditors: amounts falling due within one year  Accruals		505 400	400
NET CURRENT ASSETS		20,978	19,861
TOTAL ASSETS LESS CURRENT LIABILITIES		==== 20,978 ====	19,861 ====
FUNDS OF THE CHARITY			1 × 1
Restricted funds	5	500	500
Unrestricted funds		20,478	19,361
		20,978	19,861
		====	====

For the financial year ended 31 May 2022 the Charity was entitled to exemption from audit under section 477 of the Companies Act 2006 relating to small Companies.

### Directors' responsibilities:

- The members have not required the Charity to obtain an audit of its accounts for the year in question in accordance with section 477; and
- The Directors acknowledge their responsibilities for complying with the requirements of the Act with respect to accounting records and the preparation of accounts.

These accounts have been prepared in accordance with the provisions applicable to Companies subject to the small companies regime.

The accounts on pages 6 to 11 were approved by the Council, and authorised for issue on 7 December 2022 and signed on their behalf by:

Paul Baily

Chairman

Paul Bahy Rebecca Emery REMey.

Secretary

### NOTES TO THE ACCOUNTS - 31 May 2022

### ACCOUNTING POLICIES

Summary of significant accounting policies and key accounting estimates

The principal accounting policies applied in the preparation of these accounts are set out below.

These policies have been consistently applied to all the years presented, unless otherwise stated.

a) The Charity constitutes a public benefit entity as defined by FRS 102. The financial statements have been prepared in accordance with Charities SORP (FRS 102): Accounting and Reporting by Charities: Statement of Recommended Practice applicable to charities preparing their accounts in accordance with the Financial Reporting Standard applicable in the UK and Republic of Ireland (FRS 102), The Financial Reporting Standard applicable in the United Kingdom and Republic of Ireland (FRS 102), the Charities Act 2011, the Companies Act 2006 and UK Generally Accepted Accounting Practice.

### b) Going concern

The accounts have been prepared on a going concern basis. The Charity had carried forward reserves of £20,978, of which £500 is restricted, at the year end and the Trustees are confident that the Charity can continue to pay its debts as they fall due until such time as additional external funding is secured.

### c) Basis of preparation

Music Preserved meets the definition of a public benefit entity under FRS 102. Assets and liabilities are initially recognised at historical cost or transaction value.

### d) Fund accounting

Unrestricted funds are available for use at the discretion of the Trustees in furtherance of the general objectives of the Charity.

Restricted funds are subjected to restrictions on their expenditure imposed by the donor.

### e) Income

All income is included in the statement of financial activities when the Charity is entitled to, or virtually certain to receive, the income and the amount can be quantified with reasonable accuracy. The following 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. Where the grant is related to performance or specific deliverables, the grants are accounted for as the Charity earns the right to consideration by its performance.

Investment income is recognised when receivable.

### f) Expenditure

Expenditure, including any VAT which cannot be recovered, is recognised on an accrual basis as a liability is incurred.

# NOTES TO THE ACCOUNTS - 31 May 2022 (continued)

### 1. ACCOUNTING POLICIES (continued)

g) Tangible fixed assets
The Company has no tangible fixed assets

### h) Other creditors

Other creditors are initially recognised at transaction price and subsequently measured at amortised cost using an effective interest method.

### i) Archive material

For the purpose of accounts, no value is placed on recordings or other archive material owned by the Company. Expenditure on obtaining and maintaining the archive is written off at the time it is incurred.

### j) Financial instruments

Financial assets and financial liabilities are recognised when the Charity becomes a party to the contractual provisions of the instrument.

Financial liabilities and equity instruments are classified according to the substance of the contractual arrangements entered into. An equity instrument is any contract that evidences a residual interest in the assets of the Charity after deducting all of its liabilities.

### k) Volunteers

No account has been taken of volunteer time in terms of a monetary amount due to difficulties in quantifying such an amount.

### 2. CONSTITUTION

- a) The Charity is a Company limited by guarantee and consequently does not have share capital.
- b) By virtue of its charitable status, the Company is not liable to taxation on its income or gains. It is not registered for VAT; consequently expenditure shown in the accounts includes VAT, where appropriate.
- c) Every member of the Company undertakes to contribute such amount as may be required (not exceeding £1) to the Company's assets in the event of liquidation while they are a member or within one year after they cease to be a member.

On 31st May 2022 in addition to Council, there were 40 members (2021: 40)

- d) No member of the Council of Management may receive remuneration from the Company.
- e) The Company has no employees.

# NOTES TO THE ACCOUNTS - 31 May 2022 (continued)

### 3. TRANSACTIONS WITH TRUSTEES

No remuneration has been paid to Council Members. Reimbursed expenses totalling £56 (2021 - £71) were received by 1 Council member in respect of expenses. No travel expenses were incurred during the year.

Donations totalling £3,000 were received from Council Members of the Charity in the financial year.

### 4. TAXATION

The Charity is considered to pass the tests set out in Paragraph 1 Schedule 6 of the Finance Act 2010 and therefore meets the definition of a charitable Company for UK corporation tax purposes. Accordingly, the Charity is potentially exempt from taxation in respect of income or capital grants received within categories covered by Chapter 3 Part 11 of the Corporation Tax Act 2010 or Section 256 of the Taxation of Chargeable Gains Act 1992, to the extent that such income or gains are applied exclusively to charitable purposes.

# NOTES TO THE ACCOUNTS - 31 May 2022 (continued)

### 5. FUNDS

	Balance at 1 June 2021	Incoming resources	Resources expended	Balance at 31 May 2022
	£	£	£	£
Unrestricted funds	19,361	4,595	3,478	20,478
Restricted funds	500	-	-	500
Total funds	19,861	4,595	3,478	20,978
	====	====	====	====
·			(	
	Balance at 1 June 2020	Incoming resources	Resources expended	Balance at 31 May 2021
	at 1 June	_		at 31 May
Unrestricted funds	at 1 June 2020	<b>E</b> 14,357	expended	at 31 May 2021 £ 19,361
Unrestricted funds Restricted funds	at 1 June . 2020 £	resources	expended £	at 31 May 2021 £
Restricted funds	at 1 June 2020 £ 6,998	<b>£</b> 14,357 500	<b>£</b> 1,994	at 31 May 2021 £ 19,361 500
	at 1 June . 2020 £	<b>E</b> 14,357	expended £	at 31 May 2021 £ 19,361

### Restricted Funds

The restricted fund relates to income received from a Council member and is to fund work on a specific recording by Kirsten Flagstad.

### 6. ANALYSIS OF NET ASSETS BETWEEN FUNDS

	Unrestricted funds £	Restricted funds £	Total funds £
Current assets	21,383	500	21,883
Current liabilities	905	-	905
		******	
Total net assets	20,478	500	20,978
	====	====	====

### 7. RELATED PARTY TRANSACTIONS

During the year there were no related party transactions.

Reimbursement of expenses to Council members are disclosed in note 3.