

The Protimos Educational Trust

Unaudited Annual Report and Financial Statements

Year to 31 May 2023

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Legal and Administrative Information

Trustees	A Kantzelis T Moyo N Onu
Secretary	E Wright
Registered/ Principal Office	Southbank Technopark London South Bank University (LSBU) 90 London Road London SE1 6LN
Company Registration Number	04173340 (England and Wales)
Charity Registration Number	1086388 (England and Wales)
Independent Examiner	Gilbert Holbourn FCA FCCA DChA 1, Upper Bridge Street Wye, Kent TN25 5AF
Bankers	CAF Bank Limited 25 Kings Hill Avenue Kings Hill West Malling Kent ME19 4TA
Solicitors	Bates Wells 10 Queen Street Place London EC4R 1BE

Trustees' Report 31 May 2023

The trustees of The Protimos Educational Trust present their report and the financial statements for the year to 31 May 2023.

The report has been prepared in accordance with Part 8 of the Charities Act 2011.

The financial statements have been prepared in accordance with the accounting policies set out on pages 13 and 14 of the attached financial statements and comply with the charitable company's memorandum and articles of association, applicable laws and 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 United Kingdom and Republic of Ireland (FRS 102).

Executive Summary

The Protimos Educational Trust is one of five entities of the Protimos International Network (PIN). PIN is a global network of locally rooted, collaborative organisations delivering the Protimos legal empowerment model. Since inception Protimos' strategy has been locally based and regionally relevant. This year has seen growth across all of our three programmes; the Judicial Action Group (JAG); the Green Light Programme (GLP); and Community Legal Empowerment (CLE). Each programme showcases the ability of the law to act as a positive tool for change.

Our Judicial Action Group (JAG) continues to go from strength to strength; we held the Group's Sixth Annual Meeting in Lagos, Nigeria in late 2022. The title of the in-person four-day meeting "Bolstering Resilience", set the stage for members to explore emerging judicial thought on the doctrine of Ubuntu and its intersection with the climate change agenda, judicial bias in its numerous forms, best practice judicial management, the external threat of terrorism, and the interplay between constitutionalism and Covid 19.

We continued to build our North American network and were invited to attend an event hosted by Bill and Hillary Clinton in Washington DC in April 2023. We established a new relationship with global legal publishers Lexis Nexis who will be publishing the JAG programme's inaugural volume on the topic of Ubuntu.

In early May 2023 Protimos attended the Global Land Tenure Network (GLTN) Partners Meeting in Nairobi, Kenya. The GLTN is an alliance of 85 global, regional, and national partners contributing to poverty alleviation through land reform and improved management and security of tenure. The GLTN Partners' Meeting is held every two years to provide an opportunity for the membership to review the work done, realign priorities and forge a way forward for partners' engagement in the delivery of the GLTN agenda.

Trustees' Report 31 May 2023

Executive Summary (*continued*)

Our Community Legal Empowerment (CLE) programme continues to flourish in South Africa, Lesotho, Zimbabwe, Zambia and Tanzania, spanning land and natural resource rights, conservation rights, compensation, water and environmental rights, and resettlement and Intellectual Property Rights (IPRs) in biodiversity.

The work of the Green Light Programme is crosscutting across various project work including our work in Tanzania, Lesotho and Zambia.

The effects of the global Covid pandemic are of course still being felt; it has been a challenging yet successful year, and we feel highly optimistic for the future.

Structure, governance and management

Constitution

The Protimos Educational Trust was incorporated on 6 March 2001. It is a registered charity (Charity Registration Number 1086388) and also a company limited by guarantee. The Company Registration Number is 04173340.

Closely related organisations

The Protimos Educational Trust was originally created as the charitable affiliate of The Protimos Foundation. The two bodies share common aims; and the Foundation is the primary implementing agency by which the Trust's aims are achieved.

Risk management

The trustees have assessed the major risks to which the charitable company is exposed, in particular those relating to the specific operational areas of the charitable company and its finances. The trustees believe that by monitoring reserve levels, by ensuring controls exist over key financial systems, and by examining the operational and business risks faced by the charitable company, they have established effective systems to mitigate those risks.

Trustees

The trustees constitute directors of the company for the purposes of the Companies Act 2006, trustees of the charity for the purposes of charity legislation and the charity's key management personnel. They are not remunerated by the charity.

The following trustees were in office at 31 May 2023 and served throughout the year, except where shown:

D Crystal OBE (retired 14 March 2023)
A Kantzelis
T Moyo
N Onu (joined 18 April 2023)

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Trustees' Report **31 May 2023**

Brief biographical details of each of the trustees are given below.

Anastasia Kantzelis



Anastasia is an Australian qualified lawyer, based in London, with specialist knowledge of international environmental law treaty regimes, multilateral treaty negotiations, international dispute resolution processes and air quality regulation in the EU and UK. She is an Associate Member of 6 Pump Court Chambers and an Expert Consultant to Campaign Collective.

Todani Manala-Moyo



Todani is the Chairman and CEO of Lutendo Holdings, Valotone and Yokoyo Investments (PTY) Ltd alongside his role as a Senior Partner at Fitzrovia Capital Africa. He is a professional accountant, with expertise in project and development finance, corporate governance and enterprise risk management.

Nanette Onu



Nanette is a Human Rights Resource Mobilization and Partnership Specialist and is currently the Senior Fundraising and Partnerships Manager at The Diana Award. Previously she held positions at the International Bar Association, Y Care International, Oxfam Intermon and the UN World Food Programme.

Trustees' Report 31 May 2023

Statement of trustees' responsibilities

The trustees (who are also directors of The Protimos Educational Trust for the purposes of company law) are responsible for preparing the trustees' report and financial statements in accordance with applicable law and United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice).

Company law requires the trustees to prepare financial statements for each financial year which give a true and fair view of the state of affairs of the charitable company and of the incoming resources and application of resources, including the income and expenditure, of the charitable company for that period.

In preparing these financial statements, the trustees are required to:

- select suitable accounting policies and then apply them consistently;
- observe the methods and principles in the Statement of Recommended Practice (Accounting and Reporting by Charities) (the Charities' SORP);
- make judgements and estimates that are reasonable and prudent;
- state whether applicable United Kingdom Accounting Standards have been followed, subject to any material departures disclosed and explained in the financial statements; and
- prepare the financial statements on the going concern basis unless it is inappropriate to presume that the charitable company will continue in operation.

The trustees are responsible for keeping proper accounting records that disclose with reasonable accuracy at any time the financial position of the charitable company and enable them to ensure that the financial statements 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.

Structure and management reporting

The trustees meet, and the meetings are attended by the management, who are shared with the Foundation. The management provide financial and operational reports to the trustees prior to the meetings, for review.

Public benefit

The trustees have had regard to the Charity Commission's guidance which sets out the requirements for charities to demonstrate that their aims and activities are for the public benefit. They are satisfied that the aims and activities of the Trust, namely the education and training of indigenous people in skills, including legal skills, to preserve, promote and defend their rights, meet the public benefit test required by prevailing charity law.

Trustees' Report 31 May 2023

Objectives and activities

The Protimos Educational Trust's principal activity is the provision of education and training in legal skills, and international environmental, intellectual property, and social and economic rights law, concerning subjects related to sustainable development. The Protimos Educational Trust provides funds to The Protimos Foundation, which carries out work in line with the mandate of The Protimos Educational Trust.

Financial review

For the year to 31 May 2023 there was an increase in total income from £97,129 to **£144,131** (2022 - increase from £54,270 to £97,129). Total expenditure increased from £96,014 to **£162,291** (2022 - increase from £42,188 to £96,014). These expenses related wholly to governance, charitable activities and the costs of generating income.

We continue to identify key funding sources, which enable the Trust to maintain its independence in conducting its work, and we are grateful to our funders for their support. We are building a significant relationship with a newly formed litigation fund who are strongly committed to financially supporting the work of Protimos. We have drawn heavily on our private donor network who have provided vital financial support throughout the global Covid pandemic. We continue to cultivate our Trust and Foundation, and private donor, networks and anticipate strengthening our support from across Africa and the US this coming year.

Reserves policy and financial position

Reserves policy

The trustees have examined the requirement for free reserves, i.e. those unrestricted funds not invested in tangible fixed assets, designated for specific purposes or otherwise committed. The trustees consider that, given the nature of the charitable company's work, the level of free reserves should be equivalent to three months' combined expenditure of The Protimos Educational Trust and its sister organisation, The Protimos Foundation (excluding transfers between the two entities), approximately £36,000 as at 31 May 2023 (2022 - £21,247).

The trustees are of the opinion that this provides sufficient flexibility to cover temporary shortfalls in income due to timing differences in income flows, and adequate working capital to cover core costs. The trustees acknowledge that the proposed level of reserves has not been achieved in the year to 31 May 2023, not least as a result of the challenging prevailing economic climate globally, but intend, in the course of 2024, to undertake a significant fundraising exercise so as to move towards the target level of reserves in the next two years.

Financial position

Total funds at 31 May 2023 showed a negative balance of **£10,630** (2022 – balance of £7,530), which is made up restricted funds of **£NIL** (2021 - £NIL) and a negative balance on general funds of **£10,630** (2020 – £7,530). This is due to an outstanding creditor balance.

Trustees' Report 31 May 2023

The trustees believe the financial statements should be prepared on a going concern basis on the grounds that the cash anticipated and received after the balance sheet date is sufficient to meet the Trust's debts as they fall due.

Plans for future periods

The trustees plan to continue raising funds to support the charitable company's objectives, primarily through support of projects established through The Protimos Foundation.

Signed on behalf of the trustees by:



Trustee: Todani Moyo

Approved by the trustees on: 26 February 2024

Independent Examiner's Report

I report to the Trustees of the Protimos Educational Trust on my examination of the financial statements of the charitable company for the year ended 31 May 2023, which are set out on pages 11 to 17.

Responsibilities and basis of report

As the trustees of the charitable company (and also its directors for the purposes of company law) you are responsible for the preparation of the financial statements in accordance with the requirements of the Companies Act 2006 ('the 2006 Act').

Having satisfied myself that the financial statements of the charitable 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 Charity's financial statements 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.

Emphasis of matter

I draw attention to the accounting policy on going concern in the financial statements and in the trustees' report, which explains the basis for concluding that the charity is a going concern. My opinion is not qualified with regard to the above.

Independent examiner's statement

I have completed my examination. Except for the matter I draw your attention to above, I confirm that no matters have come to my attention in connection with my examination giving me cause to believe:

- ♦ accounting records were not kept in respect of the charitable company as required by section 386 of the 2006 Act; or
- ♦ the financial statements do not accord with those records; or
- ♦ the financial statements do not comply with the accounting requirements of section 396 of the 2006 Act other than any requirement that the financial statements give a 'true and fair view' which is not a matter considered as part of an independent examination.
- ♦ The financial statements have not been prepared in accordance with the methods and principles of the for 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).

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.



Gilbert Holbourn FCA FCCA DChA
26 February 2024

**Statement of
Financial Activities**
Year to 31 May 2023

	Notes	Unrestricted funds £	Restricted funds £	Year to 31 May 2023 Total £	Year to 31 May 2022 Total £
Income and endowments from:					
Donations and legacies	1	32,228	—	32,228	76,909
Charitable income	2	—	111,903	111,903	20,220
Total income		32,228	111,903	144,131	97,129
Expenditure					
Raising funds	3	317	—	317	252
Charitable activities	4	50,071	111,903	161,974	95,762
Total expenditure		50,388	111,903	162,291	96,014
Net income/(expenditure)		(18,160)	—	(18,160)	1,115
Balance brought forward	11,12				
at 1 June 2022		7,530	—	7,530	6,415
Balance carried forward	11,12				
at 31 May 2023		(10,630)	—	(10,630)	7,530

All of the charitable company's activities derived from continuing operations in both years.

The charitable company has no recognised gains and losses other than those shown above.

The notes on pages 15 to 17 form part of these financial statements.

Balance Sheet at 31 May 2023

	Notes	31 May 2023 £	31 May 2022 £
Current assets			
Cash at bank and in hand		405	18,856
Creditors: amounts falling due within one year	8	(11,035)	(11,326)
Net liabilities		(10,630)	7,530
The funds of the charity			
Unrestricted funds			
General fund	10	(10,630)	7,530
Restricted fund	11	-	-
		(10,630)	7,530

- a) For the year ended 31 May 2023, the company was entitled to exemption from audit under section 477 of the Companies Act 2006, relating to small companies.
- b) Members have not required the company to obtain an audit in accordance with section 476 of the Companies Act 2006.
- c) The trustees, as directors, acknowledge their responsibility for:
- ensuring the company keeps accounting records which comply with section 386 of the Companies Act 2006, and
 - preparing financial statements which give a true and fair view of the state of affairs of the company as at the end of the financial year, and of its profit or loss for the financial year, in accordance with the requirements of sections 394 and 395 and which otherwise comply with the requirements of the Companies Act relating to financial statements, so far as applicable to the company.
- d) The financial statements have been prepared in accordance with the provisions applicable to companies subject to the small companies regime as set out in Part 15 of the Companies Act 2006.

The notes on pages 15 to 17 form part of these financial statements.

Approved by the board of trustees and signed on its behalf by



Trustee: Todani Moyo

Approved by the trustees on: 26 February 2024

Principal Accounting Policies

Basis of preparation

These financial statements have been prepared for the year to 31 May 2023.

The financial statements have been prepared under the historical cost convention with items recognised at cost or transaction value unless otherwise stated in the relevant accounting policies below or the notes to these financial statements.

The financial statements have been prepared in accordance with 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 United Kingdom and Republic of Ireland (Charities SORP FRS 102), the Financial Reporting Standard applicable in the UK and Republic of Ireland (FRS 102) and the Companies Act 2006.

The charity constitutes a public benefit entity as defined by FRS 102.

The financial statements are presented in sterling and are rounded to the nearest pound.

Critical accounting estimates and areas of judgement

The trustees are of the opinion that no critical accounting estimates have been made, and that there are no significant areas of judgement.

Going concern

The charity's main expenses represent grants to The Protimos Foundation, which are discretionary. The trustees believe the financial statements should be prepared on a going concern basis on the grounds that the cash anticipated and received after the balance sheet date is sufficient to meet the Trust's debts as they fall due.

Statement of cash flows

The financial statements do not include a statement of cash flows as the charity has taken advantage of the exemption under Update Bulletin 1 to the Charities SORP FRS 102 from preparing such a statement as it is a small charity.

Income recognition

Income is recognised in the year in which the charity is entitled to receipt, it is probable the charity will receive the income and the amount can be measured with reasonable certainty. Income is deferred only when the charity has to fulfil conditions before becoming entitled to it or where the donor or funder has specified that the income is to be expended in a future accounting period.

Principal Accounting Policies

Expenditure recognition

Liabilities are recognised as expenditure as soon as there is a legal or constructive obligation committing the charity to make a payment to a third party, it is probable that a transfer of economic benefits will be required in settlement and the amount of the obligation can be measured reliably.

All expenditure is accounted for on an accruals basis. The Charity is not registered for VAT.

Allocation of support costs

Support costs represent professional fees not attributable to a particular activity. These costs are allocated to charitable activities as any apportionment between the expenditure headings would be immaterial.

Debtors

Debtors are recognised at their settlement amount, less any provision for non-recoverability. Prepayments are valued at the amount prepaid.

Cash at bank and in hand

Cash at bank and in hand represents such accounts and instruments that are available on demand or have a maturity of less than three months from the date of acquisition. Deposits for more than three months but less than one year have been disclosed as short-term deposits. Cash placed on deposit for more than one year is disclosed as a fixed asset investment.

Creditors and provisions

Creditors and provisions are recognised when there is an obligation at the balance sheet date as a result of a past event, it is probable that a transfer of economic benefit will be required in settlement, and the amount of the settlement can be estimated reliably. Creditors and provisions are recognised at the amount the charity anticipates it will pay to settle the debt.

**Notes to the
Financial
Statements**
31 May 2023

1. Income from donation and legacies

	Unrestricted funds £	Restricted funds £	2023 £	2022 £
2023 Total funds: Donations	32,228	-	76,909	76,909
2022 Total funds	32,228	-		

2. Income from charitable activities

	Unrestricted funds £	Restricted funds £	2023 £	2022 £
2023 Total funds: Income from grants and trusts	-	111,903	111,903	20,220
2022 Total funds	-	20,220		

3. Expenditure on raising funds

	Unrestricted funds £	Restricted funds £	2023 £	2022 £
2023 Total funds: Fundraising costs	317	-	317	252
2022 Total funds	252	-		

4. Expenditure on charitable activities

	Unrestricted funds £	Restricted funds £	2023 £	2022 £
Amounts transferred to The Protimos Foundation	46,655	111,903	158,558	92,846
Support costs	3,416	-	3,416	2,916
2023 Total funds	50,071	111,903	161,974	95,762
2022 Total funds	75,542	20,220	95,762	

The Protimos Foundation is a related entity as described within the trustees' report.

**Notes to the
Financial
Statements**
31 May 2023

5. Support costs

	Unrestricted funds £	Restricted funds £	2023 £	2022 £
Independent Examiner	3,416	—	3,416	2,916
2022 Total funds	2,916	—		

An adjustment has been made to the cost of the Independent Examiner for the period ending 31st May 2022 in 2023 on receipt of the invoice in August 2023. £2,000 has been accrued for the Independent Examiner review for the period ending 31st May 2023.

6. Staff costs and trustees' remuneration

During the year the Trust employed no staff and therefore incurred no staff costs. No trustee, representing the key management personnel of the company received any remuneration or payment for expenses in respect of their services as a trustee during the period (2022 - none).

7. Taxation

The Protimos Educational Trust is a registered charity and therefore is not liable for income tax or corporation tax on income derived from its charitable activities, as it falls within the various exemptions available to registered charities.

8. Creditors: accounts falling due within one year

	2023 £	2022 £
Other creditors and accruals	11,035	11,326

9. Analysis of net assets between funds

	General fund £	Restricted funds £	2023 £	2022 £
Fund balances at 31 May 2023 are represented by:				
Current assets	405	-	405	18,856
Current liabilities	(11,035)	-	(11,035)	(11,326)
Total net assets	(10,630)	-	(10,630)	7,530

**Notes to the
Financial
Statements**
31 May 2023

10. General fund

	At 1 June 2022 £	Income £	Expenditure £	At 31 May 2023 £
General fund	7,530	32,228	50,388	(10,630)

The General fund is used to top up the restricted fund when funds are unavailable. They are used directly across all three of our programmes; Community Legal Empowerment, Judicial Action Group (JAG), and the Green Light Programme (GLP).

11. Restricted funds

	At 1 June 2022 £	Income £	Expenditure £	At 31 May 2023 £
Judicial Action Group (JAG)	—	111,903	111,903	—

The specific purposes for which the funds are to be applied are as follows:

The Judicial Action Group (JAG) is an African, judicial peer-led resource: it was formed by Protimos as an independent support network and thought-leadership resource for the highest level of judges across Africa. The group is comprised of Supreme or Appellate Court judges, who confer regularly with each other to discuss complex issues and political challenges that arise in their jurisdictions. The JAG meets quarterly online, and annually in person for a multi-day conference in which they consider a range of issues designed to strengthen their independence, integrity, and efficiency. They have created a collaborative professional body with a constitution and a strategic plan that will ensure the rollout of judicial enrichment and mutual support, across the African judiciary. The JAG plans to expand its membership across Africa (one member one country), whilst developing its resources and plans to disperse resources and benefits into their own judicial systems. The JAG Annual Meeting is hosted in-country by members on a rotating basis, alongside regular remote meetings and ongoing discussions. The 2022 Annual Meeting was held in Lagos, Nigeria in December 2022.

12. Liability of members

The charity is constituted as a company limited by guarantee. In the event of the charity being wound up, members are required to contribute an amount not exceeding £1.