

Charity number 1154321
CIO number CE001305

THE TDS CHARITABLE FOUNDATION

REPORT AND FINANCIAL STATEMENTS

FOR THE YEAR ENDED 31 MARCH 2023

THE TDS CHARITABLE FOUNDATION

CHARITY INFORMATION

Charity registration number	1154321
CIO number	CE001305
Address	West Wing First Floor The Maylands Building 200 Maylands Avenue Hemel Hempstead HP2 7TG
Trustees	Prof. Thomas Martin Partington CBE KC Martin Blakey David Cox Katherine Faulkner OBE (resigned 18 March 2023) Stephen Harriott Peter Bolton King John Kraus Alison MacDougall
Bankers	METRO BANK One Southampton Row London WC1B 5HA
Solicitors:	Trowers and Hamlins 3 Bunhill Row London EC1Y 8YZ
Independent examiner	Christopher Bagnall FCA Grant Thornton UK LLP 300 Pavilion Drive Northampton Business Park Northampton NN4 7YE

THE TDS CHARITABLE FOUNDATION

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THE TDS CHARITABLE FOUNDATION

TRUSTEES' REPORT (CONTINUED) FOR THE YEAR ENDED 31 MARCH 2023

The Trustees present their report together with the unaudited financial statements for the year ended 31 March 2023.

Reference and administrative information

The name of the charity is The TDS Charitable Foundation.

The charity is a Charitable Incorporated Organisation. The charity is governed by the CIO – Foundation registered 23 October 2013.

Please refer to the charity information page for the registration numbers, address of the principal office and the names of Trustees who served during the year.

Structure, governance and management

The TDS Charitable Foundation exists to raise standards in the private rented sector (mainly through the promotion of education in rights and responsibilities of landlords and tenants) and to promote the wider use of Alternative Dispute Resolution mechanisms to deal with tenant and landlord disputes.

The Foundation's aims are to:

- 1 Advance education about housing rights and obligations in general, and in particular about:
 - (a) best practice in the management of private rented housing;
 - (b) legal rights and obligations which are of particular relevance to those who are involved in the provision or management of private rented housing or who hold tenancies within the private rented housing sector; and
 - (c) use of alternative dispute resolution processes for the more efficient and effective resolution of disputes between landlords and tenants.
- 2 Advance conflict resolution through promoting the use of alternative dispute resolution processes for the more efficient resolution of disputes between landlords and tenants within the private rented housing sector.

Recruitment and appointment of Trustees

Three of the Trustees are appointed by The Dispute Service Limited while the remaining trustees are appointed as independent trustees by the Board. The maximum size of the Board is nine Trustees and Trustees are appointed on three-year terms of office.

Training of Trustees

The Trustees are updated on new legislation on an on-going basis.

Organisational structure

The Trustees are responsible for the strategic direction and policy of the charity and meet up to three times a year to discuss these, to review grant applications and award grants.

The Charity receives the benefits of administrative support from The Dispute Service Limited. This is provided free of charge, but the Charity is required to meet the costs of operating its website, its bank accounts and other miscellaneous expenses. The Charity does not employ any staff directly.

Risk management

The Trustees conduct a review of the major risks to which the Charity is exposed. A risk register has been established and is updated annually.

THE TDS CHARITABLE FOUNDATION

TRUSTEES' REPORT (CONTINUED) FOR THE YEAR ENDED 31 MARCH 2023

Objectives and activities

The TDS Charitable Foundation aims to advance education about housing rights and obligation in the private rented sector and the use of alternative dispute resolution mechanisms to deal with conflicts between landlords and tenants.

The private rented sector in England and Wales now houses 4.477 million households (c10m individuals), represents 18.3% of all tenures and is now larger than the social rented sector. As such the services which the Charity provides are beneficial to those landlords and tenants who may not have a good understanding of their respective rights and obligations.

Grant Making Policy

In order to be awarded a grant, applicants must put forward a bid, in accordance with the guidance which can be found on the Charity's website. Grant applications are discussed at most board meetings, where a final decision is then reached on whether the bids comply with the requirements and objectives of The TDS Charitable Foundation and whether there are adequate funds to fund all compliant bids.

The Board has reviewed its approach to grants and has started to move in 2022-23 to more of a commissioning model.

The Board did however consider several possible new projects in 2022-2023 and agreed to fund one project in a total sum of £41,460. In the year, the Foundation has not paid any tranches of funding in respect of this project leaving a balance of £41,460 to be carried forward.

Restrictions on grants

The Trustees have agreed a number of restrictions as to what bids can be awarded a grant. Specifically, The TDS Charitable Foundation will not meet:

- Non project-specific salaries;
- Day to day overheads/running costs (although bids can include a contribution to general overheads where these can legitimately be allocated to the bid); or
- Continuation funding (although bids for a repeat of the project may be considered afresh during a subsequent bid round).

Public benefit

The Trustees keep the objectives of the Foundation under review and in undertaking this exercise have considered the Charity Commission's guidance on public benefit.

The grant giving work of the Charitable Foundation has been used by Trustees to meet the public benefit in terms of assisting landlords and tenants through education to be better informed about their respective rights and responsibilities.

THE TDS CHARITABLE FOUNDATION

**TRUSTEES' REPORT (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023**

Achievements and performance

The Trustees have met several times throughout the year via Microsoft Teams. The Foundation has altered how the funding is granted, by reducing the number of funded projects and focusing on larger projects in the Private Rented Sector and has agreed to fund a Centre for Sustainable Energy project on informing landlords of the requirements of the Minimum Energy Efficiency Standards [MEES] and how they might best meet them.

The Foundation is also seeking to gather the views of tenants to assist in identifying future tenant facing projects that could be commissioned. Two surveys have now been completed and the Foundation is expected to commission one or more projects arising from the survey findings in the coming financial year.

New Projects

During 2022-2023 the TDS Charitable Foundation awarded grants to a total of 1 new project in the sum of £41,460. A balance of £41,460 is being carried forward.

Bid	Total Amount Awarded	Amounts paid in Year	Amount carried forward
Centre for Sustainable Energy The funding will be used to provide dedicated Minimum Energy Efficiency Standard regulations (MEES) online support, and a national landlord MEES advice service run by trained advisors.	£41,460	-	£41,460
Total	£41,460	-	£41,460

THE TDS CHARITABLE FOUNDATION

**TRUSTEES' REPORT (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023**

Achievements and performance (continued)

On-going Projects

During 2022-23 the TDS Charitable Foundation continued to make interim payments to projects accepted for funding in previous years. In the year payments of £74,005 were recognised for ongoing projects leaving a balance of £8,306 to be paid in due course.

Bid	Brought forward	Additions	Cancelled	Recognised as cost in period	Carried forward
Ulster University Students Union	£2,646	-	(£2,646)	-	NIL
CACHE	£66,382	£3	-	(£66,385)	NIL
Manchester CAB	£5,000	-	-	-	£5,000
People, Potential, Possibilities	£3,950	-	(£3,950)	-	NIL
The EyeFM	£1,000	-	-	(£1,000)	NIL
Exeter Private Rental Forum	£3,314	-	-	(£3,314)	NIL
Peterborough Asylum and Refugee Community Association	£6,612	-	-	(£3,306)	£3,306
Total	£88,904	£3	(£6,596)	(£74,005)	£8,306

Financial review

The Trustees have reviewed the financial statements of The TDS Charitable Foundation and confirm that these give a true and fair view of the financial transactions and position of The TDS Charitable foundation for the period ended 31 March 2023 and contain no misleading, or incorrect transactions.

The TDS Charitable Foundation has received £440,325 in donations from the Dispute Service Limited, awarded £74,005 in grants, and incurred administrative costs of £21,895 leaving a closing surplus of £344,425.

Principal funding sources

The TDS Charitable Foundation received funding of £440,325 from The Dispute Service Limited in the year to 31 March 2023. It is anticipated that The Dispute Service Limited will continue to fund the Charitable Foundation into the future. Trustees will also seek additional sources of funding where opportunities allow. However, given the uncertainties of future funding streams the Trustees will continue to limit the allocation of monies to projects to ensure that all grants are fully cash backed at the time the award is made and these allocations are carried forward in the accounts until the last grant tranche is paid.

THE TDS CHARITABLE FOUNDATION

**TRUSTEES' REPORT (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023**

Reserves policy

The Board considers that its objective is to spend its income on grants so that it aims to retain a nominal reserve of £10,000 at any one time to meet its on-going expenses. The charity is currently holding £692,267 in reserves but it has commitments of £49,766 in respect of projects where it has agreed to support but not yet expended the full sum awarded.

Plans for future periods

The TDS Charitable Foundation plans to continue its work in educating both landlords and tenants of their rights and obligations within the private rented sector, by issuing grants to applicants that have proved that they meet the required criteria for meeting The TDS Charitable Foundation's objectives.

However, in 2022-23 the Foundation began moving to more of a commissioning model where it seeks to fund a smaller number of larger projects.

THE TDS CHARITABLE FOUNDATION

TRUSTEES' REPORT (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023

Statement of Trustees' responsibilities

The trustees are responsible for preparing the Trustees' Annual Report and the financial statements in accordance with applicable law and regulations.

The Charities Act 2011 requires the trustees to prepare financial statements for each financial year. The trustees have to prepare the financial statements in accordance with United Kingdom Generally Accepted Accounting Practice (United Kingdom Accounting Standards and applicable law), including FRS 102 The Financial Reporting Standard applicable in the UK and Republic of Ireland. The trustees must not approve the financial statements unless they are satisfied that they give a true and fair view of the state of affairs of the charity and of the incoming resources and application of resources, including the income and expenditure, of the charity 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 Charities SORP (FRS 102).
- make judgments and accounting estimates that are reasonable and prudent;
- state whether applicable UK Accounting Standards have been followed, subject to any material departures disclosed and explained in the financial statements.
- prepare the financial statements on the going concern basis unless it is inappropriate to presume that the Charity will continue in business.

The Trustees are responsible for keeping adequate accounting records that are sufficient to show and explain the charity's transactions and disclose with reasonable accuracy at any time the financial position of the charity and enable them to ensure that the financial statements comply with the Charities Act 2011, the Charity (Accounts and Reports) Regulations 2008 and the provisions of the trust deed. 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.

ON BEHALF OF THE TRUSTEES

Martin Partington

Prof. Thomas Martin Partington CBE KC
Trustee

Date 2/8/2023



INDEPENDENT EXAMINER'S REPORT TO THE TRUSTEES OF THE TDS CHARITABLE FOUNDATION

I report on the accounts of The TDS Charitable Foundation for the year ended 31 March 2023, which are set out on pages 9 to 14.

Your attention is drawn to the fact that the charity's trustees have prepared the charity's accounts in accordance with the Statement of Recommended Practice '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) (effective 1 January 2019) issued in October 2019 in preference to the Statement of Recommended Practice 'Accounting and Reporting by Charities: Statement of Recommended Practice (revised 2005)' issued in April 2005 which is referred to in the Charities (Accounts and Reports) Regulations 2008 but has been withdrawn. I understand that the charity's trustees have done this in order for the charity's accounts to give a true and fair view in accordance with United Kingdom Generally Accepted Accounting Practice effective for reporting periods beginning on or after 1 January 2019.

This report is made solely to the charity's trustees, as a body, in accordance with the regulations made under section 154 of the Charities Act 2011. My work has been undertaken so that I might state to the charity's trustees those matters I am required to state to them in an independent examiner's report and for no other purpose. To the fullest extent permitted by law, I do not accept or assume responsibility to anyone other than the charity and the charity's trustees as a body, for my work, for this report, or for the opinions I have formed.

Respective responsibilities of trustees and examiner

The charity's trustees are responsible for the preparation of the accounts. The charity's trustees consider that an audit is not required for this year under section 144(2) of the Charities Act 2011 and that an independent examination is needed. The charitable company's gross income exceeded £250,000 and I am qualified to undertake the examination by being a qualified member of The Institute of Chartered Accountants in England and Wales.

It is my responsibility to:

- examine the accounts under section 145 of the Charities Act 2011;
- to follow the procedures laid down in the general Directions given by the Charity Commission under section 145(5)(b) of the Charities Act 2011; and
- to state whether particular matters have come to my attention.

Basis of independent examiner's report

My examination was carried out in accordance with the general Directions given by the Charity Commission. An examination includes a comparison of the accounts with the accounting records kept by the charity. It also includes consideration of any unusual items or disclosures in the accounts, and seeking explanations from you as trustees concerning any such matters. The procedures undertaken do not provide all the evidence that would be required in an audit and consequently no opinion is given as to whether the accounts present a 'true and fair' view and the report is limited to those matters set out in the statement below.



**INDEPENDENT EXAMINER'S REPORT TO THE TRUSTEES OF THE TDS CHARITABLE
FOUNDATION**

Independent examiner's statement

In connection with my examination, no matter has come to my attention:

- which gives me reasonable cause to believe that in any material respect the requirements:
 - to keep accounting records in accordance with section 130 of the Charities Act 2011;
 - to prepare accounts which accord with the accounting records; and
 - to comply with the applicable requirements concerning the form and content of accounts set out in the Charities (Accounts and Reports) Regulations 2008

have not been met; or

- to which, in my opinion, attention should be drawn in order to enable a proper understanding of the accounts to be reached.

A handwritten signature in blue ink that reads "Chris Bagnall".

Christopher Bagnall FCA
Grant Thornton UK LLP
Chartered Accountants
Northampton

Date: 3/8/2023

THE TDS CHARITABLE FOUNDATION
CHARITY NUMBER: 1154321

STATEMENT OF FINANCIAL ACTIVITIES
FOR THE YEAR ENDED 31 MARCH 2023

	Note	Unrestricted funds £	Total 2023 £	Unrestricted funds £	Total 2022 £
Income from:					
Donations	7	440,325	440,325	100,000	100,000
Total Income		440,325	440,325	100,000	100,000
Expenditure on:					
Charitable activities:					
Grants payable	2	(74,005)	(74,005)	(29,946)	(29,946)
Other costs	2	(21,895)	(21,895)	(1,976)	(1,976)
Total		(95,900)	(95,900)	(31,922)	(31,922)
Net movement in funds		344,425	344,425	68,078	68,078
Reconciliation of funds					
Total funds brought forward	9	347,842	347,842	279,764	279,764
Total funds carried forward	9	692,267	692,267	347,842	347,842

There are no recognised gains or losses other than those included above. The results shown above relate to continuing activities.

The income and expenditure are measured under the historical cost convention.

The notes on pages 11 - 14 form part of these financial statements.

THE TDS CHARITABLE FOUNDATION
CHARITY NUMBER: 1154321

BALANCE SHEET AS AT 31 MARCH 2023

	Note	2023 £	2022 £
Current assets			
Debtors	4	275	303
Cash and cash equivalents		<u>695,233</u>	<u>348,259</u>
Total current assets		695,508	348,562
Creditors: amounts falling due within one year	5	<u>(3,241)</u>	<u>(720)</u>
Net current assets		<u>692,267</u>	<u>347,842</u>
Total net assets		<u>692,267</u>	<u>347,842</u>
Funds			
Total funds	8 & 9	<u>692,267</u>	<u>347,842</u>

The financial statements were approved by the Board of Trustees on 2/8/2023 and were signed on its behalf by:

Martin Partington

Prof. Thomas Martin Partington CBE KC
Trustee

The notes on pages 11 - 14 form part of these financial statements.

THE TDS CHARITABLE FOUNDATION

**NOTES TO THE FINANCIAL STATEMENTS
FOR THE YEAR ENDED 31 MARCH 2023**

1 Accounting Policies**1.1 Basis of preparation of financial statements**

The financial statements have been prepared under the historical cost convention and in accordance with applicable United Kingdom Accounting Standards.

The financial statements have been prepared in accordance with the Statement of Recommended Practice: Accounting and Reporting by Charities applicable to charities preparing their accounts in accordance with the Financial Reporting Standard applicable in the UK and Republic of Ireland (FRS 102) (effective 1 January 2019) (Charities SORP FRS102), the Financial Reporting Standard applicable in the United Kingdom and Republic of Ireland (FRS102) and the Charities Act 2011.

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

The financial statements are presented in Sterling (£).

For charity details see charity information page.

The principal accounting policies adopted, judgements and key sources of estimation uncertainty in the preparation of the financial statements are as follows:

Debtors

Trade and other debtors are recognised at the settlement amount due. Prepayments are valued at the amount prepaid net of any trade discounts.

Cash and cash equivalents

Cash at bank and in hand includes cash and short term highly liquid investments with a short maturity of three months or less from the date of acquisition or opening of the deposit or similar account.

Creditors

Creditors are recognised where the charity has a present obligation resulting from a past event that will probably result in the transfer of funds to a third party and the amount due to settle the obligation can be measured or estimated reliably. Creditors are recognised at their settlement amount after allowing for any trade discounts due.

Grants only become payable when grantees reach certain milestones. Amounts are only recognised as liabilities once a milestone is reached and the amount becomes payable.

1.2 Incoming resources**Donations**

All monetary donations are included in full in the Statement of Financial Activities when receivable, provided that there are no donor-imposed restrictions as to the timing of the related expenditure, in which case recognition is deferred until the pre-condition has been met.

THE TDS CHARITABLE FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023

Accounting Policies (continued)

1.3 Resources expended

Raising funds

Expenditure incurred directly in the effort to generate funds which are then applied to the charity's work.

Classification of expenditure

Expenditure, which is charged on an accruals basis, is allocated between:

- expenditure incurred directly for the furtherance of the charity's objectives including support costs and management and governance and administration costs of the charity

All expenditure is shown gross, inclusive of unrecoverable VAT, and has been classified under headings that aggregate all costs related to the specific activity.

1.4 Fund accounting

Unrestricted funds are fees and other incoming resources received or generated for expenditure on the general objectives of the charity and which have not been designated for other purposes. All of The TDS Charitable Foundation's funds have to date been unrestricted.

1.5 Key sources of judgement and estimation uncertainty

In preparing the financial statements, the trustees have made no significant judgements or estimates that would have a significant impact on any of the amounts as currently reported.

1.6 Going concern

The charity's financial statements have been prepared on a going concern basis. Donations from The Dispute Service Limited are expected to continue into the foreseeable future, and there are sufficient reserves held for the charity to continue in existence for at least 12 months from date of signing these financial statements.

2 Analysis of expenditure on charitable activities

	Charitable Activities £	Support Cost £	2023 £	2022 £
Grants payable	74,005	-	74,005	29,946
Independent examination fees	-	828	828	720
Other	-	21,067	21,067	1,256
Total resources expended	74,005	21,895	95,900	31,922

All other costs relate to the running of the charity.

All grants payable were paid to institutions. For full details refer to page 3 - 4 of the Trustees' Report.

THE TDS CHARITABLE FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023

3 Payments to trustees

No Trustee or person with a family or business connection with a Trustee received remuneration (2022: £nil) or any expenses (2022: £nil) in the year, directly or indirectly, from the charity.

4 Debtors and prepayments

	2023 £	2022 £
Prepayments	<u>275</u>	<u>303</u>

All debtors in 2022 and 2023 related to unrestricted funds

5 Creditors: amounts falling due within one year

	2023 £	2022 £
Accruals	<u>3,241</u>	<u>720</u>

All creditors in 2022 and 2023 related to unrestricted funds

6 Employees

The charity has no employees (2022: Nil). No staff received benefits of £60,000 or more.

7 Related party transactions

The Dispute Service Limited is a substantial donor to The TDS Charitable Foundation. During the year they donated £440,325 (2022: £100,000).

Two trustees (Alison MacDougall and Stephen Harriott) of The TDS Charitable Foundation are also key management personnel of The Dispute Service Limited. One Trustee, Martin Partington, who is the chair of the board for The TDS Charitable Foundation is also a non-executive director of The Dispute Service Limited.

Despite being related parties, The TDS Charitable Foundation is operated as a completely separate charity and The Dispute Service Limited does not control the charity.

Neither the Trustee nor any other persons related to the charity had any personal interest in any contract or transaction entered into by the charity during the year (2022: none).

During the year The TDS Charitable Foundation paid £2,413 in relation to marketing support costs to The Dispute Service Limited (2022: £nil).

THE TDS CHARITABLE FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)
FOR THE YEAR ENDED 31 MARCH 2023

8 Analysis of net assets between funds

	Unrestricted Funds £	2023 Total Funds £	Unrestricted Funds £	2022 Total Funds £
Current assets	695,508	695,508	348,562	348,562
Current liabilities	(3,421)	(3,421)	(720)	(720)
	<u>692,267</u>	<u>692,267</u>	<u>347,842</u>	<u>347,842</u>

9 Funds reconciliation

Unrestricted Funds	2023 £	2022 £
Funds brought forward	347,842	279,764
Net incoming / (outgoing) resources	<u>344,425</u>	<u>68,078</u>
Funds at 31 March 2023	<u>692,267</u>	<u>347,842</u>

Reserves are held to fund projects the charity has agreed to support but has not yet expended the full sum awarded.