

Company Registration No. 07834300 (England and Wales)

KINGSLEY LEARNING FOUNDATION
(A COMPANY LIMITED BY GUARANTEE)

ANNUAL REPORT AND ACCOUNTS
FOR THE YEAR ENDED 31 AUGUST 2022

KINGSLEY LEARNING FOUNDATION

CONTENTS

	Page
Reference and administrative details	1 - 2
Trustees' report	3 - 10
Governance statement	11 - 15
Statement on regularity, propriety and compliance	16
Statement of trustees' responsibilities	17
Independent auditor's report on the accounts	18 - 20
Independent reporting accountant's report on regularity	21 - 22
Statement of financial activities including income and expenditure account	23
Balance sheet	24
Statement of cash flows	25
Notes to the accounts including accounting policies	26 - 46

KINGSLEY LEARNING FOUNDATION

REFERENCE AND ADMINISTRATIVE DETAILS

Members

Mrs D Withers
Mrs A Prodger
Mr E Lumsden
Mrs D Tysoe (appointed 13 October 2021)
Mr M Isherwood (appointed 13 October 2021)

Trustees

Mr T G O Duibhir (CEO and Accounting officer)
Mrs D Withers
Mr J Henrys
Mr R Orr
Mr R Quincey (Chair)
Mr J Scott
Mrs D Tysoe (Resigned 13 October 2021)
Mr R Legate
Mr M Isherwood (Resigned 13 October 2021)
Mr P Chambers-Toner (Appointed 15 October 2021)
Mrs B Shad (Appointed 13 October 2021)
Mrs P Tungate (Appointed 13 October 2021)

Senior management team

- CEO and Executive Head	Mr Tomas O'Duibhir
- Executive Finance Officer	Mr Richard Travers
- Kingsley Head Teacher (Acting)	Mr Ben Campbell-Kemp
- Red Kite Head Teacher (Joint Acting)	Mrs Bonnie Pawlusek
- Red Kite Head Teacher (Joint Acting)	Mrs Rebecca Tungate
- Kingsley Deputy Head (Acting)	Mrs Gemma Underwood
- Kingsley Assistant Head	Ms Sara Cullingford Agnew
- Kingsley Assistant Head	Miss Amanda King
- Kingsley Assistant Head	Miss Bev Williams
- Red Kite Assistant Head	Ms Sophie Spencer
- Red Kite Assistant Head (Acting)	Mrs Sally Rodrigues
- Red Kite Assistant Head (Acting)	Mrs Kayleigh Clements
- Kingsley School Business Manager	Mrs Janice Munn
- Red Kite School Business Manager	Mrs Louise Holmes
- Kingsley Family Support Advisor	Mrs Alison Everitt
- Red Kite Family Support Advisor	Mrs Sam Sawyer

Company secretary

Mrs K Wareham

Company registration number

07834300 (England and Wales)

Registered office

Churchill Way
Kettering
Northamptonshire
NN15 5DP
United Kingdom

KINGSLEY LEARNING FOUNDATION

REFERENCE AND ADMINISTRATIVE DETAILS

Academies operated

Kingsley Special Academy

Location

Northamptonshire

Head Teacher

Mr B Campbell-Kemp
(Acting)

Red Kite Special Academy

Northamptonshire

Mrs R Tungate (Joint
Acting), Mrs B Pawlusek
(Joint Acting)

Independent auditor

Azets Audit Services
Thorpe House
93 Headlands
Kettering
Northamptonshire
NN15 6BL
United Kingdom

Bankers

Lloyds Bank Plc
3-4 Market Street
Kettering
Northamptonshire
NN16 0AH
United Kingdom

Solicitors

Knights
Midlands House
West Way
Botley
Oxford
OX2 0PH
United Kingdom

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT

FOR THE YEAR ENDED 31 AUGUST 2022

The trustees present their annual report together with the accounts and auditor's report of the charitable company for the year 1 September 2021 to 31 August 2022. The annual report serves the purposes of both a trustees' report, and a directors' report under company law.

The Trust operates two academies – Kingsley Special Academy and Red Kite Special Academy. The combined numbers on role as of 31st August 2022 were 301. Ideally we will not see any further increases but we are aware that SEND tribunals pay scant regard to capacity numbers for special schools and continue to direct schools to admit – in the current climate of vast over-demand, this poses a significant threat to the schools. We are in discussions with NNC about defining the correct NOR for Red Kite as the Board were never consulted about any increase beyond 100 and the current NOR stands at 141.

Structure, governance and management

Constitution

The academy trust is a company limited by guarantee and an exempt charity. The charitable company's memorandum and articles of association are the primary governing documents of the academy trust.

The trustees of the Kingsley Learning foundation are the directors of the charitable company. The Board meets three times per year and operates 3 Committees. Finance, Audit and Risk Committee, Remunerations Committee and the Governing Body which functions as the Performance and Standards Committee and which works across both schools. Governors are formally appointed by the Board, in some cases (e.g. parent and staff governors) following election processes.

The trustees of Kingsley Learning Foundation are also the directors of the charitable company for the purposes of company law. Details of the trustees who served during the year, and to the date these accounts are approved, are included in the Reference and Administrative Details on page 1.

Members' liability

Each member of the charitable company undertakes to contribute to the assets of the charitable company in the event of it being wound up while they are a member, or within one year after they cease to be a member, such amount as may be required, not exceeding £10, for the debts and liabilities contracted before they ceased to be a member.

Trustees' indemnities

Trustees benefit from indemnity insurance to cover the liability of the trustees which by virtue of any rule of law would otherwise attach to them in respect of any negligence, default or breach of trust or breach of duty of which they may be guilty in relation to the academy trust. The cost of this insurance in the year can be found in note 12 to the accounts.

Method of recruitment and appointment or election of trustees

The members are responsible for appointing trustees.

The term of office for all trustees will be four years. All trustees are entitled to stand for re-election or re-appointment if they wish to do so.

Policies and procedures adopted for the induction and training of trustees

All new trustees are expected to undertake formal induction training organised by the National Governor's Association or Local Authority. Trustees are also expected to undertake formal training in areas of responsibility such as Safeguarding, SEN, Health and Safety, Performance Management etc. The Clerk keeps a record of trustee training. There is a dedicated training budget for trustees.

New trustees are also provided with a Trustee Induction Pack which includes policies, procedures, minutes, accounts, budgets, plans and other relevant academy trust documents.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Organisational structure

The trustees may delegate to any trustee, committee, the Headteachers or any other holder of executive office, such of their powers or functions as they consider desirable to be exercised by them. Where delegation has occurred, reporting back to the board of trustees must occur at the earliest opportunity.

The trustees shall appoint the Headteachers. The trustees may delegate such powers and functions as they consider are required by the Headteachers for the internal organisation, management and control of the Special academies (including the implementation of all policies approved by the trustees and for the direction of teaching and curriculum at the Special academy trust).

As of 31st August 2022 the Senior Leadership Group (SLG) at Kingsley Special Academy consisted of Headteacher, Deputy Headteacher, 3 Assistant Headteachers, School Finance Manager and the Parent Support Advisor.

As of 31st August 2022 the Senior Leadership Group (SLG) at Red Kite Academy consisted of 2 Joint Headteachers, 3 Assistant Headteachers, School Finance Manager and the Parent Support Advisor (from Sep22 this will become a Headteacher, Deputy Headteacher, 3 Assistant Headteachers, School Finance Manager and a Parent Support Advisor).

The Senior Leadership Team at Kingsley Learning Foundation includes the CEO, Executive Headteacher, Educational Development Officer and EFO (Sep22).

Arrangements for setting pay and remuneration of key management personnel

Staff on Teachers contracts will follow the Teachers Pay and Conditions pay scales and performance management policies. Staff on non-teaching contracts will be paid on the NJC pay scales and non-teaching performance management policies. All decisions about annual pay awards will be approved by Remunerations Committee prior to being implemented.

Trade union facility time

Relevant union officials

Number of employees who were relevant union officials during the relevant period -

Full-time equivalent employee number -

Percentage of time spent on facility time

Percentage of time	Number of employees
--------------------	---------------------

0%	-
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1%-50%	-
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51%-99%	-
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100%	-
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Percentage of pay bill spent on facility time

Total cost of facility time	-
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Total pay bill	4,172,000
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Percentage of the total pay bill spent on facility time	-
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Paid trade union activities

Time spent on paid trade union activities as a percentage of total paid facility time hours	-
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KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Related parties and other connected charities and organisations

Kingsley Special Academy and Red Kite Special Academy are members of the Northamptonshire Association of Special School Heads, through which relations with the Local Authority are managed. We also work closely with NHFT who are responsible for delivering therapies and school nursing in the academy settings.

The Trust is involved in a partnership for school improvement with Billingbrook and Rowan Gate schools named 3 Share. The Trust also works closely with the Creating Tomorrow Trust and Brooke Weston Trust.

The Kingsley Learning Foundation Trust oversees the performance of both its academies.

Objectives and activities

Objects and aims

- To advance for the public benefit education in the United Kingdom in particular but without prejudice to the generality of the foregoing by establishing, maintaining, carrying on, managing and developing schools specially organised to make special educational provision for pupils with special educational needs ("the special academy")
- To promote for the benefit of individuals living in Kettering and Corby (and the surrounding areas) who have need by reason of their age, infirmity or disability, financial hardship or social and economic circumstances or for the public at large, the provision of facilities for recreation or other leisure time activities in the interests of social welfare and with the object of improving the condition of life of the said individuals.

Objectives, strategies and activities

The main objectives of the Trust during the period ended 31 August 2022 are summarised below:

- To ensure that every child enjoyed the same high quality education in terms of resourcing, tuition and care;
- To raise the standard of educational achievement of all pupils;
- To improve the effectiveness of the Trust by keeping the curriculum and organisational structure under continual review;
- To provide value for money for the funds expended;
- To comply with all appropriate statutory and curriculum requirements;
- To conduct the Trust's business in accordance with the highest standards of integrity, probity and openness; and
- To facilitate families in the management of the additional demands associated with parenting a child with a disability to mitigate the emotional and capacity impact.

The Trust's strategy to achieve its objectives is to provide education, care and support for all pupils in an environment that meets their needs. Activities include:

- Classes
- Carers and support
- Extra-curricular
- Staff training

(other areas include multi-professional liaison, specialist therapeutic interventions, extended school activities (ASC, Holiday Playscheme, residential opportunities both internally and externally)

Public benefit

The trustees of the Trust have complied with their duty to have due regard to the guidance on Public Benefit published by the Charity Commission in exercising their powers and duties. The activities undertaken to further the Trust's purpose for the public benefit include; the promotion of education for the benefit of children with special educational needs and their families in the local community of Kettering and Corby, to also offer recreational facilities to a variety of local community groups outside of school hours for the benefit of the general public. Community based projects are also undertaken throughout the year by staff and students which further enhances the public benefit.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Strategic report

Achievements and performance

The Kingsley Learning Foundation (KLF) is entering its fifth year of operation - functioning as a Multi Academy Trust for its two member schools; Kingsley Special Academy and Red Kite Special Academy. The KLF devolves from the regional legal entity, the Kingsley Special Academy Trust which was incorporated in 2012 upon Kingsley's conversion from a maintained school to an Academy.

In total, across the two schools, we have capacity for 256 children and young people with complex needs (as per our status with DfE) and 307 of these places have been taken up as of September 2022 (additional pupils due to direction by tribunal). The trust will continue to consider the sustained high level of demand for special school places in our area.

Currently the range of needs addressed in the schools appears to be becoming more complex with very few children who might be identified as having moderate learning difficulties and a significant increase in those presenting with severe or profound and multiple learning difficulties. However, there is a growing cohort of children presenting with a Higher Functioning Autism (HFA) and these children function at academic levels that are close to that of chronological peers in mainstream.

There is a greatly increased number of children in the Early Years who have a profound or complex presentation on the autistic spectrum.

Achievement data for 2021-22 identified stable rates of progression in terms of overall average and for the vulnerable groups. This represents an excellent outcome given the;

- post-pandemic recovery pressures
- increasing complexity of the children admitted
- significant staff recruitment and retention issues
- Leadership changes across both academies

This is further borne out by Kingsley Academy's **Outstanding** Ofsted grading received in November 2021. There is no discrepancy or cause for concern for the achievement of any of the vulnerable groups within the schools.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Key performance indicators

The academy trust uses a number of financial key performance indicators to monitor financial success of the academy trust and progress/improvement against the targets set.

The Trust monitors the budget Cost Centres and cash flow of each academy via monthly management reports – these are then reviewed on a termly basis by the FAR Committee to monitor budget performance and to ensure a positive cash balance is maintained throughout the year.

Staffing costs are monitored as a percentage of restricted charitable income.

For the year ended 31 August 2022 staffing costs (including LGPS actuarial adjustments) amounted to 99% of funding income (2021: 89%, 2020: 87%, 2019: 88%, 2018: 81%, 2017: 87%).

The academy trust also monitors its operating surplus (excluding LGPS and depreciation) as a percentage of total income. For the year ended 31 August 2022 the operating surplus equated to 1.7% of recurring income (2021: 5.6% surplus, 2020: 8.77% surplus, 2019: 4% surplus, 2018: (2.2%) deficit, 2017: (2.9%) deficit).

Most of the Trust's income is obtained from the DfE in the form of recurrent grants disbursed via the Education & Skills Funding Agency (ESFA), the use of which is restricted to particular purposes. The grants received from the DfE during the period ended 31 August 2022 and the associated expenditure are shown as restricted funds in the Statement of Financial Activities.

The Trust also received grants for fixed assets from the ESFA and other funding bodies. In accordance with the Accounting and Reporting by Charities: Statement of Recommended Practice (SORP (FRS102)), such grants are shown in the Statement of Financial Activities as restricted income in the fixed asset fund. The restricted fixed asset fund balance is reduced by annual depreciation charges over the expected useful life of the assets concerned.

During the year ended 31 August 2022 total restricted general funds expenditure of £7,439,000 exceeded recurrent grant funding from the DfE together with other restricted income. The excess of expenditure over income for the year (excluding restricted fixed asset funds) was £999,000.

At 31 August 2022 the net book value of fixed assets was £12,256,000 and movements in tangible fixed assets are shown in note 13 to the financial statements. The assets were used exclusively for providing education and the associated support services to the pupils of the Trust.

Going concern

After making appropriate enquiries, the board of trustees has a reasonable expectation that the Trust has adequate resources to continue in operational existence for the foreseeable future. For this reason it continues to adopt the going concern basis in preparing the financial statements. Further details regarding the adoption of the going concern basis can be found in the Statement of Accounting Policies.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Financial review

During the year with the move to Multi-Academy Trust pupil numbers grew which in turn is reflected in the SOFA with a higher Education income and expenditure. Before LGPS pensions adjustments there was a surplus in year of £38,000 (2021: £354,000, 2020: £544,000). Both schools are significantly beyond their capacity in terms of pupil numbers and we can envisage no further growth although levels of demand for places is likely to continue to increase.

The Trust's financial position and reserve policy and pension deficit is detailed below.

Financial position

At 31 August 2022 the funds comprised:

GAG:	£866,000
Fixed asset funds:	£12,256,000
Unrestricted:	£745,000

Financial and risk management objectives and policies

- Official budgets
- Scheme of delegation
- Financial regulations
- Risk register

Reserves policy

The deficit on the pension reserve relates to the non-teaching staff pension scheme where, unlike the teachers scheme, separate assets are held to fund future liabilities as discussed in note 20. The deficit can be met in the longer term from any combination of increased employer or employee contributions, increased government funding or changes to scheme benefits. The restricted funds will be spent in accordance with the terms of the particular funds. Unrestricted funds are for use on the general purposes of the Trust, at the discretion of the trustees. The combined restricted and unrestricted funds represent approx. three months of academy trust expenditure.

The aim of the trustees is to maintain a balanced budget pending the introduction of a national funding formula.

Investment policy

The board of trustees has approved a treasury management statement as part of the Financial Procedures Manual, which documents the academy trust's investment policy.

The academy trust's investment policy is to invest surplus cash reserves with High Street banks with a high credit rating where the capital invested is guaranteed. Investment returns are market tested periodically to ensure that returns are maximised whilst safeguarding the funds invested.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Principal risks and uncertainties

The principal risks facing the academy trust are:

- Reputational risk - mitigated by having policies and practices relating to safeguarding, use of social media and the engagement of Plumsun as a liaison with media and mentoring risk management;
- Performance risk - mitigated by school evaluating its performance throughout the year and the school improvement plan makes provision in respect of recruitment, CPD and reorganisation in order to manage any risk;
- Financial risk - the principal financial risks are a reduction in pupil numbers, reduction in central government or LA funding, unbudgeted or unfunded increase in teaching or support staff costs, unbudgeted major capital repairs or increasing energy costs. The risks presented here are mitigated by monitoring and reporting to trustees on a termly basis, liaison with ESFA and/or LEA and predictive measures in financial planning and careful management of the carry forward;
- Personnel & HR Risks - HR services to ensure legal compliance and the adoption of HR policies developed using the guidance of HR services;
- Operational Risks - Cyber Security has been identified by the Trust as a significant threat to educational establishments. Therefore, policies, procedures, monitoring, networks staff training etc are currently being reviewed and updated.

The Multi-Academy Trust practices through its Board, namely the board to trustees and the constituted subcommittees, risk management principles. Any major risks highlighted at any sub-committee are brought to the main Board with proposed mitigating actions and they continue to be reported until the risk is adequately mitigated.

The board of trustees accepts managed risk as an inevitable part of its operations but maintains an objective not to run unacceptable levels of risk in any area. The subjective nature of this process requires major risks to be resolved by the board of trustees collectively, whilst more minor risks are dealt with by senior executive officers.

Fundraising

In January 2020 the fixed term contract ended for the fundraiser employed by the Trust – this was not renewed. A recruitment process was initiated but not completed due to the COVID pandemic lockdown. In light of the current economic conditions faced by the commercial sector and our wider community, the recruitment remains suspended until circumstances warrant.

Plans for future periods

Trust 5 Year Strategic Priorities

- Increasing quality of provision from all our school
- In partnership with our Local Authority ensure that there is sufficiency of specialist provision for children and young people with special educational needs in our local areas.
- We will develop an effective and comprehensive outreach provision to support children with SEN in mainstream settings, including Nurseries.
- We will become established as a centre of excellence for CPD and training, creating a highly-skilled and resilient workforce and generating a talent pool for SEN recruitment for the region.
- We will develop elements of specialist residential and /or respite provision
- We will ensure the Kingsley Learning Foundation is a financially viable and sustainable MAT
- We will explore opportunities for Trust growth - whether this be other existing special schools joining the KLF or bidding for an additional Free Special School within the local area.
- Create a sustainability and succession programme that will enshrine the original version of the Trust while embracing the challenges and opportunities that rise.

Trust Improvement Plan

- Develop closer collaboration between both schools in the trust
- Create a pre-prepared bid for an ASD-specific Free School,
- Activate and empower the Designated Lead Directors, increasing their profile in the schools and drawing on their unique viewpoints to drive forward strategy of the trust.
- Consolidate the systems and structures of the Trust
- Develop strategic partnerships with key Trusts, Teaching School Alliances and Universities, reflecting the priorities of trust strategic objectives.

KINGSLEY LEARNING FOUNDATION

TRUSTEES' REPORT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Auditor

In so far as the trustees are aware:

- there is no relevant audit information of which the charitable company's auditor is unaware; and
- the trustees have taken all steps that they ought to have taken to make themselves aware of any relevant audit information and to establish that the auditor is aware of that information.

A resolution proposing that Azets Audit Services be reappointed as auditor of the charitable company will be put to the members.

The trustees' report, incorporating a strategic report, was approved by order of the board of trustees, as the company directors, on 21 November 2022 and signed on its behalf by:

Mrs D Withers

KINGSLEY LEARNING FOUNDATION

GOVERNANCE STATEMENT

FOR THE YEAR ENDED 31 AUGUST 2022

Scope of responsibility

As trustees, we acknowledge we have overall responsibility for ensuring that Kingsley Learning Foundation has an effective and appropriate system of control, financial and otherwise. However, such a system is designed to manage rather than eliminate the risk of failure to achieve business objectives, and can provide only reasonable and not absolute assurance against material misstatement or loss.

The board of trustees has delegated the day-to-day responsibility to the CEO, as accounting officer, for ensuring financial controls conform with the requirements of both propriety and good financial management and in accordance with the requirements and responsibilities assigned to it in the funding agreement between Kingsley Learning Foundation and the Secretary of State for Education. The accounting officer is also responsible for reporting to the board of trustees any material weaknesses or breakdowns in internal control.

Governance

The information on governance included here supplements that described in the Trustees' Report and in the Statement of Trustees' Responsibilities. The board of trustees has formally met 3 times during the year. Attendance during the year at meetings of the board of trustees was as follows:

Trustees	Meetings attended	Out of possible
Mr T G O Duibhir (CEO and Accounting officer)	3	3
Mrs D Withers	3	3
Mr J Henrys	2	3
Mr R Orr	2	3
Mr R Quincey (Chair)	0	3
Mr J Scott	1	3
Mrs D Tysoe (Resigned 13 October 2021)	0	0
Mr R Legate	3	3
Mr M Isherwood (Resigned 13 October 2021)	0	0
Mr P Chambers-Toner (Appointed 15 October 2021)	3	3
Mrs B Shad (Appointed 13 October 2021)	3	3
Mrs P Tungate (Appointed 13 October 2021)	2	3

The board has met less than 6 times during the year as subcommittees have been used to attend to Trustees matters on a dedicated committee setting. The sub-committees are Finance, Audit & Risk, Remunerations, Education and School performance.

Over the course of 2021–22 the only significant changes in terms of the composition of the Board of Trustees was the appointment of three trustees and the resignation of two trustees.

The Board draws heavily on reports, information and data from both schools and on evaluations conducted by Trust officers. Trust officers are continually developing and improving the reporting formats and data presented to Trustees to ensure it meets the strategic needs of the Board. Entering its fourth year of operation, the Trust continues to develop its approach to self-evaluation – in particular benchmarking its performance and operations against similar organisations.

KINGSLEY LEARNING FOUNDATION

GOVERNANCE STATEMENT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

The finance, audit and risk committee is a sub-committee of the main board of trustees. Its purpose is to:

- Compliance with SFE's/EFA's financial regulations including as set out in the Academy Financial Handbook and the Trust's Funding Agreement.
- Review the Trust's financial plans and the financial plans for the individual academies, each term, taking account of priorities in the MAT Improvement Plan and Academy Improvement plans.
- Consider budget implications of staff pay awards and make recommendation to the Board of Directors
- Make decisions in respect of service level agreements
- Establish and maintain a comprehensive risks and issues register reporting to the Board of Directors on significant issues and risks as they arise
- Compliance with all legal requirements including those associated with the Trust's Charitable status
- Ensure that appropriate operational systems (including ICT, health and safety, safeguarding) are in place to ensure the effective and efficient running of the Academies
- Receive and consider reports from working groups

Attendance at meetings in the year was as follows:

Trustees	Meetings attended	Out of possible
Mr T G O Duibhir (CEO and Accounting officer)	3	3
Mrs D Withers	3	3
Mr J Henrys	3	3
Mr R Orr	2	3
Mr R Quincey (Chair)	0	3
Mr J Scott	3	3
Mrs D Tysoe (Resigned 13 October 2021)	0	0
Mr R Legate	1	1
Mr M Isherwood (Resigned 13 October 2021)	0	0

Review of value for money

As accounting officer, the Headteacher has responsibility for ensuring that the academy trust delivers good value in the use of public resources. The accounting officer understands that value for money refers to the educational and wider societal outcomes achieved in return for the taxpayer resources received.

The accounting officer considers how the trust's use of its resources has provided good value for money during each academic year, and reports to the board of trustees where value for money can be improved, including the use of benchmarking data where available.

The accounting officer for the academy trust has delivered improved value for money during the year by:

Improving educational results:

- Collaboration between Trust schools: the recruitment of a new trust officer, the Educational Development Officer, has been extremely impactful in harmonising practice across the two schools. The work done has accelerated the curriculum restructuring in both schools, targeting key department-specific improvements, and generating complimentary assessment models whereby outcomes are readily compared. Joint working between the two leadership groups has become more embedded, leading to increased transparency and more effective sharing of strategy and implementation.

KINGSLEY LEARNING FOUNDATION

GOVERNANCE STATEMENT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

- Both schools have made significant strides in their practice of placing the individual child at the heart of provision. Moderation of work ensures adequacy of personalisation and differentiation, shared assessment tools for curriculum and other aspects of development, and routine meetings of teachers keep the individual child in focus at every point of delivery.
- Both schools have been considering the sufficiency of succession planning and the nurturing of emergent leaders. At Kingsley significant steps have been taken to refresh the school leadership group while at Red Kite the emerging leaders have been identified and targeted for development in the coming years. Trustees have consulted with the head teachers periodically in this process and it is envisaged as an ongoing project as we seek to grow the trust.
- The KLF working groups, which operate at the point of contact between the Trust's strategic business and its operational coalface have emerged as an impactful method of optimising resources, reconciliation of contractual and financial practices and deepening understanding of Trust identity.
- Financial Governance and Oversight - termly reporting to the Finance, Audit & Risk Committee continues. The EFO (in conjunction with the School Business Managers) continues to provide monthly management reports and cash flow charts to Trustees. This ensures that the Board maintains an accurate picture of the academy's financial status and of the Trust as a whole.

Better Purchasing

- Fitness for purpose - the academy trust has continued its rolling programme of reviewing contracts and making more use of framework agreements to achieve best values;
- Benchmarking - formal benchmarking is difficult because of the specialist nature of our delivery and the modern approach of each school using its own bespoke assessment systems and scales but, now that we have harmonised assessment across both schools on Onwards and Upwards meaningful and contextual evaluations of performance of the schools vis a vis each other is possible and valuable. Furthermore, external moderation and inter-evaluation is conducted with partner special schools and a partner MAT.
- Options appraisal - the Trust's Financial Operations policy ensures that multiple quotes are obtained for high value purchases / contracts. When major works are being completed tendering has been undertaken to obtain best value;
- Economies of scale – we try to optimise the size of our orders to obtain bulk discounts and achieve best value. We have also procured with other schools to obtain even greater discounts;
- Reviewing controls and managing risks –we are continuing to work with our Responsible Officer to introduce greater rigor in reviewing our procedures. We use Plumsun for our Risk Management and Health & Safety control and have worked with them to develop our web based Business Continuity Plan. Safesmart are also used for our web based records for fire safety and online training including fire awareness, food hygiene safeguarding and prevent and school environmental awareness;

The purpose of the system of internal control

The system of internal control is designed to manage risk to a reasonable level rather than to eliminate all risk of failure to achieve policies, aims and objectives. It can therefore only provide reasonable and not absolute assurance of effectiveness. The system of internal control is based on an on-going process designed to identify and prioritise the risks to the achievement of academy trust policies, aims and objectives, to evaluate the likelihood of those risks being realised and the impact should they be realised, and to manage them efficiently, effectively and economically. The system of internal control has been in place in Kingsley Learning Foundation for the period 1 September 2021 to 31 August 2022 and up to the date of approval of the annual report and accounts.

Capacity to handle risk

The board of trustees has reviewed the key risks to which the academy trust is exposed together with the operating, financial and compliance controls that have been implemented to mitigate those risks. The board of trustees is of the view that there is a formal ongoing process for identifying, evaluating and managing the academy trust's significant risks that has been in place for the period 1 September 2021 to 31 August 2022 and up to the date of approval of the annual report and accounts. This process is regularly reviewed by the board of trustees.

KINGSLEY LEARNING FOUNDATION

GOVERNANCE STATEMENT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

The risk and control framework

The academy trust's system of internal financial control is based on a framework of regular management information and administrative procedures including the segregation of duties and a system of delegation and accountability. In particular, it includes:

- comprehensive budgeting and monitoring systems with an annual budget and periodic financial reports which are reviewed and agreed by the board of trustees;
- regular reviews by the finance, audit and risk committee of reports which indicate financial performance against the forecasts and of major purchase plans, capital works and expenditure programmes;
- setting targets to measure financial and other performance;
- clearly defined purchasing (asset purchase or capital investment) guidelines;
- identification and management of risks.

The board of trustees has considered the need for a specific internal audit function and appointed Strictly Education Internal Scrutiny to undertake this service for 2021/22.

The internal Scrutineer undertakes a programme of internal scrutiny (IS) to provide independent assurance to the board that financial and non-financial controls and risk management procedures are operating effectively. The areas reviewed and reported on in the current period included:

- Cyber Security review
- ICT & Data review
- 2020-21 IS follow up review

The 2021/22 Internal Scrutiny review highlighted the following recommendations for the Trust:

Review Area	Recommendations
Cyber Security	<ol style="list-style-type: none">The trust develops a Cyber Security policy to consider all risks and create an action plan for how to manage any actual threats.The Trust need to create a plan to test the IT infrastructure on a regular basis, to help reduce the risk of a successful cyber attack.The Trust should consider revising the content of the risk register to provide a more detailed coverage listing of the IT/Cyber risks the trust faces.
ICT & Data	<ol style="list-style-type: none">The Information Protection and Security Policy is reviewed at the earliest opportunity. The Trust should also consider reviewing this policy on an annual basis, or on a more frequent basis, if a regulatory change requires it.Implementation of a service to detect data breaches. We would also recommend that the log should indicate preventative measures to help guide users against future incidences occurring.The trust's IT function should maintain a log of incidences and routinely share results of incidences to management with suggested solutions for effective future IT security decision-making.
2020-21 IS Follow-Up	Recommendations from the 2020-21 Internal Scrutiny review have been actioned in 2021-22.

The 2022/23 Internal Scrutiny process is usually scheduled on a termly basis - each termly visit will focus on a particular area of the Trust's operations that the Finance, Audit & Risk committee have identified for investigation. The Internal Scrutiny provider will produce a termly report for review by the FAR committee and the Full Board.

As per Academy Trust Handbook guidance, the Trust will review its external audit and accounts preparation service for 2022/23 (as currently provider Azets have been undertaking the role for 5+ years).

KINGSLEY LEARNING FOUNDATION

GOVERNANCE STATEMENT (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Review of effectiveness

As accounting officer the Head Teacher has responsibility for reviewing the effectiveness of the system of internal control. During the year in question the review has been informed by:

- the work of the internal auditor;
- the work of the external auditor;
- the work of the executive managers within the academy trust who have responsibility for the development and maintenance of the internal control framework.

The accounting officer has been advised of the implications of the result of their review of the system of internal control by the Finance, Risk and Audit Committee and a plan to address weaknesses and ensure continuous improvement of the system is in place.

Approved by order of the board of trustees on 21 November 2022 and signed on its behalf by:

Mr T G O Duibhir
CEO and Accounting officer

Mrs D Withers

KINGSLEY LEARNING FOUNDATION

STATEMENT OF REGULARITY, PROPRIETY AND COMPLIANCE

FOR THE YEAR ENDED 31 AUGUST 2022

As accounting officer of Kingsley Learning Foundation, I have considered my responsibility to notify the academy trust board of trustees and the Education and Skills Funding Agency (ESFA) of material irregularity, impropriety and non-compliance with terms and conditions of all funding received by the academy trust, under the funding agreement in place between the academy trust and the Secretary of State for Education. As part of my consideration I have had due regard to the requirements of the Academy Trust Handbook 2021.

I confirm that I and the academy trust's board of trustees are able to identify any material irregular or improper use of funds by the academy trust, or material non-compliance with the terms and conditions of funding under the academy trust's funding agreement and the Academy Trust Handbook 2021.

I confirm that no instances of material irregularity, impropriety or funding non-compliance have been discovered to date. If any instances are identified after the date of this statement, these will be notified to the board of trustees and ESFA.

Mr T G O Duibhir
Accounting Officer

21 November 2022

KINGSLEY LEARNING FOUNDATION

STATEMENT OF TRUSTEES' RESPONSIBILITIES

FOR THE YEAR ENDED 31 AUGUST 2022

The trustees (who are also the directors of Kingsley Learning Foundation for the purposes of company law) are responsible for preparing the trustees' report and the accounts in accordance with the Academies Accounts Direction 2021 to 2022 published by the Education and Skills Funding Agency, 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 then apply them consistently;
- observe the methods and principles in the Charities SORP 2019 and the Academies Accounts Direction 2021 to 2022;
- make judgements 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 accounts; and
- prepare the accounts on the going concern basis unless it is inappropriate to presume that the charitable company will continue in business.

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.

The trustees are responsible for ensuring that in its conduct and operation the charitable company applies financial and other controls, which conform with the requirements both of propriety and of good financial management. They are also responsible for ensuring that grants received from ESFA/DfE have been applied for the purposes intended.

The trustees are responsible for the maintenance and integrity of the corporate and financial information included on the charitable company's website. Legislation in the United Kingdom governing the preparation and dissemination of accounts may differ from legislation in other jurisdictions.

Approved by order of the members of the board of trustees on 21 November 2022 and signed on its behalf by:

Mrs D Withers

KINGSLEY LEARNING FOUNDATION

INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF KINGSLEY LEARNING FOUNDATION

FOR THE YEAR ENDED 31 AUGUST 2022

Opinion

We have audited the accounts of Kingsley Learning Foundation for the year ended 31 August 2022 which comprise the statement of financial activities, the balance sheet, the statement of cash flows and the notes to the accounts, including a summary of significant accounting policies. The financial reporting framework that has been applied in their preparation is applicable law and United Kingdom Accounting Standards, including Financial Reporting Standard 102 'The Financial Reporting Standard applicable in the UK and Republic of Ireland' (United Kingdom Generally Accepted Accounting Practice), the Charities SORP 2019 and the Academies Accounts Direction 2021 to 2022 issued by the Education and Skills Funding Agency.

In our opinion the accounts:

- give a true and fair view of the state of the charitable company's affairs as at 31 August 2022 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;
- have been prepared in accordance with the requirements of the Companies Act 2006; and
- have been prepared in accordance with the Charities SORP 2019 and the Academies Accounts Direction 2021 to 2022.

Basis for opinion

We conducted our audit in accordance with International Standards on Auditing (UK) (ISAs (UK)) and applicable law. Our responsibilities under those standards are further described in the 'Auditor's responsibilities for the audit of the accounts' section of our report. We are independent of the academy trust in accordance with the ethical requirements that are relevant to our audit of the accounts in the UK, including the FRC's Ethical Standard, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Conclusions relating to going concern

In auditing the financial statements, we have concluded that the trustees' use of the going concern basis of accounting in the preparation of the financial statements is appropriate.

Based on the work we have performed, we have not identified any material uncertainties relating to events or conditions that, individually or collectively, may cast significant doubt on the academy trust's ability to continue as a going concern for a period of at least twelve months from when the financial statements are authorised for issue.

Our responsibilities and the responsibilities of the trustees with respect to going concern are described in the relevant sections of this report.

Other information

The trustees are responsible for the other information, which comprises the information included in the annual report other than the accounts and our auditor's report thereon. Our opinion on the accounts does not cover the other information and, except to the extent otherwise explicitly stated in our report, we do not express any form of assurance conclusion thereon.

In connection with our audit of the accounts, our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with the accounts or our knowledge obtained in the audit or otherwise appears to be materially misstated. If we identify such material inconsistencies or apparent material misstatements, we are required to determine whether there is a material misstatement in the accounts or a material misstatement of the other information. If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact.

We have nothing to report in this regard.

KINGSLEY LEARNING FOUNDATION

INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF KINGSLEY LEARNING FOUNDATION (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Opinions on other matters prescribed by the Companies Act 2006

In our opinion, based on the work undertaken in the course of the audit:

- the information given in the trustees' report including the incorporated strategic report for the financial year for which the accounts are prepared is consistent with the accounts; and
- the trustees' report including the incorporated strategic report has been prepared in accordance with applicable legal requirements.

Matters on which we are required to report by exception

In the light of the knowledge and understanding of the academy trust and its environment obtained in the course of the audit, we have not identified material misstatements in the trustees' report, including the incorporated strategic report.

We have nothing to report in respect of the following matters in relation to which 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 accounts 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.

Responsibilities of trustees

As explained more fully in the statement of trustees' responsibilities, the trustees are responsible for the preparation of the accounts and for being satisfied that they give a true and fair view, and for such internal control as the trustees determine is necessary to enable the preparation of accounts that are free from material misstatement, whether due to fraud or error.

In preparing the accounts, the trustees are responsible for assessing the academy trust's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless the trustees either intend to liquidate the charitable company, or have no realistic alternative but to do so.

Auditor's responsibilities for the audit of the accounts

Our objectives are to obtain reasonable assurance about whether the accounts as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with ISAs (UK) will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these accounts.

A further description of our responsibilities for the audit of the accounts is located on the Financial Reporting Council's website at: <http://www.frc.org.uk/auditorsresponsibilities>. This description forms part of our auditor's report.

Extent to which the audit was considered capable of detecting irregularities, including fraud

Irregularities, including fraud, are instances of non-compliance with laws and regulations. We design procedures in line with our responsibilities, outlined above and on the Financial Reporting Council's website, to detect material misstatements in respect of irregularities, including fraud.

We obtain and update our understanding of the entity, its activities, its control environment, and likely future developments, including in relation to the legal and regulatory framework applicable and how the entity is complying with that framework. Based on this understanding, we identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. This includes consideration of the risk of acts by the entity that were contrary to applicable laws and regulations, including fraud.

KINGSLEY LEARNING FOUNDATION

INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF KINGSLEY LEARNING FOUNDATION (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

In response to the risk of irregularities and non-compliance with laws and regulations, including fraud, we designed procedures which included:

- Enquiry of senior leadership, Governors/Trustees and those charged with governance around actual and potential litigation and claims as well as actual, suspected and alleged fraud;
- Reviewing minutes of meetings of those charged with governance;
- Assessing the extent of compliance with the laws and regulations considered to have a direct material effect on the financial statements or the operations of the company through enquiry and inspection;
- Reviewing financial statement disclosures and testing to supporting documentation to assess compliance with applicable laws and regulations including compliance with the Academies Accounts Direction 2021 to 2022 issued by the Education and Skills Funding Agency;
- Performing audit work over the recognition of grant income and the allocation of expenditure to funds;
- Performing audit work over the risk of management bias and override of controls, including testing of journal entries and other adjustments for appropriateness, evaluating the rationale of significant transactions outside the normal course of business and reviewing accounting estimates for indicators of potential bias.

Because of the inherent limitations of an audit, there is a risk that we will not detect all irregularities, including those leading to a material misstatement in the financial statements or non-compliance with regulation. This risk increases the more that compliance with a law or regulation is removed from the events and transactions reflected in the financial statements, as we will be less likely to become aware of instances of non-compliance. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.

Use of our report

This report is made solely to the charitable 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 charitable 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 charitable company and the charitable company's members as a body, for our audit work, for this report, or for the opinions we have formed.

**Mr Paul Tyler (Senior Statutory Auditor)
for and on behalf of Azets Audit Services**

6 December 2022

**Chartered Accountants
Statutory Auditor**

Thorpe House
93 Headlands
Kettering
Northamptonshire
United Kingdom
NN15 6BL

KINGSLEY LEARNING FOUNDATION

INDEPENDENT REPORTING ACCOUNTANT'S ASSURANCE REPORT ON REGULARITY TO KINGSLEY LEARNING FOUNDATION AND THE EDUCATION AND SKILLS FUNDING AGENCY

FOR THE YEAR ENDED 31 AUGUST 2022

In accordance with the terms of our engagement letter dated 9 September 2022 and further to the requirements of the Education and Skills Funding Agency (ESFA) as included in the Academies Accounts Direction 2021 to 2022, we have carried out an engagement to obtain limited assurance about whether the expenditure disbursed and income received by Kingsley Learning Foundation during the period 1 September 2021 to 31 August 2022 have been applied to the purposes identified by Parliament and the financial transactions conform to the authorities which govern them.

This report is made solely to Kingsley Learning Foundation and ESFA in accordance with the terms of our engagement letter. Our work has been undertaken so that we might state to the Kingsley Learning Foundation and ESFA those matters we are required to state in a report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than Kingsley Learning Foundation and ESFA, for our work, for this report, or for the conclusion we have formed.

Respective responsibilities of Kingsley Learning Foundation's accounting officer and the reporting accountant

The accounting officer is responsible, under the requirements of Kingsley Learning Foundation's funding agreement with the Secretary of State for Education dated 1 February 2012 and the Academy Trust Handbook, extant from 1 September 2021, for ensuring that expenditure disbursed and income received is applied for the purposes intended by Parliament and the financial transactions conform to the authorities which govern them.

Our responsibilities for this engagement are established in the United Kingdom by our profession's ethical guidance, and are to obtain limited assurance and report in accordance with our engagement letter and the requirements of the Academies Accounts Direction 2021 to 2022. We report to you whether anything has come to our attention in carrying out our work which suggests that in all material respects, expenditure disbursed and income received during the period 1 September 2021 to 31 August 2022 have not been applied to purposes intended by Parliament or that the financial transactions do not conform to the authorities which govern them.

Approach

We conducted our engagement in accordance with the Framework and Guide for External Auditors and Reporting Accountant of Academy Trusts issued by ESFA. We performed a limited assurance engagement as defined in our engagement letter.

The objective of a limited assurance engagement is to perform such procedures as to obtain information and explanations in order to provide us with sufficient appropriate evidence to express a negative conclusion on regularity.

A limited assurance engagement is more limited in scope than a reasonable assurance engagement and consequently does not enable us to obtain assurance that we would become aware of all significant matters that might be identified in a reasonable assurance engagement. Accordingly, we do not express a positive opinion.

Our engagement includes examination, on a test basis, of evidence relevant to the regularity and propriety of the academy trust's income and expenditure.

The work undertaken to draw to our conclusion includes:

- Assessment of the internal audit work and reliance placed upon this work for the review of internal control procedures
- Further testing of the internal control procedures has been carried out in the following areas:
 - Sample test of delegated authority procedures
 - Enquiry and review of transactions with connected persons
 - Review of governance procedures including inspection of trustee and relevant Board minutes
 - Sample test of procurement procedures
- Communication with the accounting officer

KINGSLEY LEARNING FOUNDATION

INDEPENDENT REPORTING ACCOUNTANT'S ASSURANCE REPORT ON REGULARITY TO KINGSLEY LEARNING FOUNDATION AND THE EDUCATION AND SKILLS FUNDING AGENCY (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

Conclusion

In the course of our work, nothing has come to our attention which suggests that in all material respects the expenditure disbursed and income received during the period 1 September 2021 to 31 August 2022 has not been applied to purposes intended by Parliament and the financial transactions do not conform to the authorities which govern them.

Reporting Accountant

Azets Audit Services
Thorpe House
93 Headlands
Kettering
Northamptonshire
NN15 6BL
United Kingdom

Dated: 06 December 2022

KINGSLEY LEARNING FOUNDATION

STATEMENT OF FINANCIAL ACTIVITIES INCLUDING INCOME AND EXPENDITURE ACCOUNT

FOR THE YEAR ENDED 31 AUGUST 2022

		Unrestricted funds	Restricted funds:		Total 2022	Total 2021 as restated
	Notes	£'000s	General	Fixed asset	£'000s	£'000s
			£'000s	£'000s		
Income and endowments from:						
Donations and capital grants	3	36	-	22	58	458
Charitable activities:						
- Funding for educational operations	4	7	6,439	-	6,446	6,283
Other trading activities	5	22	1	-	23	-
Total		<u>65</u>	<u>6,440</u>	<u>22</u>	<u>6,527</u>	<u>6,741</u>
Expenditure on:						
Charitable activities:						
- Educational operations	8	-	7,439	335	7,774	6,817
Total	6	<u>-</u>	<u>7,439</u>	<u>335</u>	<u>7,774</u>	<u>6,817</u>
Net income/(expenditure)		65	(999)	(313)	(1,247)	(76)
Transfers between funds	18	-	(75)	75	-	-
Other recognised gains/(losses)						
Actuarial gains/(losses) on defined benefit pension schemes	20	-	5,154	-	5,154	(1,129)
Net movement in funds		65	4,080	(238)	3,907	(1,205)
Reconciliation of funds						
Total funds brought forward		680	(4,396)	12,495	8,779	9,984
Total funds carried forward		<u>745</u>	<u>(316)</u>	<u>12,257</u>	<u>12,686</u>	<u>8,779</u>

KINGSLEY LEARNING FOUNDATION

BALANCE SHEET

AS AT 31 AUGUST 2022

		2022		2021 as restated	
	Notes	£'000s	£'000s	£'000s	£'000s
Fixed assets					
Tangible assets	13		12,256		12,495
Current assets					
Debtors	14	203		104	
Cash at bank and in hand		1,736		1,735	
		<u>1,939</u>		<u>1,839</u>	
Current liabilities					
Creditors: amounts falling due within one year	15	(327)		(233)	
Net current assets			<u>1,612</u>		<u>1,606</u>
Total assets less current liabilities			13,868		14,101
Creditors: amounts falling due after more than one year	16		-		(33)
Net assets before defined benefit pension scheme liability			<u>13,868</u>		<u>14,068</u>
Defined benefit pension scheme liability	20		(1,182)		(5,289)
Total net assets			<u>12,686</u>		<u>8,779</u>
Funds of the academy trust:					
Restricted funds	18				
- Fixed asset funds			12,257		12,495
- Restricted income funds			866		893
- Pension reserve			(1,182)		(5,289)
Total restricted funds			<u>11,941</u>		<u>8,099</u>
Unrestricted income funds	18		<u>745</u>		<u>680</u>
Total funds			<u>12,686</u>		<u>8,779</u>

The accounts on pages 23 to 46 were approved by the trustees and authorised for issue on 21 November 2022 and are signed on their behalf by:

Mrs D Withers

Company Number 07834300

KINGSLEY LEARNING FOUNDATION

STATEMENT OF CASH FLOWS

FOR THE YEAR ENDED 31 AUGUST 2022

		2022		2021 as restated	
	Notes	£'000s	£'000s	£'000s	£'000s
Cash flows from operating activities					
Net cash provided by operating activities	21		117		533
Cash flows from investing activities					
Capital grants from DfE Group		22		419	
Purchase of tangible fixed assets		(97)		(608)	
Net cash used in investing activities			(75)		(189)
Cash flows from financing activities					
Repayment of long term bank loan		(41)		41	
Net cash (used in)/provided by financing activities			(41)		41
Net increase in cash and cash equivalents in the reporting period			1		385
Cash and cash equivalents at beginning of the year			1,735		1,350
Cash and cash equivalents at end of the year			<u>1,736</u>		<u>1,735</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS

FOR THE YEAR ENDED 31 AUGUST 2022

1 Accounting policies

A summary of the principal accounting policies adopted (which have been applied consistently, except where noted), judgements and key sources of estimation uncertainty, is set out below.

1.1 Basis of preparation

The accounts of the academy trust, which is a public benefit entity under FRS 102, have been prepared under the historical cost convention in accordance with the Financial Reporting Standard Applicable in the UK and Republic of Ireland (FRS 102), the 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) (Charities SORP (FRS 102)), the Academies Accounts Direction 2021 to 2022 issued by ESFA, the Charities Act 2011 and the Companies Act 2006.

Kingsley Learning Foundation meets the definition of a public benefit entity under FRS 102 and is a private charitable company, limited by guarantee and registered in England and Wales. The address of its principal place of business is given on page 1 and the nature of its operations are set out in the trustees' report.

The financial statements are prepared in Sterling, being the functional currency of the charitable company. Monetary amounts presented in these financial statements have been rounded to the nearest £'000.

1.2 Going concern

The trustees assess whether the use of going concern is appropriate, ie whether there are any material uncertainties related to events or conditions that may cast significant doubt on the ability of the charitable company to continue as a going concern. The trustees have made this assessment in respect of a period of at least one year from the date of authorisation for issue of the accounts and have concluded that the academy trust has adequate resources to continue in operational existence for the foreseeable future and there are no material uncertainties about the academy trust's ability to continue as a going concern. Thus they continue to adopt the going concern basis of accounting in preparing the accounts.

The Trustees have taken consideration of the effects of COVID-19 in making their assessment.

1.3 Income

All incoming resources are recognised when the academy trust has entitlement to the funds, the receipt is probable and the amount can be measured reliably.

Grants

Grants are included in the statement of financial activities on a receivable basis. The balance of income received for specific purposes but not expended during the period is shown in the relevant funds on the balance sheet. Where income is received in advance of meeting any performance-related conditions there is not unconditional entitlement to the income and its recognition is deferred and included in creditors as deferred income until the performance-related conditions are met. Where entitlement occurs before income is received, the income is accrued.

General Annual Grant is recognised in full in the statement of financial activities in the period for which it is receivable, and any abatement in respect of the period is deducted from income and recognised as a liability.

Capital grants are recognised in full when there is an unconditional entitlement to the grant. Unspent amounts of capital grants are reflected in the balance sheet in the restricted fixed asset fund. Capital grants are recognised when there is entitlement and are not deferred over the life of the asset on which they are expended.

Donations

Donations are recognised on a receivable basis (where there are no performance-related conditions) where the receipt is probable and the amount can be reliably measured.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

1 Accounting policies

(Continued)

Other income

Other income, including the hire of facilities, is recognised in the period it is receivable and to the extent the academy trust has provided the goods or services.

Donated goods, facilities and services

Goods donated for resale are included at fair value, being the expected proceeds from sale less the expected costs of sale. If it is practical to assess the fair value at receipt, it is recognised in stock and 'Income from other trading activities'. Upon sale, the value of the stock is charged against 'Income from other trading activities' and the proceeds are recognised as 'Income from other trading activities'. Where it is impractical to fair value the items due to the volume of low value items they are not recognised in the accounts until they are sold. This income is recognised within 'Income from other trading activities'.

Donated fixed assets

Donated fixed assets are measured at fair value unless it is impractical to measure this reliably, in which case the cost of the item to the donor is used. The gain is recognised as income from donations and a corresponding amount is included in the appropriate fixed asset category and depreciated over the useful economic life in accordance with the academy trust's accounting policies.

Upon conversion the Academy Trust entered into a 125 year lease with Northamptonshire County Council for the academy's land and buildings. The rental charge under this lease is a peppercorn. Substantially all the risks and rewards incidental to ownership are assumed by the Academy Trust and therefore the lease is treated as a finance lease and the asset capitalised in accordance with the tangible fixed assets accounting policy below.

1.4 Expenditure

Expenditure is recognised once there is a legal or constructive obligation to transfer economic benefit 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.

Expenditure is classified by activity. The costs of each activity are made up of the total of direct costs and shared costs, including support costs involved in undertaking each activity. Direct costs attributable to a single activity are allocated directly to that activity. Shared costs which contribute to more than one activity and support costs which are not attributable to a single activity are apportioned between those activities on a basis consistent with the use of resources. Central staff costs are allocated on the basis of time spent, and depreciation charges are allocated on the portion of the asset's use.

Expenditure on raising funds

This includes all expenditure incurred by the academy trust to raise funds for its charitable purposes and includes costs of all fundraising activities events and non-charitable trading.

Charitable activities

These are costs incurred on the academy trust's educational operations, including support costs and costs relating to the governance of the academy trust apportioned to charitable activities.

Governance costs

These include the costs attributable to the academy trust's compliance with constitutional and statutory requirements, including audit, strategic management, trustees' meetings and reimbursed expenses.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

1 Accounting policies

(Continued)

1.5 Tangible fixed assets and depreciation

Assets costing £500 or more are capitalised as tangible fixed assets and are carried at cost, net of depreciation and any provision for impairment.

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 expected useful economic life. Where there are specific conditions attached to the funding that require the continued use of the asset, the related grants are credited to a restricted fixed asset fund in the statement of financial activities and carried forward in the balance sheet. Depreciation on the relevant assets is charged directly to the restricted fixed asset fund in the statement of financial activities. Where tangible fixed assets have been acquired with unrestricted funds, depreciation on such assets is charged to the unrestricted fund.

Depreciation is provided on all tangible fixed assets other than freehold land, at rates calculated to write off the cost of each asset on a straight-line basis over its expected useful life, as follows:

Leasehold land and buildings	Land, 0.8% straight line. Buildings, 2% straight line
Leasehold Improvements	2% straight line
Computer equipment	25% straight line
Office Equipment	15% straight line
Motor vehicles	25% straight line

1.6 Liabilities

Liabilities 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. Liabilities are recognised at the amount that the academy trust anticipates it will pay to settle the debt or the amount it has received as advanced payments for the goods or services it must provide.

1.7 Leased assets

Rentals payable under operating leases are charged on a straight line basis over the lease term.

1.8 Financial instruments

The academy trust only holds basic financial instruments as defined in FRS 102. The financial assets and financial liabilities of the academy trust and their measurement basis are as follows.

Financial assets

Trade and other debtors are basic financial instruments and are debt instruments measured at amortised cost. Prepayments are not financial instruments.

Cash at bank is classified as a basic financial instrument and is measured at face value.

Financial liabilities

Trade creditors, accruals and other creditors are financial instruments, and are measured at amortised cost. Taxation and social security are not included in the financial instruments disclosure definition. Deferred income is not deemed to be a financial liability, as the cash settlement has already taken place and there is an obligation to deliver services rather than cash or another financial instrument.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

1 Accounting policies

(Continued)

1.9 Taxation

The academy trust is considered to pass the tests set out in Paragraph 1 Schedule 6 of the Finance Act 2010 and therefore it meets the definition of a charitable company for UK corporation tax purposes. Accordingly, the academy trust is potentially exempt from taxation in respect of income or capital gains 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.

1.10 Pensions benefits

Retirement benefits to employees of the academy trust are provided by the Teachers' Pension Scheme ('TPS') and the Local Government Pension Scheme ('LGPS'). These are defined benefit schemes and the assets are held separately from those of the academy trust.

The TPS is an unfunded scheme and contributions are calculated to spread the cost of pensions over employees' working lives with the academy trust in such a way that the pension cost is a substantially level percentage of current and future pensionable payroll. The contributions are determined by the Government Actuary based on quadrennial valuations using a prospective unit credit method. The TPS is an unfunded multi-employer scheme with no underlying assets to assign between employers. Consequently, the TPS is treated as a defined contribution scheme for accounting purposes and the contributions are recognised in the period to which they relate.

The LGPS is a funded multi-employer scheme and the assets are held separately from those of the academy trust in separate trustee administered funds. Pension scheme assets are measured at fair value and liabilities are measured on an actuarial basis using the projected unit credit method and discounted at a rate equivalent to the current rate of return on a high quality corporate bond of equivalent term and currency to the liabilities. The actuarial valuations are obtained at least triennially and are updated at each balance sheet date. The amounts charged to net income or expenditure are the current service costs and the costs of scheme introductions, benefit changes, settlements and curtailments. They are included as part of staff costs as incurred. Net interest on the net defined benefit liability/asset is also recognised in the statement of financial activities and comprises the interest cost on the defined benefit obligation and interest income on the scheme assets, calculated by multiplying the fair value of the scheme assets at the beginning of the period by the rate used to discount the benefit obligations. The difference between the interest income on the scheme assets and the actual return on the scheme assets is recognised in other recognised gains and losses. Actuarial gains and losses are recognised immediately in other recognised gains and losses.

1.11 Fund accounting

Unrestricted income funds represent those resources which may be used towards meeting any of the charitable objects of the academy trust at the discretion of the trustees.

Restricted fixed asset funds are resources which are to be applied to specific capital purposes imposed by funders where the asset acquired or created is held for a specific purpose.

Restricted general funds comprise all other restricted funds received with restrictions imposed by the funder/donor and include grants from the Education and Skills Funding Agency/Department for Education.

Restricted pension reserve funds represent the Academy Trust's share of the assets and liabilities for the Local Government Pension Scheme.

2 Critical accounting estimates and areas of judgement

Accounting estimates and judgements are continually evaluated and are based on historical experience and other factors, including expectations of future events that are believed to be reasonable under the circumstances.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

2 Critical accounting estimates and areas of judgement

(Continued)

Critical accounting estimates and assumptions

The academy trust makes estimates and assumptions concerning the future. The resulting accounting estimates and assumptions will, by definition, seldom equal the related actual results. The estimates and assumptions that have a significant risk of causing a material adjustment to the carrying amounts of assets and liabilities within the next financial year are discussed below.

The present value of the Local Government Pension Scheme defined benefit liability depends on a number of factors that are determined on an actuarial basis using a variety of assumptions. The assumptions used in determining the net cost or income for pensions include the discount rate. Any changes in these assumptions, which are disclosed in note 20, will impact the carrying amount of the pension liability. Furthermore a roll forward approach which projects results from the latest full actuarial valuation performed at 31 March 2019 has been used by the actuary in valuing the pensions liability at 31 August 2022. Any differences between the figures derived from the roll forward approach and a full actuarial valuation would impact on the carrying amount of the pension liability.

3 Donations and capital grants

	Unrestricted funds £'000s	Restricted funds £'000s	Total 2022 £'000s	Total 2021 £'000s
Capital grants	-	22	22	419
Other donations	36	-	36	39
	<u>36</u>	<u>22</u>	<u>58</u>	<u>458</u>

The income from donations and capital grants was £58,000 (2021: £458,000) of which £36,000 was unrestricted (2021: £39,000) and £22,000 was restricted fixed assets (2021: £419,000).

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

4 Funding for the academy trust's educational operations

	Unrestricted funds £'000s	Restricted funds £'000s	Total 2022 £'000s	Total 2021 £'000s
DfE / ESFA grants				
General annual grant (GAG)	-	2,740	2,740	2,380
Other DfE / ESFA grants:				
UIFSM	-	18	18	28
Pupil premium	-	133	133	114
Others	-	77	77	71
	-----	-----	-----	-----
	-	2,968	2,968	2,593
	=====	=====	=====	=====
Other government grants				
Local authority grants	-	3,435	3,435	3,564
	-----	-----	-----	-----
Exceptional government funding				
Coronavirus exceptional support	-	29	29	81
Other Coronavirus funding	-	7	7	15
	-----	-----	-----	-----
	-	36	36	96
	=====	=====	=====	=====
Other incoming resources	7	-	7	30
	-----	-----	-----	-----
Total funding	7	6,439	6,446	6,283
	=====	=====	=====	=====

The income from funding for educational operations was £6,446,000 (2021: £6,283,000) of which £7,000 was unrestricted (2021: £30,000) and £6,439,000 was restricted (2021: £6,253,000).

The academy received £96,000 of Coronavirus funding and this was fully spent at the year end.

5 Other trading activities

	Unrestricted funds £'000s	Restricted funds £'000s	Total 2022 £'000s	Total 2021 £'000s
Hire of facilities	22	-	22	-
Other income	-	1	1	-
	-----	-----	-----	-----
	22	1	23	-
	=====	=====	=====	=====

The income from other trading activities was £23,000 (2021: £-) of which £22,000 was unrestricted (2021: £-) and £1,000 was restricted (2021: £-).

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

6 Expenditure

	Staff costs £'000s	Non-pay expenditure		Total 2022 £'000s	Total 2021 £'000s
		Premises £'000s	Other £'000s		
Academy's educational operations					
- Direct costs	5,145	335	264	5,744	5,394
- Allocated support costs	1,336	324	370	2,030	1,423
	<u>6,481</u>	<u>659</u>	<u>634</u>	<u>7,774</u>	<u>6,817</u>

Net income/(expenditure) for the year includes:

	2022 £'000s	2021 £'000s
Fees payable to auditor for:		
- Audit	8	8
- Other services	3	3
Depreciation of tangible fixed assets	335	413
Net interest on defined benefit pension liability	95	65
	<u> </u>	<u> </u>

7 Central services

The academy trust has provided the following central services to its academies during the year:

Back office functions

- Accounting services
- Human resources
- Payroll
- ICT services
- Facilities advisory
- Insurance services
- Staff cover
- Health and safety audits
- Administration support

The academy trust charges for these services based on 5% of each schools General Annual Grant (GAG) and Local Authority High needs Funding. In previous years the charge was based on pupil numbers.

The amounts charged during the year were as follows:

	2022 £'000s	2021 £'000s
Kingsley Special Academy	139	126
Red Kite Special Academy	122	103
	<u>261</u>	<u>229</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

8 Charitable activities	2022	2021
All from restricted funds:	£'000s	£'000s
Direct costs		
Educational operations	5,744	5,394
Support costs		
Educational operations	2,030	1,423
	<u>7,774</u>	<u>6,817</u>

The expenditure on charitable activities was £7,774,000 (2021: £6,817,000) of which £7,439,000 was restricted (2021: £6,404,000) and £335,000 was restricted fixed assets (2021: £413,000).

Analysis of support costs	2022	2021
	£'000s	£'000s
Support staff costs	1,336	856
Technology costs	31	21
Premises costs	324	252
Other support costs	328	283
Governance costs	11	11
	<u>2,030</u>	<u>1,423</u>

9 Governance costs	Total	Total
All from restricted funds:	2022	2021
	£'000s	£'000s
Amounts included in support costs		
Auditor's remuneration		
- Audit of financial statements	8	8
- Other audit costs	3	3
	<u>11</u>	<u>11</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

10 Staff

Staff costs

Staff costs during the year were:

	2022	2021
	£'000s	£'000s
Wages and salaries	4,172	3,908
Social security costs	313	270
Pension costs	1,819	1,390
	<u> </u>	<u> </u>
Staff costs	6,304	5,568
Agency staff costs	170	26
Staff restructuring costs	7	-
	<u> </u>	<u> </u>
Total staff expenditure	<u>6,481</u>	<u>5,594</u>

Staff restructuring costs comprise:

Severance payments	<u>7</u>	<u>-</u>
--------------------	----------	----------

Severance payments

The academy trust paid 1 severance payment in the year, disclosed in the following band:

£Nil - £25,000 1

Special staff severance payments

Included in staff restructuring costs are special severance payments totalling £7,000 (2021: £Nil). Individually, the payments were: £7,000.

Staff numbers

The average number of persons employed by the academy trust during the year was as follows:

	2022	2021
	Number	Number
Teachers	38	42
Administration and support	161	141
Management	16	14
	<u> </u>	<u> </u>
	<u>215</u>	<u>197</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

10 Staff

(Continued)

Higher paid staff

The number of employees whose employee benefits (excluding employer pension costs) exceeded £60,000 was:

	2022 Number	2021 Number
£60,001 - £70,000	2	-
£70,001 - £80,000	-	1
£100,001 - £110,000	1	1
	<u> </u>	<u> </u>

Key management personnel

The key management personnel of the academy trust comprise the trustees and the senior management team as listed on page 1. The total amount of employee benefits (including employer pension contributions and employer national insurance contributions) received by key management personnel for their services to the academy trust was £930,244 (2021: £887,724).

11 Trustees' remuneration and expenses

One or more of the trustees has been paid remuneration or has received other benefits from an employment with the academy trust. The Head Teacher and staff trustees only receive remuneration in respect of services they provide undertaking the roles of Head Teacher and staff members under their contracts of employment, and not in respect of their role as trustees. The value of trustees' remuneration and other benefits was as follows:

T Duibhir (CEO, Headteacher and trustee)	
Remuneration	£105,000 - £110,000 (2021: £105,000 - £110,000)
Employers' pension contributions	£25,000 - £30,000 (2021: £25,000 - £30,000)

During the year ended 31 August 2022, travel expenses totalling £nil were reimbursed to Trustees (2021: £nil)

Other related party transactions involving the trustees are set out in note 26.

12 Trustees' and officers' insurance

The academy trust has opted into the Department for Education's Risk Protection Arrangement (RPA), an alternative to insurance where UK government funds cover losses that arise. This scheme protects trustees and officers from claims arising from negligent acts, errors or omissions occurring whilst on academy trust business, and provides cover up to £10,000,000. It is not possible to quantify the trustees and officers indemnity element from the overall cost of the RPA scheme.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

13 Tangible fixed assets

	Leasehold land and buildings £'000s	Leasehold Improvement s £'000s	Computer equipment £'000s	Office Equipment £'000s	Motor vehicles £'000s	Total £'000s
Cost						
At 1 September 2021	11,927	1,519	302	440	113	14,301
Additions	-	50	18	29	-	97
At 31 August 2022	11,927	1,569	320	469	113	14,398
Depreciation						
At 1 September 2021	1,040	94	292	295	85	1,806
Charge for the year	237	53	5	29	12	336
At 31 August 2022	1,277	147	297	324	97	2,142
Net book value						
At 31 August 2022	10,650	1,422	23	145	16	12,256
At 31 August 2021	10,887	1,425	10	145	28	12,495

The trust's transactions relating to land and buildings is the spend on the roofing project and Library refurbishment at Kingsley Special Academy, as well as a the playground surfacing and fencing at Red Kite Academy grounds.

14 Debtors

	2022 £'000s	2021 £'000s
Trade debtors	17	4
VAT recoverable	54	30
Prepayments and accrued income	132	70
	203	104

15 Creditors: amounts falling due within one year

	2022 £'000s	2021 £'000s
Government loans	-	8
Trade creditors	85	27
Other taxation and social security	73	71
Accruals and deferred income	169	127
	327	233

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

18 Funds

	Balance at 1 September 2021 £'000s	Income £'000s	Expenditure £'000s	Gains, losses and transfers £'000s	Balance at 31 August 2022 £'000s
Restricted general funds					
General Annual Grant (GAG)	893	2,740	(2,692)	(75)	866
UIFSM	-	18	(18)	-	-
Pupil premium	-	133	(133)	-	-
Other DfE / ESFA grants	-	77	(77)	-	-
Other government grants	-	3,471	(3,471)	-	-
Other restricted funds	-	1	(1)	-	-
Pension reserve	(5,289)	-	(1,047)	5,154	(1,182)
	<u>(4,396)</u>	<u>6,440</u>	<u>(7,439)</u>	<u>5,079</u>	<u>(316)</u>
Restricted fixed asset funds					
Inherited on conversion	9,961	-	(236)	-	9,725
DfE group capital grants	1,593	22	(63)	75	1,627
Capital expenditure from GAG	733	-	(28)	-	705
Private sector capital sponsorship	208	-	(8)	-	200
	<u>12,495</u>	<u>22</u>	<u>(335)</u>	<u>75</u>	<u>12,257</u>
Total restricted funds	<u>8,099</u>	<u>6,462</u>	<u>(7,774)</u>	<u>5,154</u>	<u>11,941</u>
Unrestricted funds					
General funds	<u>680</u>	<u>65</u>	<u>-</u>	<u>-</u>	<u>745</u>
Total funds	<u>8,779</u>	<u>6,527</u>	<u>(7,774)</u>	<u>5,154</u>	<u>12,686</u>

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

Restricted General Funds represent unspent General Annual Grant (GAG), which must be used for the normal recurring costs of the Academy Trust together with other restricted general funds. Under the funding agreement with the Secretary of State, the Academy Trust was not subject to a limit on the account of GAG that it should carry forward at 31 August 2022.

Restricted Fixed Asset Funds represent resources which have been applied to specific capital purposes imposed by the funder together with cash resources still to be expended. During the year, a transfer of £75,000 was made from GAG funds to restricted fixed asset funds in order to fund the acquisition of various tangible fixed assets.

Restricted Pension Reserve Funds represent the Academy Trust's share of the assets and liabilities of the Local Government Pension Scheme.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

18 Funds

(Continued)

Comparative information in respect of the preceding period is as follows:

	Balance at 1 September 2020 £'000s	Income £'000s	Expenditure £'000s	Gains, losses and transfers £'000s	Balance at 31 August 2021 £'000s
Restricted general funds					
General Annual Grant (GAG)	608	2,380	(1,907)	(188)	893
UIFSM	-	28	(28)	-	-
Pupil premium	-	114	(114)	-	-
Other DfE / ESFA grants	-	71	(71)	-	-
Other government grants	-	3,660	(3,660)	-	-
Pension reserve	(3,536)	-	(624)	(1,129)	(5,289)
	<u>(2,928)</u>	<u>6,253</u>	<u>(6,404)</u>	<u>(1,317)</u>	<u>(4,396)</u>
Restricted fixed asset funds					
Transfer on conversion	10,237	-	(276)	-	9,961
DfE group capital grants	1,069	419	(83)	188	1,593
Capital expenditure from GAG	775	-	(42)	-	733
Private sector capital sponsorship	220	-	(12)	-	208
	<u>12,301</u>	<u>419</u>	<u>(413)</u>	<u>188</u>	<u>12,495</u>
Total restricted funds	<u>9,373</u>	<u>6,672</u>	<u>(6,817)</u>	<u>(1,129)</u>	<u>8,099</u>
Unrestricted funds					
General funds	611	69	-	-	680
	<u>611</u>	<u>69</u>	<u>-</u>	<u>-</u>	<u>680</u>
Total funds	<u>9,984</u>	<u>6,741</u>	<u>(6,817)</u>	<u>(1,129)</u>	<u>8,779</u>

Total funds analysis by academy

	2022 £'000s	2021 £'000s
Fund balances at 31 August 2022 were allocated as follows:		
Kingsley Special Academy	789	883
Red Kite Special Academy	797	675
Central services	25	15
	<u>1,611</u>	<u>1,573</u>
Total before fixed assets fund and pension reserve	1,611	1,573
Restricted fixed asset fund	12,257	12,495
Pension reserve	(1,182)	(5,289)
	<u>12,686</u>	<u>8,779</u>
Total funds	<u>12,686</u>	<u>8,779</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

18 Funds

(Continued)

Total cost analysis by academy

Expenditure incurred by each academy during the year was as follows:

	Teaching and educational support staff £'000s	Other support staff costs £'000s	Educational supplies £'000s	Other costs excluding depreciation £'000s	Total 2022 £'000s	Total 2021 £'000s
Kingsley Special Academy	2,689	742	24	460	3,915	3,466
Red Kite Special Academy	2,266	594	49	364	3,273	2,715
Central services	191	-	-	60	251	160
	<u>5,146</u>	<u>1,336</u>	<u>73</u>	<u>884</u>	<u>7,439</u>	<u>6,341</u>

19 Analysis of net assets between funds

	Unrestricted Funds £'000s	Restricted funds: General £'000s	Fixed asset £'000s	Total Funds £'000s
Fund balances at 31 August 2022 are represented by:				
Tangible fixed assets	-	-	12,256	12,256
Current assets	745	1,193	1	1,939
Creditors falling due within one year	-	(327)	-	(327)
Defined benefit pension liability	-	(1,182)	-	(1,182)
Total net assets	<u>745</u>	<u>(316)</u>	<u>12,257</u>	<u>12,686</u>

	Unrestricted Funds £'000s	Restricted funds: General £'000s	Fixed asset £'000s	Total Funds £'000s
Fund balances at 31 August 2021 are represented by:				
Tangible fixed assets	-	-	12,495	12,495
Current assets	680	1,159	-	1,839
Creditors falling due within one year	-	(233)	-	(233)
Creditors falling due after one year	-	(33)	-	(33)
Defined benefit pension liability	-	(5,289)	-	(5,289)
Total net assets	<u>680</u>	<u>(4,396)</u>	<u>12,495</u>	<u>8,779</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

20 Pension and similar obligations

The academy trust's employees belong to two principal pension schemes: the Teachers' Pension Scheme England and Wales (TPS) for academic and related staff; and the Local Government Pension Scheme (LGPS) for non-teaching staff, which is managed by North Northamptonshire County Council. Both are multi-employer defined benefit schemes.

The latest actuarial valuation of the TPS related to the period ended 31 March 2016, and that of the LGPS related to the period ended 31 March 2019.

There were no outstanding or prepaid contributions at either the beginning or the end of the financial year.

Teachers' Pension Scheme

Introduction

The Teachers' Pension Scheme (TPS) is a statutory, contributory, defined benefit scheme, governed by the Teachers' Pension Scheme Regulations 2014. Membership is automatic for teachers in academies. All teachers have the option to opt out of the TPS following enrolment.

The TPS is an unfunded scheme to which both the member and employer makes contributions, as a percentage of salary. These contributions are credited to the Exchequer. Retirement and other pension benefits are paid by public funds provided by Parliament.

Valuation of the Teachers' Pension Scheme

The Government Actuary, using normal actuarial principles, conducts a formal actuarial review of the TPS in accordance with the Public Service Pensions (Valuations and Employer Cost Cap) Directions 2014 published by HM Treasury every 4 years. The aim of the review is to specify the level of future contributions. Actuarial scheme valuations are dependent on assumptions about the value of future costs, design of benefits and many other factors. The latest actuarial valuation of the TPS was carried out as at 31 March 2016. The valuation report was published by the Department for Education on 5 March 2019.

The key elements of the valuation and subsequent consultation are:

- employer contribution rates set at 23.68% of pensionable pay (including a 0.08% employer administration charge)
- total scheme liabilities (pensions currently in payment and the estimated cost of future benefits) for service to the effective date of £218,100 million, and notional assets (estimated future contributions together with the notional investments held at the valuation date) of £196,100 million giving a notional past service deficit of £22,000 million
- the SCAPE rate, set by HMT, is used to determine the notional investment return. The current SCAPE rate is 2.4% above the rate of CPI. The assumed real rate of return is 2.4% in excess of prices and 2% in excess of earnings. The rate of real earnings growth is assumed to be 2.2%. The assumed nominal rate of return including earnings growth is 4.45%.

The next valuation result is due to be implemented from 1 April 2023.

The employer's pension costs paid to the TPS in the period amounted to £461,000 (2021: £446,000).

A copy of the valuation report and supporting documentation is on the Teachers' Pensions website.

Under the definitions set out in FRS 102, the TPS is an unfunded multi-employer pension scheme. The academy trust has accounted for its contributions to the scheme as if it were a defined contribution scheme. The academy trust has set out above the information available on the scheme.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

20 Pension and similar obligations

(Continued)

Local Government Pension Scheme

The LGPS is a funded defined-benefit scheme, with the assets held in separate trustee-administered funds. The total contributions are as noted below. The agreed contribution rates for future years are 17.8% to 21.5% for employers and 5.5% for employees.

Parliament has agreed, at the request of the Secretary of State for Education, to a guarantee that, in the event of academy closure, outstanding Local Government Pension Scheme liabilities would be met by the Department for Education. The guarantee came into force on 18 July 2013.

Total contributions made	2022	2021
	£'000s	£'000s
Employer's contributions	416	389
Employees' contributions	119	111
	<hr/>	<hr/>
Total contributions	535	500
	<hr/>	<hr/>

Principal actuarial assumptions	2022	2021
	%	%
Rate of increase in salaries	3.55	3.4
Rate of increase for pensions in payment/inflation	3.05	2.9
Discount rate for scheme liabilities	4.25	1.65
Inflation assumption (CPI)	3.05	2.9
Commutation of pensions to lump sums - Pre April 2008 service	50	50
Commutation of pensions to lump sums - Post April 2008 service	75	75
	<hr/>	<hr/>

The current mortality assumptions include sufficient allowance for future improvements in mortality rates. The assumed life expectations on retirement age 65 are:

	2022	2021
	Years	Years
Retiring today		
- Males	21.7	21.7
- Females	24.1	24.1
Retiring in 20 years		
- Males	22.8	22.8
- Females	25.8	25.8
	<hr/>	<hr/>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

20 Pension and similar obligations

(Continued)

Scheme liabilities would have been affected by changes in assumptions as follows:

	2022	2021
	£'000s	£'000s
Discount rate + 0.1%	136	232
Discount rate - 0.1%	(136)	(232)
Mortality assumption + 1 year	229	387
Mortality assumption - 1 year	(229)	(387)
CPI rate + 0.1%	136	213
CPI rate - 0.1%	(136)	(213)
	<u> </u>	<u> </u>

The academy trust's share of the assets in the scheme

	2022	2021
	Fair value	Fair value
	£'000s	£'000s
Equities	3,137	2,933
Debt Instruments	727	875
Cash	46	44
Property	636	525
	<u> </u>	<u> </u>
Total market value of assets	4,546	4,377
	<u> </u>	<u> </u>

The actual return on scheme assets was £(298,000) (2021: £685,000).

Amount recognised in the statement of financial activities

	2022	2021
	£'000s	£'000s
Current service cost	1,368	948
Interest income	(76)	(59)
Interest cost	171	124
	<u> </u>	<u> </u>
Total operating charge	1,463	1,013
	<u> </u>	<u> </u>

Changes in the present value of defined benefit obligations

	2022	2021
	£'000s	£'000s
At 1 September 2021	9,666	6,776
Current service cost	1,368	948
Interest cost	171	124
Employee contributions	119	111
Actuarial (gain)/loss	(5,528)	1,755
Benefits paid	(68)	(48)
	<u> </u>	<u> </u>
At 31 August 2022	5,728	9,666
	<u> </u>	<u> </u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

20 Pension and similar obligations

(Continued)

Changes in the fair value of the academy trust's share of scheme assets

	2022 £'000s	2021 £'000s
At 1 September 2021	4,377	3,240
Interest income	76	59
Actuarial loss/(gain)	(374)	626
Employer contributions	416	389
Employee contributions	119	111
Benefits paid	(68)	(48)
	<u> </u>	<u> </u>
At 31 August 2022	<u>4,546</u>	<u>4,377</u>

21 Reconciliation of net expenditure to net cash flow from operating activities

	2022 £'000s	2021 £'000s
Net expenditure for the reporting period (as per the statement of financial activities)	(1,247)	(76)
Adjusted for:		
Capital grants from DfE and other capital income	(22)	(419)
Defined benefit pension costs less contributions payable	952	559
Defined benefit pension scheme finance cost	95	65
Depreciation of tangible fixed assets	335	413
(Increase) in debtors	(98)	(25)
Increase in creditors	102	17
	<u> </u>	<u> </u>
Net cash provided by operating activities	<u>117</u>	<u>534</u>

22 Analysis of changes in net funds

	1 September 2021 £'000s	Cash flows £'000s	31 August 2022 £'000s
Cash	1,735	1	1,736
Loans falling due within one year	(8)	8	-
Loans falling due after more than one year	(33)	33	-
	<u> </u>	<u> </u>	<u> </u>
	<u>1,694</u>	<u>42</u>	<u>1,736</u>

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED)

FOR THE YEAR ENDED 31 AUGUST 2022

23 Contingent liabilities

During the year of the Funding Agreement, in the event of the sale or disposal by other means, of any asset for which a Government capital grant was received, the Academy is required, either to re-invest the proceeds, or to repay to the Secretary of State for Education the same proportion of the proceeds of the sale or disposal as equates with the proportion of the original cost met by the Secretary of State.

Upon termination of the Funding agreement, whether as a result of the Secretary of State or the Academy serving notice, the Academy shall repay to the Secretary of State sums determined by reference to:

(a) the value at that time of the Academy site and premises and other assets held for the purpose of the Academy; and

(b) the extent to which expenditure incurred in providing those assets was met by payments by the Secretary of State under the Funding Agreement.

24 Long-term commitments, including operating leases

At 31 August 2022 the total of the academy trust's future minimum lease payments under non-cancellable operating leases was:

	2022 £'000s	2021 £'000s
Amounts due within one year	3	2
	<u>3</u>	<u>2</u>

25 Capital commitments

	2022 £'000s	2021 £'000s
Expenditure contracted for but not provided in the accounts	77	-
	<u>77</u>	<u>-</u>

26 Related party transactions

Owing to the nature of the academy trust and the composition of the board of trustees being drawn from local public and private sector organisations, transactions may take place with organisations in which a member of the board of trustees may have an interest. All transactions involving such organisations are conducted at arm's length and in accordance with the academy trust's financial regulations and normal procurement procedures.

The daughter of a trustee is employed by the academy as a teacher. The appointment was made in open competition and the trustee was not involved in the decision-making process regarding appointment. The employee is paid within the normal pay scale for her role and receives no special treatment as a result of her relationship to a trustee.

No other related party transactions took place in the period of account other than certain trustees' remuneration and expenses already disclosed in note 11.

27 Members' liability

Each member of the charitable company undertakes to contribute to the assets of the company in the event of it being wound up while he or she is a member, or within one year after he or she ceases to be a member, such amount as may be required, not exceeding £10 for the debts and liabilities contracted before he or she ceases to be a member.

KINGSLEY LEARNING FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS (CONTINUED) FOR THE YEAR ENDED 31 AUGUST 2022

28 Prior period adjustment

		1 September 2020 £'000s	31 August 2021 £'000s
Reconciliation of funds	Notes		
Funds as previously reported		1,959	909
Adjustments arising:			
Leasehold Land & Buildings	1	8,180	8,180
Leasehold Land & Buildings Depreciation	2	(155)	(310)
Funds as restated		<u>9,984</u>	<u>8,779</u>
Reconciliation of net income/(expenditure) for the previous financial period	Notes		2021 £'000s
Net income as previously reported			79
Adjustments arising:			
Leasehold Land & Buildings	1		-
Leasehold Land & Buildings Depreciation	2		(155)
Net expenditure as restated			<u>(76)</u>

Notes to restatement

Leasehold Land & Buildings

The Land and Buildings at Red Kite were previously not included in the fixed assets of the Trust because there is no lease in place with NNC. However, in accordance with the Academy Accounts Direction 2022, any Land and Buildings whose construction was overseen by the DfE or local authority and transferred to the academy trust on completion should be recognised in the financial statements.

Leasehold Land & Buildings Depreciation

The above Land and Buildings have been depreciated from 1 September 2019, the date that they were introduced into the Multi Academy Trust. The depreciation rates are in line with the Trust's accounting policy.