CHARITY COMMISSION

REPORT OF THE TRUSTEES AND

UNAUDITED FINANCIAL STATEMENTS FOR THE YEAR ENDED 5 APRIL 2023

FOR

BRIGHTON OPEN AIR THEATRE (CIO)

F1 CRT Limited
Flat 24 Wellingtonia Court
Laine Close
Brighton
East Sussex
BN1 6TD

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REPORT OF THE TRUSTEES FOR THE YEAR ENDED 5 APRIL 2023

The trustees present their report with the financial statements of the charity for the year ended 5 April 2023. The trustees have adopted the provisions of Accounting and Reporting by Charities: Statement of Recommended Practice applicable to charities preparing their accounts in accordance with the Financial Reporting Standard applicable in the UK and Republic of Ireland (FRS 102) (effective 1 January 2019).

OBJECTIVES AND ACTIVITIES

Objectives and aims

Brighton Open Air Theatre has been established in order to create Brighton and Hove's first dedicated open air park theatre venue.

Our charitable aim is "The advancement of arts and culture through the establishment and maintenance of an open air theatre in Brighton and Hove for the use of residents and visitors."

Our objectives are:

- 1. To create a unique new cultural venue for the city that ensures the highest possible production values for outdoor performance and exhibition and which diversifies the type of work that can be enjoyed in the open air.
- 2. To work with the city's festivals, programmers and curators to attract high quality touring productions and events.
- 3. To create a community of local artists and practitioners that make new work for the open air.
- 4. To engage with the local community to provide a platform for cultural activity and for creative learning.
- 5. To bring an under used open space back to life as a vibrant green cultural facility.

Public benefit

The trustees confirm that they have referred to the guidance contained in the Charity Commission's general guidance on public benefit when reviewing the Charity's aims and objectives and in the planning of future activities.

The trustees believe that the paragraphs, specifically on the 'Objectives and Activities' and 'Achievements and Performance' for the year relate in detail the benefit that the Charity provides to the public.

ACHIEVEMENT AND PERFORMANCE

Charitable activities

The 2022-2023 financial year was characterised by being the first in three years to be mainly unaffected by Covid-19. We opened earlier than ever before on 8th April to full capacity. The early opening was primarily to capitalise on the schools Easter holidays. Over the 2-week school break, we partnered with other local venues including Komedia, The Old Market and Ropetackle on the 'Back To Live' festival, which was a celebration of the return of live performance following Covid, and centred around family-friendly productions. We had several productions involved, which all performed well and generated fantastic marketing material through promotional photos.

During May we were, as always, a partner venue of Brighton Fringe, and hosted several productions to a varying degree of success. Some shows benefit from the additional promotion the Fringe offers, whereas others struggle as there's so much competition in Brighton during May.

Throughout June and July we had more runs, including Hamlet (The Comedy) from Oddsocks, Horrible Histories: Terrible Tudors from Birmingham Stage Co, A Midsummer Night's Dream from The Duke's Theatre Co, One Man, Two Guvnors from Cue Fanfare, the Summer Comedy Festival from Funny That, and Othello from Changeling Theatre.

The season continued in August with The Railway Children from Brighton Little Theatre, Waiting For God from Sarah Mann Company, and Battle Song from James Weisz Productions.

September started with a bang with the welcome return of Shakespeare's Globe, and Julius Caesar then ended with the ever popular Brighton Beach Boys end of Season party.

Overall for our 2022 season, we hosted 146 performances of 89 productions, and welcomed 24,458 people to our theatre.

The site improvement project over the winter months was an upgraded electricity supply completed in March 2023.

REPORT OF THE TRUSTEES FOR THE YEAR ENDED 5 APRIL 2023

FINANCIAL REVIEW

Financial position

The results for the year are set out in the Statement of Financial Activities and the financial position of the charity at the year end is shown in the Balance Sheet.

The charity income decreased from £398,020 to £387,477 whilst expenditure increased from £329,352 to £370,937. The charity made a surplus on unrestricted activities of £19,750 and this has been added to the reserves brought forward of £274,238 to leave £293,988 to be carried forward.

Reserves policy

The Trustees have set up a designated reserve of £91,000 to cover the cost of future essential repairs, namely seating replacement and resin paving. This is equivalent to almost all of the money held at the bank at the year end.

The Trustees will endeavour to maintain reserves of 10% of turnover in order to protect against unexpected losses or cashflow issues.

FUTURE PLANS

The Trustees will continue to invest the majority of surpluses generated into improvement of the BOAT Site and Facilities. Plans for the coming closed period include replacement of all the Sleeper seats as they have deteriorated over the years since installation. In addition, the pathways through the BOAT will be improved and resurfaced to provide better stability and grip. The number of wheelchair spaces will be increased to improve accessibility.

We plan to consolidate our programming with a range of shows to appeal to as wide an audience as possible. We are beginning to succeed in attracting a more diverse audience and aim to extend our reach through outreach programmes plus diversity of the types of shows we host.

STRUCTURE, GOVERNANCE AND MANAGEMENT

Governing document

Brighton Open Air Theatre is a CIO (incorporated on 6 March 2014 by the Charity Commission) registered charity number 1156051.

Its governing document is its Trust Deed dated 6 March 2014.

Recruitment and appointment of new trustees

The number of trustees shall be at least 3 and the maximum number is 12.

The first trustees are appointed for a period of 4/5 years subsequent trustees are appointed for a term of 3 years by a resolution passed at a properly convened meeting of the charity trustees.

Risk management

The Trustees take seriously their duty to identify and review the risks to which the charity is potentially exposed and to ensure appropriate controls are in place to provide reasonable assurance against potential risks including injury or other harm to persons; financial fraud and/or error; reputational damage.

There is a Finances Procedures Policy in place that is regularly reviewed by a Finance sub-committee consisting of no less than three Trustees. Reviews include sign off/approval levels for expenditures, adequacy of Reserves and planned annual expenditure. The BOAT's Accounts are reviewed annually by an Independent Examiner.

A Premises sub-committee regularly surveys the whole site and considers information from the Operations and General Managers on hazards, maintenance and potential health and safety issues and organises any necessary remedial works. The Operations and General Managers prepare pre-season Risk Assessments for the venue with full consideration of the wide-spectrum of audience needs with particular reference to access. Risk Assessments are produced by the performers for each new performance then reviewed by the BOAT Managers. At least one qualified First Aider is present at every performance.

The BOAT's insurance is reviewed and renewed annually.

REPORT OF THE TRUSTEES FOR THE YEAR ENDED 5 APRIL 2023

REFERENCE AND ADMINISTRATIVE DETAILS Registered Charity number 1156051

Principal address

42 Hove Park Road Hove

East Sussex

BN3 6LJ

Trustees

S Turner Chairman

L Wolfe

S Bradley

J Waller Chief Executive

G Hawkins

D Boon

Independent Examiner

Christopher Robert Tyler FCA DChA FCIE
Institute of Chartered Accountants in England and Wales
F1 CRT Limited
Flat 24 Wellingtonia Court
Laine Close
Brighton
East Sussex
BN1 6TD

Working name

BOAT

Operation address

Dyke Road Hove BN3 6EH

Bankers

Barclays Bank PLC 1 Churchill Place London E14 5HP

Santander UK PLC 2 Triton Square Regent's Place London NW1 3AN

STATEMENT OF TRUSTEES' RESPONSIBILITIES

The trustees are responsible for preparing the Report of the Trustees and the financial statements in accordance with applicable law and United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice).

REPORT OF THE TRUSTEES FOR THE YEAR ENDED 5 APRIL 2023

STATEMENT OF TRUSTEES' RESPONSIBILITIES - continued

The law applicable to charities in England and Wales, the Charities Act 2011, Charity (Accounts and Reports) Regulations 2008 and the provisions of the trust deed requires the trustees to prepare financial statements for each financial year which give a true and fair view of the state of affairs of the charity and of the incoming resources and application of resources, including the income and expenditure, of the charity for that period. In preparing those financial statements, the trustees are required to

- select suitable accounting policies and then apply them consistently;
- observe the methods and principles in the Charity SORP;
- make judgements and estimates that are reasonable and prudent;
- prepare the financial statements on the going concern basis unless it is inappropriate to presume that the charity will continue in business.

The trustees are responsible for keeping proper accounting records which disclose with reasonable accuracy at any time the financial position of the charity and to enable them to ensure that the financial statements comply with the Charities Act 2011, the Charity (Accounts and Reports) Regulations 2008 and the provisions of the trust deed. They are also responsible for safeguarding the assets of the charity and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.

Approved by order of the board of trustees on 19 and 19 an

Jan Well

<u>INDEPENDENT EXAMINER'S REPORT TO THE TRUSTEES OF</u> **BRIGHTON OPEN AIR THEATRE (CIO)**

Independent examiner's report to the trustees of Brighton Open Air Theatre (CIO)

I report to the charity trustees on my examination of the accounts of Brighton Open Air Theatre (CIO) (the Trust) for the year ended 5 April 2023.

Responsibilities and basis of report

As the charity trustees of the Trust you are responsible for the preparation of the accounts in accordance with the requirements of the Charities Act 2011 ('the Act').

I report in respect of my examination of the Trust's accounts carried out under section 145 of the Act and in carrying out my examination I have followed all applicable Directions given by the Charity Commission under section 145(5)(b) of the Act.

Independent examiner's statement

Since your charity's gross income exceeded £250,000 your examiner must be a member of a listed body. I can confirm that I am qualified to undertake the examination because I am a registered member of Institute of Chartered Accountants in England and Wales which is one of the listed bodies.

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

accounting records were not kept in respect of the Trust as required by section 130 of the Act; or 1.

the accounts do not accord with those records; or 2.

the accounts do not comply with the applicable requirements concerning the form and content of accounts set out 3. in the Charities (Accounts and Reports) Regulations 2008 other than any requirement that the accounts give a true and fair view which is not a matter considered as part of an independent examination.

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

Christopher Robert Tyler FCA DChA FCIE

Institute of Chartered Accountants in England and Wales

F1 CRT Limited

Flat 24 Wellingtonia Court

Laine Close

Brighton

East Sussex

BN1 6TD

Date: 194 August 2023

STATEMENT OF FINANCIAL ACTIVITIES FOR THE YEAR ENDED 5 APRIL 2023

				2023	2022
		Unrestricted	Restricted	Total	Total
		funds	funds	funds	funds
	Notes	£	£	£	£
INCOME AND ENDOWMENTS FROM					
Donations and legacies	2	19,958	-	19,958	38,405
Charitable activities					
Theatre revenues		367,509	-	367,509	359,597
Investment income	3		<u> </u>	10	18
Total		387,477	-	387,477	398,020
EXPENDITURE ON					
Raising funds	5	10,886	-	10,886	10,108
Charitable activities	6				
Theatre costs		356,205	3,210	359,415	318,729
Support costs		636	-	636	515
Total		367,727	3,210	370,937	329,352
NET INCOME/(EXPENDITURE)		19,750	(3,210)	16,540	68,668
RECONCILIATION OF FUNDS					
Total funds brought forward		274,238	57,768	332,006	263,338
TOTAL FUNDS CARRIED FORWARD		293,988	54,558	348,546	332,006

BALANCE SHEET 5 APRIL 2023

	Notes	Unrestricted funds	Restricted funds	2023 Total funds £	2022 Total funds £
FIXED ASSETS			2.022		
Tangible assets	12	201,024	54,558	255,582	222,539
CURRENT ASSETS					
Debtors	13	60	-	60	60
Cash at bank		93,880	-	93,880	112,081
		93,940	-	93,940	112,141
CREDITORS					
Amounts falling due within one year	14	(976)	•	(976)	(2,674)
NET CURRENT ASSETS		92,964	-	92,964	109,467
TOTAL ASSETS LESS CURRENT					
LIABILITIES		293,988	54,558	348,546	332,006
NET ASSETS		293,988	54,558	348,546	332,006
FUNDS	15				
Unrestricted funds				293,988	274,238
Restricted funds				54,558	57,768
TOTAL FUNDS				348,546	332,006

The financial statements were approved by the Board of Trustees and authorised for issue on 15. 2.2. and were signed on its behalf by:

J Waller - Trustee

Turner - Trustee

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 5 APRIL 2023

1. ACCOUNTING POLICIES

Basis of preparing the financial statements

The financial statements of the charitable company, which is a public benefit entity under FRS102, have been prepared in accordance with the Charities SORP (FRS102) 'Accounting and Reporting by Charities: Statement of Recommended Practice applicable to charities preparing their accounts with the Financial Reporting Standard applicable in the UK and Republic of Ireland (FRS102) (effective 1 January 2019)', Financial Reporting Standard FRS102 'The Financial Reporting Standard applicable in the UK and Republic of Ireland' and the Charities Act. The financial statements have been prepared under the historical cost convention.

The accounts are prepared in sterling, which is the functional currency of the charity. Monetary amounts in these financial statements are rounded to the nearest £.

The trustees/directors consider that there are no material uncertainties about the company's ability to continue as a going concern.

Income

All income is recognised in the Statement of Financial Activities once the charity has entitlement to the funds, it is probable that the income will be received and the amount can be measured reliably.

Incoming resources from generated funds

Grants/sponsorship/donations are recognised in incoming resources in the year in which they are receivable, except as follows:

- when donors specify that grants/donations given to the charity must be used in future accounting periods, the income is deferred until those periods.
- when donors impose conditions which have to be fulfilled before the charity becomes entitled to use such income, the income is deferred and not included in incoming resources until the preconditions for use are met.

Investment income is recognised on a receivable basis.

Incoming resources from charitable activities

Theatre income - income from box office, performance fees and sundry other theatrical income is included in incoming resources in the period in which the relevant show takes place.

Project specific funding - when donors specify that donations and grants are for particular restricted purposes, which do not amount to pre-conditions regarding entitlement, this income is included in incoming resources of restricted funds when receivable.

Voluntary income

Voluntary income received by way of donations and gifts is included in incoming resources when receivable. The value of services provided by volunteers has not been included.

Expenditure

Liabilities are recognised as expenditure as soon as there is a legal or constructive obligation committing the charity to that expenditure, 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 accounted for on an accruals basis including irrecoverable VAT and had been classified under headings that aggregate all costs related to the category. Where costs cannot be directly attributed to particular headings they have been allocated to activities on a basis consistent with the use of resources.

Costs of generating funds

Costs incurred in attracting voluntary income, and those incurred in trading activities that raise funds.

Production costs

Amounts paid to producers of events/productions. Costs incurred for in-house production and running of productions.

continued...

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

1. ACCOUNTING POLICIES - continued

Expenditure

Support costs

The administrative and overhead costs associated with running the office from which the company operates. These have all been allocated to the charitable activities cost heading as the proportion spent on costs of generating funds and governance costs are considered immaterial.

Governance costs

Costs associated with the constitutional and statutory requirements of the charity.

Tangible fixed assets

Individual fixed assets costing £100 or more are capitalised at cost.

Depreciation is provided at annual rates calculated to write off the cost less residual value of each asset over its expected useful life, as follows:

Short Leasehold Improvements

- straight line over the life of the lease.

Taxation

The charity is exempt from tax on its charitable activities.

Fund accounting

Unrestricted funds can be used in accordance with the charitable objectives at the discretion of the trustees.

Restricted funds can only be used for particular restricted purposes within the objects of the charity. Restrictions arise when specified by the donor or when funds are raised for particular restricted purposes.

Further explanation of the nature and purpose of each fund is included in the notes to the financial statements.

2. DONATIONS AND LEGACIES

	2023	2022
	£	£
Donations and sponsorship	19,958	28,405
Grants	-	10,000
	19,958	38,405
Grants received, included in the above, are as follows:		
	2023	2022
	£	£
Brighton and Hove City Council	<u> </u>	10,000
		

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

3.	INVESTMENT INCOME				
				2023	2022
				£	£
	Deposit account interest			10	18
	2				
4.	INCOME FROM CHARITA	ABLE ACTIVITIES			
				2023	2022
		Activity		£	£
	Ticket sales and bar takings	Theatre revenues		367,509	359,097
	Grants	Theatre revenues		307,300	500
	Oranto	Theatre revenues			
				367,509	359,597
					
	Grants received, included in the	ne above, are as follows:		,	
	,	,		2023	2022
				£	£
	Komedia Productions			·-	500
	Trompout Todastions				
5.	RAISING FUNDS				
	Raising donations and legac	ies			
				2023	2022
				£	£
	Marketing			10,886	10,108
	Himkeing				====
6.	CHARITABLE ACTIVITIE	S COSTS			
•			Direct	Support	
			Costs (see	costs (see	
			note 7)	note 8)	Totals
			£	£	£
	Theaten costs			d	359,415
	Theatre costs		359,415		636
	Support costs		-	636	050
			359,415	636	360,051

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

7. DIRECT COSTS OF CHARITABLE ACTIVITIES

	2023	2022
	£	£
Cost of productions	235,530	243,005
Rent	100	100
Insurances and licences	1,878	2,248
Staff costs	71,092	51,597
Premises costs	30,916	8,323
Administration	4,865	1,093
Depreciation	15,034	12,363
	359,415	318,729

8. SUPPORT COSTS

		Governance
		costs
		£
Support costs		636
		
Support costs, included in the above, are as follows:		
11	2023	2022
	Support	Total
	costs	activities
	£	£
Independent examination	636	515
		

9. TRUSTEES' REMUNERATION AND BENEFITS

There were no trustees' remuneration or other benefits for the year ended 5 April 2023 nor for the year ended 5 April 2022.

Trustees' expenses

There were no trustees' expenses paid for the year ended 5 April 2023 nor for the year ended 5 April 2022.

10. STAFF COSTS

Staff costs during the year amounted to £71,092 (2022: £51,597).

The charity employs two people on a part time basis plus a number who are employed on ad hoc basis when there are shows.

The charity considers its key management personnel to be the Trustees. As disclosed in the accounts they received no remuneration.

²BRIGHTON OPEN AIR THEATRE (CIO)

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

11.	COMPARATIVES FOR THE STATEMENT OF FI			
		Unrestricted	Restricted	Total
	· ·	funds £	funds £	funds £
	INCOME AND ENDOWMENTS FROM	t	£	£
	Donations and legacies	38,405	-	38,405
	Dominons and regueros	30,100		,
	Charitable activities			
	Theatre revenues	359,097	500	359,597
	Investment income	18	_	18
	mycsuncht meome			
	Total	397,520	500	398,020
		<u></u>		
	EXPENDITURE ON			
	Raising funds	10,108	_	10,108
		,		
	Charitable activities			545.755
	Theatre costs	315,019	3,710	318,729
	Support costs	515		515
	Total	325,642	3,710	329,352
		7 1 070	(2.210)	60.660
	NET INCOME/(EXPENDITURE)	71,878	(3,210)	68,668
	RECONCILIATION OF FUNDS			
		202.270	CO 070	062 220
	Total funds brought forward	202,360	60,978	263,338
	TOTAL FUNDS CARRIED FORWARD	274,238	57,768	332,006
				-
12.	TANGIBLE FIXED ASSETS			,
14.	IAMGIBLE PIAED ASSETS			Short
				leasehold
				£
	COST			262,009
	At 6 April 2022 Additions			48,077
	Additions			
	At 5 April 2023			310,086
	DEPRECIATION			39,470
	At 6 April 2022 Charge for year			15,034
	Charge for your			
	At 5 April 2023			54,504
	NEW BOOK VALUE			
	NET BOOK VALUE At 5 April 2023			255,582
	In a ripin 2023			
	At 5 April 2022			222,539

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NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

13.	DEBTORS: AMOUNTS FALLING DUE	WITHIN ONE YE	AR		
				2023	2022
				£	£
	Prepayments			60	60
					
14.	CREDITORS: AMOUNTS FALLING DU	E WITHIN ONE	VEAR		
17.	CREDITORS. AMOUNTS PAREMING DU	E WIIIII ONE	LIMI	2023	2022
				£	£
	Trade creditors			301	1,999
	Other creditors			675	675
	3.11.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.				
				976	2,674
15.	MOVEMENT IN FUNDS		%T-4	Transfers	
		A company of the company	Net		A.4
		4+ 6 4 00	movement in funds	between	At 5.4.23
		At 6.4.22		funds	5.4.25 £
	TI	£	£	£	L
	Unrestricted funds General fund	274 228	10.750	(93,000)	200,988
		274,238	19,750	93,000)	93,000
	Designated fund for future mainteance.			93,000	
		274,238	19,750	-	293,988
	Restricted funds	, , , , , , , , , , , , , , , , , , , ,	,		
	Fixed assets and amphitheatre	57,768	(3,210)	_	54,558
		,			
	TOTAL FUNDS	332,006	16,540		348,546
	TOTAL FUNDS	======	====		
	N	C-11			
	Net movement in funds, included in the above	e are as ionows:			
			Incoming	Resources	Movement
			resources	expended	in funds
			£	£	£
	Unrestricted funds				
	General fund		387,477	(367,727)	19,750
	Restricted funds				
	Fixed assets and amphitheatre		-	(3,210)	(3,210)
	•				
	TOTAL ELISIDO		397 477	(370,937)	16,540
	TOTAL FUNDS		387,477	(3/0,93/)	10,340
		•			

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

15. MOVEMENT IN FUNDS - continued

Comparatives for movement in funds

		Net movement	At
	At 6.4.21 £	in funds £	5.4.22 £
Unrestricted funds	£	a.	
General fund	202,360	71,878	274,238
Restricted funds			
Fixed assets and amphitheatre	60,978	(3,210)	57,768
TOTAL FUNDS	263,338	68,668	332,006
Comparative net movement in funds, included in t	he above are as follows:		
	Incoming resources	Resources expended	Movement in funds
Comparative net movement in funds, included in t	Incoming		
	Incoming resources	expended	in funds
Comparative net movement in funds, included in t	Incoming resources £	expended £ (325,642)	in funds £ 71,878
Comparative net movement in funds, included in tune of the second of the	Incoming resources £	expended £ (325,642) (3,210)	in funds £
Comparative net movement in funds, included in to the second seco	Incoming resources £	expended £ (325,642)	in funds £ 71,878
Comparative net movement in funds, included in to the comparative net movement in funds, included in the comparative net movement in funds.	Incoming resources £ 397,520	expended £ (325,642) (3,210)	in funds £ 71,878

Fixed Assets Amphitheatre

This fund consists of donations received and income from fundraising events specifically for the construction of the amphitheatre.

The cost of the amphitheatre is written off over the length of the lease, 25 years

Komedia Productions

Allocation of tickets to certain groups.

Designated Fund.

A designated fund has been set up for future costs of seating replacement and resin paving.

NOTES TO THE FINANCIAL STATEMENTS - continued FOR THE YEAR ENDED 5 APRIL 2023

16. OTHER FINANCIAL COMMITMENTS

At 5 April 2023 the charity had annual commitments under non-cancellable operating leases as follows:

		202	
Evniry date			
CAUIIV GIAC		202	J 2022
Lapity date			-
In over 5 years			
THEOVEL DIVERTS			

17. RELATED PARTY DISCLOSURES

There were no related party transactions for the year ended 5 April 2023.

18. ULTIMATE CONTROLLING PARTY

Ultimate control lies with the trustees.