

We believe that by changing law we can transform the planet around us

- 04 The year in brief
- 07 A word from our Chair and CEO

Our programme areas

- 08 Environmental law and justice
- 10 Biodiversity
- 14 Climate and energy
- 18 Health and the environment
- 22 Climate and forests
- 24 Corporate transparency

Annual accounts

- 26 Trustees' statement
- 28 Independent auditor's statement
- 29 Financial summary

Thank you...

30 To our supporters and team



Our unique position as Europe's leading experts on environmental issues continues to gain recognition



We launched the Declaration of Young People's Rights to a Healthy Planet with the Zoological Society of London at Selfridges department store in London, to help the next generation demand change from the world's leaders.



In 2011 we continued our rapid expansion while broadening and deepening work in our existing programmes. Our unique position as Europe's leading legal experts on environmental issues continues to gain recognition. This has been reflected in our support; our income rose by 60 per cent in 2011. We have invested this in growth (we increased our office space, employed more staff and officially launched our Polish office) and in strengthening our infrastructure.

January 2011

In January we opened the doors to our Polish office and launched a report providing advice on how to protect Poland's remarkable and fragile biodiversity. Our Warsaw team is also working to support Poland's transition to a sustainable, low-carbon energy future.



January also saw the launch of our report on the mislabelling of seafood products in the UK. We brought the UK's major supermarkets into a coalition working to achieve sustainable seafood sourcing. We continue to support Hugh Fearnley-Whittingstall's Fish Fight campaign with scientific, legal and campaign advice. The 760,000 people who signed up to the campaign demonstrate the public appetite for ensuring resilient seas and sustainable fishing practices. We published a series of legal and scientific briefings explaining how this can be achieved through radical and effective reform of Europe's common fisheries

April

In April we opened the European Union Aarhus Centre, a body dedicated to promoting environmental justice and citizens' rights within the EU. We successfully took the European Food Safety Authority to the European Court of Justice for withholding information about pesticides in food – a victory for consumers and a breakthrough for access to information.



May

Our forest team continued its work against global deforestation through advocacy around the EU Timber Regulation, public procurement law, and laws compelling increased demand for bioenergy. We have begun working with African forest communities to improve forest governance and made a significant impact on debates in Durban on the content and role of social and environmental safeguards for REDD+ (REDD+ aims to reduce emissions from deforestation as part of the United Nations Framework Convention on Climate Change).

August

We submitted the first ever environmental 'friend-of-the-court' brief by a European organisation in a U.S. environmental legal case, launched a comprehensive legislative model for the UK's Green Investment Bank in the UK Parliament, and challenged the Spanish Government on its artificial support for its coal industry.

December

In December we rounded off the year in the UK's High Court. Our judicial review of Defra's plans for tackling air pollution forced the Government to admit that they are breaching laws put in place to protect people's health.



4 ClientEarth Annual Review 2011 ClientEarth Annual Review 2011



Six years ago, we put together a business plan for establishing the first public interest law charity in Europe. Public interest means the people's general welfare and well being – something in which the populace as a whole has a stake. Law represents the mores by which a civil society wishes to live and be governed. ClientEarth is the people's law group acting on behalf of and representing the people's environmental values.

Yes, public interest law is about litigation when needed - we have had wins in court in Poland and at EU level in 2011 - but ClientEarth demonstrates that it is about far more than that.

This year we had successes in parliaments in Brussels, London and Warsaw. We built a unique coalition of supermarkets in the UK to improve the sustainability of fisheries. We were deeply involved in efforts to create a UK Green Investment Bank. We began to work on forest issues in Central Africa. Our reputation also grew, and more law and policy makers, judges and NGOs came to trust our work and to turn to us for expertise. People are beginning to appreciate that we can turn policy into law, and that we then enforce it.

It's also important for us to highlight the less sexy but ultimately essential attention to business management that took place in 2011. We strengthened our finance, development and communications teams and had the entire staff participate in articulating our vision, mission and values.

Our work in building the organisation continues to keep pace with our extraordinary growth rate. We added a substantial number of new staff to our team across Europe and a new office in Warsaw, Poland. We expect our growth rate to continue in 2012 and we are ready for this growth. We are ready to bring our skills to the issues, and the power of the law to addressing the foremost problems of our time.

ClientEarth has grown into a highly professional legal non-profit group that passes the test and earns the trust of its supporters. It accomplishes extraordinary work with the passion of good that it represents. Well done ClientEarth!

Winsome McIntosh

Chair of the Board of Trustees

Shurme Mc Sutole

James Thornton





Biodiversity

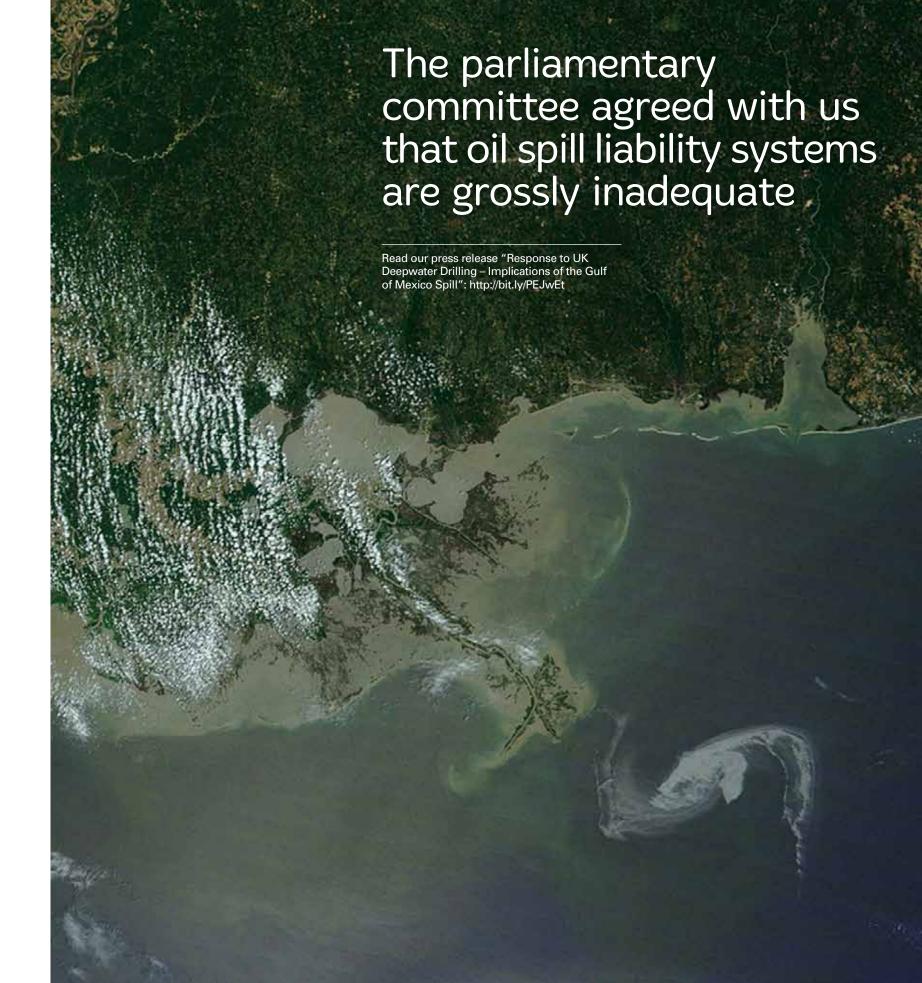
Our collaboration with Fish Fight also led us to put together a letter-writing campaign urging UK citizens to write to their MPs calling on them to support an Early Day Motion (EDM) in the House of Commons. The EDM, which we wrote in collaboration with our patron Zac Goldsmith MP allowed us to put together a common fisheries policy motion to the House which was passed by the politicians. Our EDM attracted the second highest number of MP's signatures of any EDM in the parliamentary session.

Revision of Europe's disastrous common fisheries policy (CFP) also began in earnest in 2011. In July, Fisheries Commissioner Maria Damanaki announced the European Commission's proposal for a new CFP, saying: "75 per cent of EU fish stocks are still overfished... if we don't make structural changes to the way we do business now, we will lose one fish stock after the other." ClientEarth immediately looked at the scientific and legal ways in which the proposal could be strengthened to stop overfishing, and we have been working to help Europe's parliamentarians get it right and continue to do so into 2012.

The vear ended with further collaboration with Fish Fight, when we enabled the public to write to their elected officials. This time over 60,000 e-mails were sent to Members of the European Parliament, letting them know that their constituents care about the future of fish and urging them to vote. Look out for further collaboration like this in 2012.

Oil spill liability

In January, the UK Parliament's Energy and Climate Change Committee released a report looking at the implications of the Gulf of Mexico oil spill. ClientEarth gave evidence to them in 2010. The parliamentary committee agreed with us that oil spill liability and compensation systems across Europe are grossly inadequate and that taxpayers would have to pick up the bill in future spills. In May, we made detailed submissions to the European Commission's consultation on the EU's legal framework for oil drilling, and at the end of the year saw a number of our suggestions reflected in the Commission's proposals for a new offshore safety and environmental protection law.





Programme areas Climate and energy

In September 2010, the European Commission declared to be legal Spanish subsidies for power stations using domestic coal. This decision could open the door for other Member States to prop up their coal sectors at the expense of progress on climate change. We applied to intervene in five cases at the EU General Court to present the environmental side of the case. These cases will progress in 2012.

F-gases, found in products such as refrigerators and air-conditioning units, have a severe effect on climate change but their effects are short lived; limiting their use could achieve swift and meaningful gains in Europe's efforts to tackle climate change. We published a report showing how cost-effective regulation of these 'supergreenhouse gases' could mitigate the equivalent of five billion tonnes of carbon dioxide.

We also presented legal research to a high level gathering of stakeholders, successfully demonstrating how the EU could introduce measures to reduce greenhouse gas emissions from maritime shipping in line with EU and international law. The Commission recognised our contribution demonstrating the legality of EU action and our work has cleared the way to deal with international shipping's climate-forcing emissions.

Green Investment Bank

According to our partner organisation Transform UK, our legal and policy work was 'crucial' to securing a government commitment to establishing the Green Investment Bank in legislation. We showed that the Green Investment Bank needs to be set in legislation to secure its independence, permanence and to instil investor confidence for the future. We developed detailed legislative proposals to show how it can be done. We launched this in a report in the House of Commons where our director of programmes, Karla Hill, made a speech alongside the UK's first Green Party MP, Caroline Lucas. The Government is drafting legislation to be released in 2012.

Sustainable energy future in Poland

Starting in January we worked with the Polish climate coalition to promote ambitious national action on energy efficiency in the Polish parliament, and achieved some important success with improvements to the Polish Energy Efficiency Act 2011.

In June, the Polish government adopted legislation with the aim of securing valuable free emissions allowances for its power sector in breach of EU and national law. We brought a series of legal challenges when Polish authorities subsequently issued greenhouse gas emissions permits to 13 ineligible, unbuilt coal fossil fuel power plant projects. On behalf of a group of NGOs, we also submitted a complaint to the European Commission about Poland's incorrect transposition of the EU emissions trading scheme directive. After extensive investigations in Poland, we submitted 100s of pages of evidence to the Commission demonstrating that the projects do not satisfy legal criteria for free allowances. The cases will be decided in 2012.

We have also raised concerns about failures to properly assess the environmental impacts of projects. In September, we challenged the granting of a pollution permit for the proposed Polnoc power station before the Ministry for Environmental Protection. The Ministry agreed that the plant would pollute the protected Vistula River and that the proper environmental assessments had not been carried out before the permit was issued. This was upheld by the Polish administrative court.

This work also led to our first Polish court victory (in January 2012) where our staff lawyer successfully argued that another proposed coal power plant at Opole had not been adequately assessed for its carbon capture readiness, in contravention of the law. This decision sends a clear message to investors in new fossil fuel power stations that they must consider future carbon emissions and carbon capture and storage before they proceed. Through our work on these issues we hope to help drive investment in this important EU Member State towards a more sustainable energy future.

Friends of the U.S. Court

In August, we submitted the first amicus curiae (friend-of-court) brief by a European organisation in a U.S. environmental court case. It will be heard in a series of legal challenges brought by U.S. fossil fuel industries and others against the Environmental Protection Agency (EPA) over its regulation of carbon pollution. Our brief highlighted that greenhouse gases from the U.S. contribute to harmful consequences in the EU and the rest of the world (the transboundary harm implications of the case), and secondly, that the EU has regulated greenhouse gases since around 2005 while maintaining a position of economic strength.







Toxics

We don't believe that pesticides harmful for human health and the environment should be allowed in the EU. We are fighting to ensure this with greater transparency in the EU's scientific committees and agencies. We are also working to help people understand more about the chemicals and dangerous substances they are exposed to in everyday products, a continuing priority for us moving forward.

Our work in 2011 successfully made the European Food Safety Authority (EFSA), the European Chemicals Agency (ECHA) and the European Commission more transparent. We have done this with the strategic use of access to document requests, so that "confidential" information is made available.

After we launched a court case against the ECHA for access to the names of chemical substance producers, the agency is now making them public. We built on this by pushing for more information on chemicals through a number of strategic access-to-documents requests.

We have defended citizens' right to be informed about the implementation of the REACH Regulation (the law for the Registration, Evaluation, Authorisation and restriction of CHemicals) by obtaining and publishing the reports submitted by all EU Member States to the European Commission. We obliged the EFSA to hand over documents related to its decision making process and this informed legal proceedings we brought in front of the European Court of Justice.





Annual accounts Annual accounts

Trustees' statement

Financial review

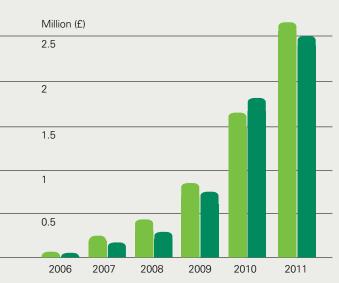
During the year ended 31 December 2011 the charity received income of £2,624,442, which represents a 60% increase on the previous year (31 December 2010 £1,639,444). Restricted funding rose by 108.99% to £1,046,649, while unrestricted funding rose by 38.57% to £1,577,793. The financial position of the charity at the year end improved considerably on the previous year. Careful cashflow management has resulted in total assets held of £376,157 at 31 December 2011 – a 60.51% increase on 31 December 2010 (£234,352). At the balance sheet date, unrestricted funds were £148,668, an increase of 23.79% on 2010 (£120,096). Restricted funds increased by 99.10% to £227,489 at the balance sheet date.

Operating capital

Several of the charity's major grants are paid partly or entirely in arrears, presenting significant challenges to cashflow. The main priority for the Trustees during 2011 has been to increase the charity's level of capital available to cover cashflow needs - the operating capital. At the year end, the net current assets of the charity had increased by 81.65% on the prior year to £340,341.

Rise in income and expenditure





Reserve policy

The challenge in building reserves has been that the charity is still only in its fifth year of operations, and it has experienced extremely rapid growth, largely made possible by restricted funding. The Trustees have established a policy whereby unrestricted funds not committed or invested in tangible fixed assets (the free reserves) held by the charity should ideally be four to six months' operating costs as budgeted for a given year. For 2011 this equates to between £827.546 and £1.241.318. At the balance sheet date the free reserves of the charity were £112,852, an increase of 54.4% on the prior year. The reserves held are below the target level, and it is the aim of the Trustees to grow the charity's free reserves over the coming years.

Risk management

The Trustees have examined the major strategic, business and operational risks which the organisation faces, and confirm that systems have been established to enable necessary steps to be taken to minimise these risks.

On behalf of the Directors and Trustees of ClientEarth 28 March 2012

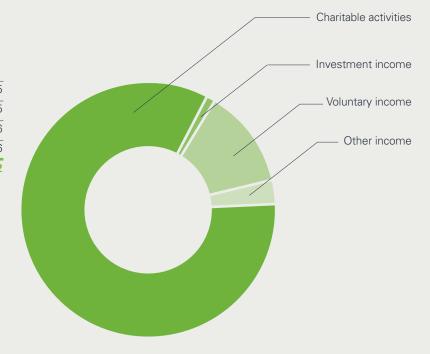


M. Christina Robert

For a full version of our Annual accounts please download a PDF version at www.clientearth. org/reports/annual-trusteesreport-2011.pdf

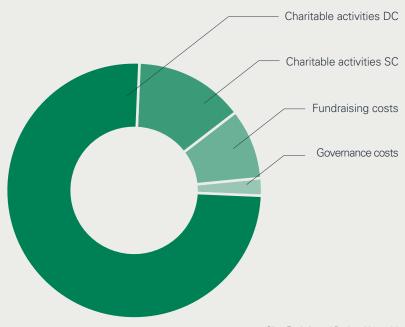
Financial overview

Income	
Charitable activities	£2,271,185
Investment income	£15
Voluntary income	£347,246
Other income	£5,996
	£2,624,442



Expenditure

	£2,482,637
Governance costs	£6,002
Fundraising costs	£224,592
Charitable activities – support costs	£368,503
Charitable activities – direct costs	£1,883,540



26 ClientEarth Annual Review 2011 ClientEarth Annual Review 2011 27 Annual accounts

Annual accounts

Independent auditor's statement

We have audited the financial statements of ClientEarth for the year ended 31 December 2011 which comprise the consolidated Statement of Financial Activities, the Group Summary Income and Expenditure Account, the Group and Parent Charitable Company Balance Sheets. The financial reporting framework that has been applied in their preparation is applicable law and United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice).

This report is made solely to the charity's Members, as a body, in accordance with Chapter 3 of Part 16 of The Companies Act 2006 and to the charity's trustees, as a body, in accordance with Section 151 of the Charities Act 2011 and regulations made under Section 154 of that Act. Our audit work has been undertaken so that we might state to the charity'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 charity and the charity's Members as a body, for our audit work, for this report, or for the opinions we have formed.

Respective responsibilities of trustees and auditors

As explained more fully in the statement of trustees' responsibilities, the trustees, who are also the directors of ClientEarth for the purposes of company law, are responsible for the preparation of the accounts and for being satisfied that they give a true and fair view. We have been appointed auditor under the Companies Act 2006 and Section 151 of the Charities Act 2011 and report in accordance with those Acts. Our responsibility is to audit and express an opinion on the financial statements in accordance with applicable law and International Standards on Auditing (UK and Ireland). Those standards require us to comply with the Auditing Practices Board's Ethical Standards for Auditors.

Scope of the audit of the accounts

An audit involves obtaining evidence about the amounts and disclosures in the accounts sufficient to give reasonable assurance that the accounts are free from material misstatement, whether caused by fraud or error. This includes an assessment of: whether the accounting policies are appropriate to the charity's circumstances and have been consistently applied and adequately disclosed; the reasonableness of significant accounting estimates made by the trustees; and the overall presentation of the accounts. In addition, we read all the financial and non-financial information in the Trustees' Annual Report to identify material inconsistencies with the audited accounts. If we become aware of any apparent material misstatements or inconsistencies we consider the implications for our report.

Opinion on accounts

In our opinion the accounts

- give a true and fair view of the state of the group's and the parent charitable company's affairs as at 31 December 2011 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; and
- have been prepared in accordance with the requirements of the Companies Act 2006 and the Charities Act 2011.

Opinion on other matter prescribed by the Companies Act 2006

In our opinion the information given in the Trustees' Report for the financial year for which the accounts are prepared is consistent with the accounts.

Matters on which we are required to report by exception

We have nothing to report in respect of the following matters where the Companies Act 2006 and the Charities Act 2011 requires us to report to you if, in our opinion:

- the parent charitable company has not kept adequate and sufficient accounting records, or returns adequate for our audit have not been received from branches not visited by us; or
- the parent charitable company financial statements 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; or
- the trustees were not entitled to prepare the financial statements in accordance with the small companies regime and take advantage of the small companies exemption in preparing the Trustees' Annual Report.

Julie Piper, for and on behalf of Arram Berlyn Gardner Chartered Accountants 29th March 2012

Financial summary	Unrestricted funds	Restricted funds	Total 2011 £	Total 2010 £
Incoming resources from generated funds	_	_	_	_
Voluntary income Investment income	347,246 15	-	347,246 15	119,282 38
investment income				
	347,261	-	347,261	119,320
Incoming resources from charitable activities	1,224,536	1,046,649	2,271,185	1,515,012
Other incoming resources	5,996	-	5,996	5,112
Total incoming resources	1,577,793	1,046,649	2,624,442	1,639,444
Resources expended				
Costs of generating funds				
Costs of generating grants	224,592		224,592	92,635
Net incoming resources available	1,353,201	1,046,649	2,399,850	1,546,809
Charitable activities				
Charitable activities	1,318,627	933,416	2,252,043	1,698,382
Governance costs	6,002	-	6,002	4,760
Total resources expended	1,549,221	933,416	2,482,637	1,795,777
Net income/(expenditure) for the year/ Net movement in funds	28,572	113,233	141,805	(156,333)
Fund balances at 1 January 2011	120,096	114,256	234,352	390,685
Fund balances at 31 December 2011	148,668	227,489	376,157	234,352

The statement of financial activities also complies with the requirements for an income and expenditure account under the Companies Act 2006.

2010	2011	£	Consolidated balance sheet
-	_	_	Fixed assets
	35,816		Tangible assets
			Current assets
427,255		486,471	Debtors
130,229		270,812	Cash at bank and in hand
557,484		757,283	
(370,122)		(416,942)	Creditors: amounts falling due within one year
	340,341		Net current assets
	376,157		Total assets less current liabilities
	227 /189		Income funds Restricted funds
	148,668		Unrestricted funds
	376,157	·	
	427,255 130,229 557,484	\$\frac{\fin}}}}}}{\frac}\frac{	f f 35,816 486,471 270,812 427,255 130,229 757,283 557,484 (416,942) (370,122) 340,341 376,157 227,489 148,668 148,668

The accounts were approved by the Board on 29th March 2012 by M. Christina Robert Company Registration No. 2863827

28 ClientEarth Annual Review 2011 ClientEarth Annual Review 2011 29

Thank you to our supporters and team...

It is impossible to list all the people who give their time and money to ClientEarth so generously, but there are a few individuals and organisations we would like to say a special thank you to for all their support over the last year.

Funders in 2011

The Adessium Foundation The Arcadia Fund Mr Simon Birkett The Bromley Trust The City Bridge Trust The Climate and Land Use Alliance Coldplay The David and Lucile Packard Foundation

DG Development (European Commission) DG Environment (European Commission) Esmée Fairbairn Foundation

The European Climate Foundation The Global Greengrants Fund

The Holly Hill Trust

J M Goldsmith Foundation The Kenneth Miller Trust

The McIntosh Foundation

The Oak Foundation

The Sigrid Rausing Trust

Synchronicity Earth

Mr Henry Tinsley The Walton Family Foundation

Mr Steuart Walton

Patrons

Coldplay Zac Goldsmith

Trustees

Winsome McIntosh (Chair) Brian Eno Phil Harvey Stephen Hockman Harvey Jones Michael A McIntosh Christina Robert Martin Stanley Henry Tinsley Steuart Walton **Emily Young**

Staff

Alan Andrews Amy Armstrong-Evans Maria Arnold Anaïs Berthier Vito Buonsante Patricia Del Rio Nathalie Faure Saleta Gayoso Monika Giemela Krista Goad Mike Haines Flizabeth Hiester Karla Hill Heather Kingsley David Holyoake Sebastien Korwin Ludwig Krämer Julie Langevin George Leigh Rosalba Leonelli Feia Lesniewska Sandy Luk

James Thornton, CEO

Janet Meissner Pritchard Katie Miller Giuseppe Nastasi Klaudia Nowak Rose Orlik Melissa Pritchard Daniela Rey Ugo Ribet Linda Rivera Josh Roberts Rob Ryan Marcin Stoczkiewicz Dawid Sześciło Marta Toporek Emily Unwin Liane Veitch Lora Verheecke Ed Walker Catherine Weller Susie Wilks Marie-Claire Yeo Daria Zebrowska

Image credits

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Mountain Peaks

Stock.xchng

Palais de Justice Brussels

Jason Kravitz / iStockphoto

Palamós 1

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Oil Spill NASA Goddard

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14 Strip Mine Excavator 3

Tomasz Kobosz / Stock.xchng

17 Vistula River

Magda Prokopowicz / Stock.xchng

18 Trafalgar Square

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Honey bees, Apis mellifera, on honeycomb

Simon Fraser / Science Photo Library

Lake Volta, satellite image

Planetobserver / Science Photo Library

24 Dome in the Reichstag

Linda6 / Stock.xchng

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