
STATUTORY INSTRUMENTS

2021 No. 1290

CUSTOMS

**The Free Zone (Customs Site No. 1
Teesside) Designation Order 2021**

Made - - - - 19th November 2021

The Treasury, in exercise of the powers conferred by section 100A of the Customs and Excise Management Act 1979⁽¹⁾, make the following Order.

Citation and interpretation

1.—(1) This Order may be cited as the Free Zone (Customs Site No. 1 Teesside) Designation Order 2021.

(2) In this Order—

- (a) a reference to an area “shown edged and hatched in red” on a map is a reference to the hatched area extending up to the red edging, but not including the red edging itself;
- (b) “customs obligation” has the same meaning as given in regulation 2 of the Customs (Import Duty) (EU Exit) Regulations 2018⁽²⁾;
- (c) “HMRC” means Her Majesty’s Revenue and Customs;
- (d) “HMRC officer” means an officer of Revenue and Customs;
- (e) “the Special Procedures Regulations” means the Customs (Special Procedures and Outward Processing) (EU Exit) Regulations 2018⁽³⁾.

Period of effect of Order

2. This Order has effect for a period of 10 years beginning with the day after the date on which it is made.

(1) 1979 c. 2. Section 100A was inserted by section 8 of, and Schedule 4 to, the Finance Act 1984 (c. 43).

(2) S.I. 2018/1248, as amended by S.I. 2020/1449. There are other amending instruments, but none are relevant.

(3) S.I. 2018/1249, as amended by S.I. 2021/1156 which inserts regulations 18A-18L. There are other amending instruments, but none are relevant.

Designation of area as free zone

3. The area shown edged and hatched in red on the map entitled “Customs Site No. 1 Teesside” dated July 2021⁽⁴⁾ is designated as a free zone.

Appointment of responsible authority

4. The responsible authority for the free zone is Casper Shipping Limited whose registered office is Tees Wharf, Dockside Road, Middlesbrough, Cleveland, TS3 6AH.

Conditions imposed on responsible authority

5. The responsible authority must—

- (a) keep separate accounts in respect of its role as responsible authority for the free zone;
- (b) maintain a system for the keeping, preserving or updating of records required to be kept, preserved or updated by the responsible authority in accordance with regulation 44 (record keeping) of the Special Procedures Regulations;
- (c) make any records for which the responsible authority is responsible relating to the free zone and the activities carried on in it, available for inspection, access (including electronic) and copying for removal by an HMRC officer, at an office in the free zone or other agreed place;
- (d) provide to any person authorised by the Treasury such information in connection with the free zone and the operation of it (which may include copies of the records referred to in paragraphs (b) and (c)) as that person may reasonably require;
- (e) ensure that the area referred to in article 3 is enclosed and that entry and exit is permitted only at the points marked as access points on the map;
- (f) provide, free of expense to the Crown, such accommodation and facilities including furniture, fittings and equipment as the Commissioners⁽⁵⁾ may reasonably require which must be properly maintained, heated, lighted, ventilated and kept clean by the responsible authority;
- (g) provide, free of expense to the Crown, such area of land within the free zone as the Commissioners may reasonably require for the examination of goods and vehicles;
- (h) provide and maintain, free of expense to the Crown, any appliances and other facilities which the Commissioners may reasonably require to enable an account to be taken of any goods or make any examination or search;
- (i) comply with any requirement imposed by an HMRC officer under regulation 18E(9) (control of other activities in free zones by responsible authorities) of the Special Procedures Regulations;
- (j) take reasonable steps to ensure that no unauthorised activity is carried out in the free zone;
- (k) take reasonable steps to ensure that any goods specified in a notice made under regulation 18C(2) (free zone businesses – conditions) of the Special Procedures Regulations are not brought into the free zone;

(4) The map marked “Customs Site No. 1 Teesside” and dated July 2021 is available electronically at <https://www.gov.uk/government/publications/map-of-teesside-freeport-customs-site>. This site is contained within the area designated as a freeport tax site (known as the Teesside Freeport Teesworks West Tax site) by regulation 2(1)(c) of S.I. 2021/1194. A person unable to access the document electronically can arrange access to a hard copy by inspection free of charge at 1 Horse Guards Road, London, SW1A 2HQ.

(5) The “Commissioners” are defined in section 1 of the Customs and Excise Management Act 1979.