

2024 No. 71

INCOME TAX

CORPORATION TAX

STAMP DUTY LAND TAX, ENGLAND

**The Designation of Special Tax Sites (Humber Freeport)
Regulations 2024**

<i>Made</i>	- - - -	<i>22nd January 2024</i>
<i>Laid before the House of Commons</i>		<i>23rd January 2024</i>
<i>Coming into force</i>	- -	<i>13th February 2024</i>

The Treasury make the following Regulations in exercise of the powers conferred by section 113 of the Finance Act 2021^(a).

The areas designated by these Regulations are either situated in a freeport or considered by the Treasury as being used, or likely to be used, for purposes connected with activities carried on, or likely to be carried on, in a freeport^(b).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Designation of Special Tax Sites (Humber Freeport) Regulations 2024 and come into force on 13th February 2024.

(2) In these Regulations, 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.

(a) 2021 c. 26. Section 113 was amended by section 331 of, and paragraph 19 of Schedule 23 to, the Finance (No. 2) Act 2023 (c. 30).

(b) “Freeport” is defined in section 113(5) of the Finance Act 2021 (“FA 2021”). The relevant freeport for this designation is the area known as the “Humber Freeport”, which is identified edged in blue on the map entitled “Humber Freeport Outer Boundary” and dated 17th November 2023, published with the consent of the Treasury for the purposes of section 113 of FA 2021. The map is available electronically at <https://www.gov.uk/government/publications/maps-of-uk-freeports>. 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.

Designation of special tax site

2.—(1) The areas shown edged and hatched in red on the map entitled “Goole Tax Site” and dated 11th September 2023(a) are designated as special areas(b) for the purposes referred to in section 113(1)(a), (b) and (c) of the Finance Act 2021.

(2) The designation made by paragraph (1) takes effect on 13th February 2024.

22nd January 2024

Scott Mann
Joy Morrissey
Two of the Lords Commissioners of His Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations designate areas, known as “special tax sites”, as special areas for the purposes of Parts 2 (plant and machinery allowances) and 2A (structures and buildings allowances) of the Capital Allowances Act 2001 (c. 2) (“CAA 2001”) and Part 4 (stamp duty land tax) of the Finance Act 2003 (c. 14) (“FA 2003”).

Section 450 in Part 2 of CAA 2001 provides that expenditure incurred by a company on the provision of plant and machinery for use in a special tax site qualifies for enhanced capital allowances if certain conditions are met.

Section 270BNA in Part 2A of CAA 2001 provides that expenditure incurred on non-residential structures and buildings situated in a special tax site qualifies for an enhanced annual rate of structures and buildings allowances if certain conditions are met.

Section 61A in Part 4 of and Schedule 6C to FA 2003 provides for relief from stamp duty land tax for acquisition of land situated in a special tax site if certain conditions are met.

A Tax Information and Impact Note covering this instrument was published on 3rd March 2021 alongside Spring Budget 2021 and is available on the website at: <https://www.gov.uk/government/publications/designation-of-freeport-tax-sites/designation-of-freeport-tax-sites>. It remains an accurate summary of the impacts that apply to this instrument.

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- (a) The map entitled “Goole Tax Site” and dated 11th September 2023 is available electronically at <https://www.gov.uk/government/publications/maps-of-humber-freeport-tax-sites>. 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. The area designated is known as the “Goole Tax Site”.
- (b) Areas so designated are known as “special tax sites” under section 113(3) of FA 2021.

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