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COMPANY LIMITED
TRITHUCVIET

PROFESSIONAL NEWSLETTER
FOR JULY 2026

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2. Decree No. 253/2026/ND-CP dated 30 June 2026 guiding the Law on Personal Income Tax (Issued on: 30 June 2026; Effective from: 01 July 2026)

3. Decree No. 255/2026/ND-CP dated 30 June 2026 on tax administration of related-party transactions conducted by enterprises having related-party relationships (Issued on: 30 June 2026; Effective from: 01 July 2026)

4. Circular No. 90/2026/TT-BTC dated 30 June 2026 on tax registration, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

5. Circular No. 87/2026/TT-BTC dated 30 June 2026 guiding the Law on Personal Income Tax and Decree No. 253/2026/ND-CP guiding the Law on Personal Income Tax, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

6. Circular No. 86/2026/TT-BTC dated 30 June 2026 on tax administration of exported and imported goods, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

7. Circular No. 84/2026/TT-BTC dated 30 June 2026 on VAT refunds for goods purchased in Vietnam by foreigners and overseas Vietnamese and carried out of Vietnam upon exit, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

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PART I: TAX POLICIES

1. Decree No. 252/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration (Issued on: 30 June 2026; Effective from: 01 July 2026)

- Tax debt thresholds for exit suspension

Under Article 28.1 of Decree No. 252/2026, exit suspension due to tax debts shall apply in the following five cases:

(1) Business individuals and household business owners subject to tax enforcement measures who have outstanding tax debts of VND 50 million or more and are 120 days overdue for payment.

(2) Beneficial owners or legal representatives of enterprises and cooperatives subject to tax enforcement measures who have outstanding tax debts of VND 500 million or more and are 120 days overdue for payment.

(3) Taxpayers who have abandoned their registered address and, after 120 days, have neither resumed operations at the registered address nor terminated their tax identification number.

(4) Foreign individuals who have outstanding overdue tax debts and have not yet fulfilled their tax obligations.

(5) Vietnamese citizens leaving Vietnam for permanent residence abroad who have outstanding tax debts.

The exit suspension shall be immediately lifted once the taxpayer's outstanding tax debt falls below the prescribed threshold (i.e., VND 50 million for individuals/household businesses and VND 500 million for enterprises/cooperatives), instead of requiring full payment of the outstanding tax debt before the exit suspension can be lifted, as previously provided under Decree No. 49/2025/ND-CP.

For foreign individuals and Vietnamese citizens leaving Vietnam, the exit suspension shall be immediately lifted once it is determined that the taxpayer has fulfilled their tax payment obligations or had the outstanding tax debt written off.

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1. Decree No. 252/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration (Issued on: 30 June 2026; Effective from: 01 July 2026)

-Automatic disclosure of information on taxpayers with tax debts overdue for more than 90 days

Under Articles 4.3(c) and 4.5(c) of Decree No. 252/2026, if more than 90 days have elapsed from the tax payment deadline or the deadline for compliance with an administrative decision on tax administration, and the taxpayer or guarantor fails to voluntarily comply, the Tax Administration Information System will automatically disclose information on taxpayers with outstanding tax debts on a monthly basis. Information relating to personal identification, personal information, and other relevant information of taxpayers will be masked or anonymized to ensure compliance with regulations on personal data protection and cybersecurity.

-E-commerce platform operators must pay tax on behalf of sellers

Under Articles 43, 44, and 45.2 of Decree No. 252/2026, e-commerce platform operators that provide online ordering and payment functions (both domestic and international) are responsible for withholding, declaring, and paying the withheld tax on behalf of sellers conducting sales through their e-commerce platforms as follows:

- ***For domestic sellers (household businesses and business individuals):***

→ Value-added tax (VAT): Withhold and pay tax on behalf of sellers based on each transaction generating domestic revenue of household businesses and business individuals.

→ Personal income tax (PIT): Withhold and pay tax on behalf of resident individuals based on both domestic and foreign revenue, and on domestic revenue of non-resident individuals.

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1. Decree No. 252/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration (Issued on: 30 June 2026; Effective from: 01 July 2026)

- ***For sellers that are foreign suppliers: Withhold and pay value-added tax (VAT) and corporate income tax (CIT) on their behalf.***

The withholding shall take place when the e-commerce platform confirms that the transaction has been successfully completed and accepts payment. The amount of tax shall be determined based on the applicable tax rate as a percentage of the revenue generated in Vietnam.

Where it is not possible to determine whether a transaction generating revenue through the e-commerce platform relates to goods or services, the highest applicable tax rate shall be applied.

The platform operator shall declare the withheld tax on a monthly basis and may offset the tax against transactions that are cancelled or returned. If the seller has had tax withheld and paid on their behalf by the platform, the seller is not required to re-declare and pay tax on that revenue.

-Tax Registration and Tax Declaration Deadlines

Articles 6.1 and 6.3 of Decree No. 252/2026 stipulate that the deadline for initial tax registration for taxpayers required to register directly with the tax authority is 10 working days from the date on which the tax registration obligation arises. For registration of an individual's dependents, the deadline is extended until 31 December of the relevant tax year.

Tax registration may be carried out electronically or automatically through the interconnected one-stop-shop mechanism.

Regarding tax declaration deadlines, Article 10 of Decree No. 252/2026 specifically provides as follows:

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1. Decree No. 252/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration (Issued on: 30 June 2026; Effective from: 01 July 2026)

Type of Tax Declaration	*Filing Deadline*
On each occurrence	No later than the 10th day from the date on which the tax obligation arises.
Monthly	No later than the 20th day of the following month.
Quarterly	The last day of the first month of the following quarter.
Annually	The last day of the first month of the following calendar year or the following fiscal year.
Annual tax finalization	The last day of the third month following the end of the fiscal year.
Individual directly filing personal income tax finalization	The last day of the fourth month following the end of the calendar year.
Termination, dissolution, bankruptcy, division, or merger	No later than the 45th day from the date of the relevant decision.

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2. Decree No. 253/2026/ND-CP dated 30 June 2026 guiding the Law on Personal Income Tax (Issued on: 30 June 2026; Effective from: 01 July 2026)

-Additional categories of taxable income:

- Income from e-commerce business activities and digital-platform-based business activities. (Article 7.6 of Decree No. 253/2026)
- Income from the transfer of national ".vn" domain names; transfer of greenhouse gas emission reduction results and carbon credits; and transfer of vehicle license plates won through auctions. These types of income shall be subject to a 5% tax rate on the transfer price. Taxable income is the portion of income exceeding VND 20 million received by the taxpayer for each transfer. (Articles 16.1, 16.2, 16.3, and 62.1 of Decree No. 253/2026)
- Income from the transfer of digital assets (including virtual assets, crypto assets, and other digital assets as prescribed by law) shall be subject to a 0.1% tax rate on the transfer price. (Articles 16.4 and 62.2 of Decree No. 253/2026)
- Housing rental expenses paid by an enterprise on behalf of an employee shall be included in the individual's taxable income based on the actual amount paid, but shall not exceed 15% of the total taxable income at the enterprise, excluding the housing rental amount. (Article 8.2(h) of Decree No. 253/2026)

-Medical, healthcare, education, and training expenses eligible for deduction when calculating PIT

Under Articles 49.2 and 49.3 of Decree No. 253/2026, resident individual taxpayers may deduct from taxable income, before calculating PIT on income from salaries and wages, eligible medical and healthcare expenses of up to VND 23 million per year, while education and training expenses may be deducted up to VND 24 million per year.

These deductions apply to expenses incurred for the taxpayer and their dependents, provided that the required invoices and supporting documents are available.

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2. Decree No. 253/2026/ND-CP dated 30 June 2026 guiding the Law on Personal Income Tax (Issued on: 30 June 2026; Effective from: 01 July 2026)

-Additional tax-exempt, non-taxable, and PIT-reduced items:

- ***For employees:***

→ Individuals who are high-quality digital technology industry personnel or high-tech personnel and earn income from projects or activities specified in Articles 41 and 42 of Decree No. 253/2026 shall be exempt from PIT for 5 years.

→ Employees shall not be subject to PIT on the portion of severance allowance or job-loss allowance exceeding the statutory amount, provided that such additional payment is specifically stipulated by the enterprise in its financial regulations, internal regulations, labor contract, or collective labor agreement. (Article 8.3(h) of Decree No. 253/2026)

→ Mid-shift and lunch allowances paid by employers to employees of up to VND 1.2 million per person per month shall not be subject to PIT. (Article 8.2(g) of Decree No. 253/2026)

→ Salary and wages paid to employees for unused leave days in accordance with labor laws shall be exempt from PIT. (Article 26.2 of Decree No. 253/2026)

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PPART I: TAX POLICIES

2. Decree No. 253/2026/ND-CP dated 30 June 2026 guiding the Law on Personal Income Tax (Issued on: 30 June 2026; Effective from: 01 July 2026)

- Additional tax-exempt, non-taxable, and PIT-reduced items:

- ***For investors:***

→ Income from the first transfer of issued greenhouse gas emission reduction results/carbon credits; interest from green bonds; and income from the first transfer of green bonds after issuance (purchased directly from the issuer) shall be exempt from tax. (Article 34 of Decree No. 253/2026)

→ Income from capital investment by individual investors in innovative start-up projects, founders of innovative start-up enterprises, and individual investors contributing capital to venture capital funds shall be exempt from tax. (Article 37 of Decree No. 253/2026)

→ Investors shall be exempt from PIT on income from the transfer of open-ended fund certificates if, at the time of sale, the investor has held such certificates for at least 02 years from the purchase date (including fund certificates purchased before 01 July 2026 but sold on or after 01 July 2026). (Article 43 of Decree No. 253/2026)

→ Dividends/profit distributions received by investors from securities investment funds and real estate investment funds shall be subject to a 50% reduction in PIT for 05 years, from 01 July 2026 to 30 June 2031. (Article 44 of Decree No. 253/2026)

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PPART I: TAX POLICIES

2. Decree No. 253/2026/ND-CP dated 30 June 2026 guiding the Law on Personal Income Tax (Issued on: 30 June 2026; Effective from: 01 July 2026)

-Increasing the threshold for 10% tax withholding on occasional income:

Article 50.2 of Decree No. 253/2026 increases the income threshold for salaries, wages, remuneration, and other payments subject to 10% PIT withholding from VND 2 million per payment to VND 5 million per payment for resident individuals who do not enter into an employment contract or enter into an employment contract of less than 03 months (including payments made to employees whose employment contracts have been terminated).

Where the estimated total taxable income of an individual, after applying family circumstance-based deductions, is below the taxable threshold, the individual may submit a commitment letter to the income-paying organization to temporarily avoid tax withholding.

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3. Decree No. 255/2026/ND-CP dated 30 June 2026 on tax administration of related-party transactions conducted by enterprises having related-party relationships (Issued on: 30 June 2026; Effective from: 01 July 2026)

The method for comparing related-party transaction prices with independent transaction prices, applicable from the 2026 corporate income tax (CIT) period, is as follows:

- Cases where the method of comparing related-party transaction prices with independent transaction prices is applied (hereinafter referred to as the comparable uncontrolled price method):

Taxpayers conducting related-party transactions involving each type of goods, tangible assets, or services with transaction terms and conditions that are commonly traded in the market or have prices publicly quoted on domestic and international goods or service exchanges; royalty payments for the exploitation of intangible assets; interest payments in lending and borrowing activities; or taxpayers conducting both independent transactions and related-party transactions involving products comparable in terms of product characteristics and contractual conditions.

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3. Decree No. 255/2026/ND-CP dated 30 June 2026 on tax administration of related-party transactions conducted by enterprises having related-party relationships (Issued on: 30 June 2026; Effective from: 01 July 2026)

- Principles of application:

- The comparable uncontrolled price method shall be applied based on the principle that there are no differences in product characteristics and contractual conditions between the independent transaction price and the related-party transaction price that have a material impact on the product price. Where there are differences that materially affect the product price, such material differences must be eliminated;

- Factors relating to product characteristics and contractual conditions that materially affect the product price include: the characteristics, quality, brand, and trademark of the product, as well as the scale and volume of the transaction; the contractual conditions for the supply and transfer of products; the quantity, delivery period, payment period, and other contractual terms and conditions; distribution and consumption rights relating to goods, services, and assets that affect their economic value; the market where the transaction takes place; and other factors affecting the product price, such as economic conditions and the functions performed by the taxpayer.

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PART I: TAX POLICIES

3. Decree No. 255/2026/ND-CP dated 30 June 2026 on tax administration of related-party transactions conducted by enterprises having related-party relationships (Issued on: 30 June 2026; Effective from: 01 July 2026)

- Method of determination:
  - The price of a product in a related-party transaction shall be adjusted based on the price of the product in an independent transaction or a value within the arm's length range of independent transactions involving comparable independent entities, in accordance with Decree No. 255/2026/ND-CP;
  - Where the product price is publicly quoted on domestic and international goods or service exchanges, the price of the product in the related-party transaction shall be determined based on the published price at a time and under transaction conditions that are comparable;
  - A taxpayer purchasing machinery and equipment from an overseas related party must maintain documents and supporting evidence demonstrating that the purchase price of the machinery and equipment complies with the arm's length principle at the time of purchase: for new machinery and equipment, the comparable price shall be the invoice price at which the related party purchased such machinery and equipment from an independent party; for used machinery and equipment, original invoices and supporting documents at the time of purchase must be available, based on which the value of the assets shall be re-determined in accordance with the prevailing regulations on the management, use, and depreciation of fixed assets.

- The result of determining the related-party transaction price shall constitute the taxable price for tax declaration and determination of the corporate income tax payable, but shall not reduce the taxpayer's tax obligations payable to the state budget.

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4. Circular No. 90/2026/TT-BTC dated 30 June 2026 on tax registration, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

21 Tax Registration Forms for Taxpayers

Under Circular No. 90/2026/TT-BTC, there are 21 tax registration forms for taxpayers, including:

Form No. 01-ĐKT: Tax Registration Declaration (For organizations subject to the issuance of a 10-digit tax identification number)

Form No. 02-ĐKT: Tax Registration Declaration (For dependent units, business locations, and other organizations directly incurring tax obligations subject to the issuance of a 13-digit tax identification number)

Form No. 03-ĐKT: Tax Registration Declaration (For household businesses and business individuals)

Form No. 04-ĐKT: Tax Registration Declaration (For foreign contractors, foreign subcontractors, and joint venture management boards)

Form No. 04.1-ĐKT: Tax Registration Declaration (For organizations and individuals withholding and paying tax on behalf of taxpayers)

Form No. 04.4-ĐKT: Tax Registration Declaration (For organizations authorized to collect tax)

Form No. BK01-ĐKT: List of subsidiaries and member companies

Form No. BK02-ĐKT: List of dependent units

Form No. BK03-ĐKT: List of business locations

Form No. BK04-ĐKT: List of foreign contractors and foreign subcontractors

Form No. BK04.1-ĐKT: List of contracts of foreign contractors and foreign subcontractors paying tax through Vietnamese parties

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4. Circular No. 90/2026/TT-BTC dated 30 June 2026 on tax registration, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

Form No. BK05-ĐKT: List of petroleum contractors and investors
Form No. BK06-ĐKT: List of capital contributions by organizations and individuals
Form No. BK07-ĐKT: List of legal owners and beneficial owners of foreign companies having branches or representative offices in Vietnam
Form No. 05-ĐKT: Tax Registration Declaration (For non-business individuals directly registering for tax)
Form No. 05-ĐKT-TH: Consolidated Tax Registration Declaration for individuals earning income from salaries and wages (For income-paying organizations registering on behalf of authorized individuals)
Form No. 07/XN-NPT-TNCN: Declaration of individuals directly responsible for providing care and support
Form No. 20-ĐKT: Tax Registration Declaration (For individuals earning income from salaries and wages who directly register for tax and change dependent information)
Form No. 20-ĐKT-TH: Consolidated Tax Registration Declaration for dependents of individuals earning income from salaries and wages (For income-paying organizations registering or changing information on behalf of authorized individuals' dependents)
Form No. 06-ĐKT: Tax Registration Declaration (For diplomatic missions, consular offices, and representative offices of international organizations)
Form No. 01/NCCNN: Tax Registration Declaration (For foreign suppliers conducting business through e-commerce platforms and providing other services in Vietnam, registering through the Tax Administration Information System of the Vietnam Tax Department)

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PART I: TAX POLICIES

5. Circular No. 87/2026/TT-BTC dated 30 June 2026 guiding the Law on Personal Income Tax and Decree No. 253/2026/ND-CP guiding the Law on Personal Income Tax, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

Documentation for Determining Dependents Who Are Children of Taxpayers from 01 July 2026

(i) For biological children: A copy of the child's Birth Certificate or a copy of the Decision on recognition of the father, mother, and child relationship or a document issued by a competent authority certifying the parent-child relationship, and a copy of the child's Identity Card in cases where the child has been issued an Identity Card;

(ii) For adopted children: A copy of the child's Birth Certificate; a copy of the child's Identity Card in cases where the child has been issued an Identity Card; and a copy of the Decision recognizing the adoption/Certificate of adoption issued by a competent state authority;

(iii) For stepchildren of the wife or husband: A copy of the child's Birth Certificate; a copy of the child's Identity Card in cases where the child has been issued an Identity Card; and a copy of the taxpayer's Marriage Certificate or other documents issued by a competent authority proving the relationship with the wife's or husband's stepchild;

(iv) For children aged 18 or older who have lost civil act capacity or are persons with disabilities: In addition to documents proving the parent-child relationship corresponding to the cases specified in (i), (ii), and (iii), the documentation for determining the dependent must also include a copy of the Certificate of loss of civil act capacity as prescribed by law or a copy of the Certificate of Disability as prescribed by the law on persons with disabilities;

(v) For children studying at universities, colleges, professional secondary schools, or vocational training institutions, including children aged 18 or older studying at upper-secondary level (including the period awaiting examination results from June to September of Grade 12): In addition to documents proving the parent-child relationship corresponding to the cases specified in (i), (ii), and (iii), the documentation for determining the dependent must also include a copy of the student ID card, a declaration certified by the educational institution, or other documents proving that the child is studying at a university, college, professional secondary school, upper-secondary school, or vocational training institution.

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6. Circular No. 86/2026/TT-BTC dated 30 June 2026 on tax administration of exported and imported goods, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

Time Limits for Installment Payment of Outstanding Tax Debts on Exported and Imported Goods?
Circular No. 86/2026/TT-BTC provides regulations on the time limits for installment payment of outstanding tax debts on exported and imported goods?

On 30 June 2026, the Minister of Finance issued Circular No. 86/2026/TT-BTC on tax administration for exported and imported goods.
Accordingly, taxpayers with outstanding tax debts falling under Point b, Clause 2, Article 65 of Decree No. 252/2026/ND-CP may register for and commit to installment payment of their outstanding tax debts according to the following thresholds:

- From VND 500 million to less than VND 1 billion: The maximum installment payment period shall not exceed 03 months.
- From VND 1 billion to less than VND 2 billion: The maximum installment payment period shall not exceed 06 months.
- VND 2 billion or more: The maximum installment payment period shall not exceed 12 months.

The above installment payment period shall be calculated from the date on which the competent authority issues the approval document and must fall within the validity period of the guarantee letter.
If the installment payment period expires but the taxpayer has not yet fulfilled their obligations, including the outstanding tax debt and any late payment interest incurred, the guaranteeing credit institution shall be responsible for paying the entire outstanding amount on behalf of the taxpayer in accordance with Point b, Clause 2, Article 65 of Decree No. 252/2026/ND-CP.

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6. Circular No. 86/2026/TT-BTC dated 30 June 2026 on tax administration of exported and imported goods, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

Documents Required for the Application for Installment Payment of Outstanding Tax Debts:

The application for installment payment of outstanding tax debts shall include:

- A written request for installment payment of outstanding tax debts submitted by the taxpayer, using Form No. 17 in Appendix II or Form No. 47 in Appendix I issued together with Circular No. 86/2026/TT-BTC;
- A guarantee letter from a credit institution covering the amount of outstanding tax debts requested to be paid in installments. In the case of an electronic guarantee, the taxpayer is not required to submit the guarantee letter document.

Processing Time (from the date of receipt of a complete application)

- 01 working day: For applications handled by teams under the Customs Sub-Department.
- 02 working days: For applications falling under the authority of the Head of the Regional Customs Sub-Department or specialized units under the Customs Department.
- 03 working days: For applications falling under the authority of the Director of the Customs Department.

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7. Circular No. 84/2026/TT-BTC dated 30 June 2026 on VAT refunds for goods purchased in Vietnam by foreigners and overseas Vietnamese and carried out of Vietnam upon exit, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

VAT Refunds for Goods Purchased in Vietnam by Foreigners and Carried Out of Vietnam upon Exit?
Circular No. 84/2026/TT-BTC provides regulations on VAT refunds for goods purchased in Vietnam by foreigners and carried out of Vietnam upon exit?
On 30 June 2026, the Minister of Finance issued Circular No. 84/2026/TT-BTC on VAT refunds for goods purchased in Vietnam by foreigners and overseas Vietnamese and carried out of Vietnam upon exit.
Circular No. 84/2026/TT-BTC provides regulations on VAT refunds for goods purchased in Vietnam by foreigners and overseas Vietnamese and carried out of Vietnam upon exit, as prescribed in Clause 5, Article 29 of Decree No. 252/2026/ND-CP, including:

- Standards, documentation, and procedures for the selection, adjustment, and termination of enterprises eligible to sell goods subject to VAT refunds.
- Standards and procedures for the selection and termination of commercial banks acting as VAT refund agents; and the selection, suspension, and termination of VAT refund services at international airports and international seaports.
- Regulations on accessing, exchanging, and connecting information through the VAT Refund Management System for foreigners.
- Regulations on the locations for inspection of goods, inspection of invoices cum VAT refund declarations, and payment of VAT refunds.
- Regulations on the responsibilities and authority of relevant agencies, organizations, and individuals in implementing VAT refunds.

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PART I: TAX POLICIES

7. Circular No. 84/2026/TT-BTC dated 30 June 2026 on VAT refunds for goods purchased in Vietnam by foreigners and overseas Vietnamese and carried out of Vietnam upon exit, issued by the Minister of Finance (Issued on: 30 June 2026; Effective from: 01 July 2026)

Article 4 of Circular No. 84/2026/TT-BTC stipulates the rights and obligations of foreigners purchasing goods in Vietnam and carrying such goods out of Vietnam upon exit as follows:

(1) To be entitled to a VAT refund for goods satisfying the requirements specified in Clause 1 of Appendix IV to Decree No. 181/2025/ND-CP and carrying such goods out of Vietnam upon exit.

(2) To receive guidance and relevant information and documents necessary to fulfill their tax obligations and exercise their tax rights.

(3) To verify the information stated on the invoice cum VAT refund declaration prepared by the selling enterprise at the time of purchase.

(4) To bear legal responsibility for the accuracy, legality, and truthfulness of the passport or international travel document presented to the selling enterprise when making the purchase; and of the passport or international travel document, goods, invoice cum VAT refund declaration presented to the customs authority, and documents submitted to the commercial bank acting as the VAT refund agent upon exit.

(5) To submit the invoice cum VAT refund declaration and present the goods no later than 30 minutes before the departure of the aircraft or vessel for inspection by the customs authority.

(6) To file complaints or initiate lawsuits against administrative decisions or administrative acts relating to their lawful rights and interests; and to report violations of the law committed by customs officials, tax officials, and other relevant organizations or individuals in accordance with the law.

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PART II: ELECTRONIC INVOICE POLICIES

1. Decree No. 254/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration on electronic invoices and electronic documents (Issued on: 30 June 2026; Effective from: 01 July 2026)

- ***Expanded scope of entities required to use e-invoices generated from cash registers:***

Compared with the previous regulations, Article 6.1(c) of Decree No. 254/2026 adds several groups of businesses that sell goods or provide services directly to consumers and are required to use e-invoices generated from cash registers, including: shopping malls; supermarkets; retail businesses (excluding automobiles, motorcycles, motorbikes, and other motor vehicles); food and beverage services; restaurants; hotels; passenger transportation services; direct support services for road transportation; arts, entertainment, and recreation services; motion picture projection activities; and other personal services as prescribed under the Vietnam Standard Industrial Classification. However, if an economic organization, household business, or business individual has already registered to use e-invoices, it is not required to register for the use of e-invoices generated from cash registers.

-***Household businesses and business individuals earning income from real estate leasing are not required to issue e-invoices:***

Article 7 of Decree No. 254/2026 adds several cases in which household businesses and business individuals are not required to use e-invoices, including: income from providing digital information content products and services relating to entertainment, electronic games, digital films, digital images, digital music, and digital advertising to organizations and individuals overseas; acting as lottery agents, insurance agents, or multi-level marketing agents where the lottery, insurance, or multi-level marketing enterprise has already withheld tax in accordance with tax administration regulations. Notably, income from real estate leasing activities is not required to be invoiced by e-invoices.

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PART II: ELECTRONIC INVOICE POLICIES

1. Decree No. 254/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration on electronic invoices and electronic documents (Issued on: 30 June 2026; Effective from: 01 July 2026)

-E-invoices for transactions occurring at night may be issued on the following working day:
According to Article 9.5 of Decree No. 254/2026, where a transaction occurs during the night working period as prescribed by the 2019 Labor Code (i.e., from 10:00 p.m. to 6:00 a.m. the following day), but the seller does not have automated invoice issuance software, the invoice must be issued no later than the following working day.

-E-invoices are not required to be issued at the time of receiving a deposit for the performance of a service contract:
According to Article 9.2 of Decree No. 254/2026, for the provision of services, the time of invoice issuance is the time when the service is completed (including services provided to foreign organizations or individuals), regardless of whether payment has been received, or the time of payment if payment is received in advance or during the provision of the service.
However, a deposit paid to secure the execution or performance of a service contract in accordance with the Civil Code is not required to be invoiced at the time the deposit is received.

-Issuance of invoices where the buyer does not provide information:
According to the Appendix to Decree No. 254/2026, where the buyer does not provide their name, address, and personal identification number when purchasing goods or services, the seller must not leave the buyer's information blank when issuing the invoice, but must clearly state on the invoice: "Sold to consumer."
However, an invoice without buyer information or an invoice stating "Sold to consumer" shall not be valid for an organization, enterprise, household business, or business individual to use as a basis for accounting for expenses or tax finalization.

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PART II: ELECTRONIC INVOICE POLICIES

1. Decree No. 254/2026/ND-CP dated 30 June 2026 guiding the Law on Tax Administration on electronic invoices and electronic documents (Issued on: 30 June 2026; Effective from: 01 July 2026)

-Consumers reporting sellers for failure to issue e-invoices may be rewarded up to VND 10 million:
According to Article 41 of Decree No. 254/2026, where a consumer reports a seller for failing to issue and provide an e-invoice when selling goods or providing services, and the information provided is accurate and truthful, and the tax authority subsequently issues a decision imposing an administrative penalty for tax or invoice violations on the seller based on such report, the person making the report may be eligible for a reward of up to 10% of the administrative penalty imposed, or up to VND 10 million per case, whichever is applicable.

-Tax authority-printed invoices will cease to be valid from 01 July 2026:
According to Article 44.3 of Decree No. 254/2026, from 01 July 2026, all invoices printed by tax authorities will cease to be valid for use. If any such printed invoices remain unused, tax authorities, economic organizations, organizations, household businesses, and business individuals must destroy the invoices in accordance with the order and procedures prescribed by the Ministry of Finance.

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PART III: LABOR, SALARY AND INSURANCE POLICIES

1. Decree No. 283/2026/ND-CP dated 15 July 2026 on administrative penalties for violations in the fields of labor, social insurance, and Vietnamese workers working abroad under contracts (Issued on: 15 July 2026; Effective from: 10 September 2026)

On 15 July 2026, the Government issued Decree No. 283/2026/ND-CP stipulating administrative penalties for violations in the fields of labor, social insurance, and Vietnamese workers working abroad under contracts.

Accordingly, Decree No. 283/2026/ND-CP provides for administrative violations, forms and levels of penalties, remedial measures for administrative violations, authority to prepare administrative violation records, authority to impose administrative penalties, and the enforcement of administrative penalties and remedial measures in the following areas:

- Labor, including: employment, recruitment and labor management; working conditions and labor relations; occupational safety and hygiene; and employee representative organizations at the grassroots level;
- Social insurance;
- Vietnamese workers working abroad under contracts.

For example, Article 11 of Decree No. 283/2026/ND-CP stipulates penalties for violations of regulations on recruitment and labor management as follows:

- A fine ranging from VND 1,000,000 to VND 3,000,000 shall be imposed on an employer committing any of the following violations:
- Failing to declare the use of employees as prescribed;
- Collecting fees from employees participating in recruitment;
- Failing to fully record or enter information about employees in the labor management book from the date the employees commence work;
- Failing to present the labor management book when requested by a competent state management authority.

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PART III: LABOR, SALARY AND INSURANCE POLICIES

1. Decree No. 283/2026/ND-CP dated 15 July 2026 on administrative penalties for violations in the fields of labor, social insurance, and Vietnamese workers working abroad under contracts (Issued on: 15 July 2026; Effective from: 10 September 2026)

- A fine ranging from VND 5,000,000 to VND 10,000,000 shall be imposed on an organization or individual committing any of the following violations:

- Discrimination in employment, except for the discriminatory acts specified in Clause 1, Article 10; Point d, Clause 1, Article 19; Clause 2, Article 34; Clause 1, Article 40; and Point a, Clause 2, Article 41 of Decree No. 283/2026/ND-CP;
- Employing workers who have not undergone training or obtained a national occupational skills certificate for occupations or jobs that require trained workers or a national occupational skills certificate;
- Failing to report changes in the workforce as prescribed;
- Failing to establish a labor management book, establishing it after the prescribed deadline, or failing to ensure that it contains the basic information required by law.
- A fine ranging from VND 50,000,000 to VND 75,000,000 shall be imposed for any of the following acts: enticing, inducing, promising, making false advertisements, or using other fraudulent methods to deceive workers or recruit workers for the purpose of exploitation or forced labor, where the violation does not reach the level of criminal prosecution.

- Remedial measures

The employer shall be required to return to the employee any amount collected in connection with the violation specified in Point b, Clause 1, Article 11 of Decree No. 283/2026/ND-CP.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

1. Decree No. 274/2026/ND-CP dated 07 July 2026 guiding the Law on Bidding on investor selection for investment and business projects (Issued on: 07 July 2026; Effective from: 21 August 2026)

Eligible Entities for Incentives in the Selection of Investors for the Implementation of Business Investment Projects

On 07 July 2026, the Government issued Decree No. 274/2026/ND-CP guiding the Law on Bidding regarding the selection of investors for the implementation of business investment projects.

Accordingly, the entities eligible for incentives and the applicable incentive levels are as follows:

- Investors applying advanced technology, high technology, environmentally friendly technology, or the best available techniques to minimize environmental pollution for projects classified as having a high risk of adverse environmental impacts under environmental protection laws shall receive a 5% incentive when evaluating their bids.
- Investors committing to technology transfer or carrying out high-tech activities involving high technologies or high-tech products included in the List of High Technologies Prioritized for Investment and Development and the List of High-Tech Products Encouraged for Development issued by the Prime Minister in accordance with high-tech laws; or technologies included in the List of Technologies Encouraged for Transfer under technology transfer laws; or technologies included in the List of Strategic Technologies under high-tech laws, shall receive a 2% incentive when evaluating their bids.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

1. Decree No. 274/2026/ND-CP dated 07 July 2026 guiding the Law on Bidding on investor selection for investment and business projects (Issued on: 07 July 2026; Effective from: 21 August 2026)

- Investors that are science and technology enterprises; innovative start-ups and innovative start-up support organizations recognized by competent authorities; innovation centers; strategic technology enterprises; high-tech enterprises; enterprises manufacturing high-tech products; high-tech technology incubation facilities; and high-tech enterprise incubators in accordance with high-tech laws shall receive a 5% incentive when evaluating their bids;
- Foreign investors that commit to transferring technology to domestic investors or partners shall receive a 2% incentive when evaluating their bids.

When participating in the bidding process, investors must submit documents proving the application of advanced technology, high technology, environmentally friendly technology, or the best available techniques, as well as their lawful rights to use the technology, in accordance with regulations on high technology, technology transfer, environmental protection, and other relevant laws, in order to qualify for the above-mentioned incentives.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

2. Decree No. 248/2026/ND-CP dated 30 June 2026 guiding the Law on E-Commerce (Issued on: 30 June 2026; Effective from: 01 July 2026)

Rights and Obligations of Parties on E-Commerce Platforms from 01 July 2026

Accordingly, e-commerce platform operators shall publicly disclose the rights and obligations of the parties, ensuring compliance with the Law on E-Commerce, Decree No. 248/2026/ND-CP, and other relevant laws, including at least the following:

- Rights and obligations of e-commerce platform operators
- Issue, publicly disclose, and organize the implementation of operating conditions and transaction conditions;
- Develop and publicly disclose service standards and procedures for participating in activities on the platform;
- Collect service fees in accordance with the publicly disclosed pricing policy;
- Provide buyers with full information or a summary of the applicable promotional programs before they place an order;
- Ensure the safe and stable operation of the platform;
- Specify cases of suspension, termination, or restriction of seller and buyer accounts;
- Apply necessary measures to ensure information security, including the confidentiality of users' business secrets and consumers' personal information;
- Receive and resolve requests, feedback, and complaints from users;
- Monitor and prevent violations of the law; coordinate with and provide information and data at the request of competent state authorities.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

2. Decree No. 248/2026/ND-CP dated 30 June 2026 guiding the Law on E-Commerce (Issued on: 30 June 2026; Effective from: 01 July 2026)

Rights and obligations of sellers

- Sellers are entitled to register, maintain, suspend, or terminate their activities of selling goods or providing services; and to determine the goods, services, selling prices, and promotional policies in accordance with the law and agreements with the e-commerce platform operator;
- Sellers are entitled to use the platform's technical infrastructure and support tools; access data directly related to their business activities; receive full and timely payments; and have their requests, feedback, and complaints addressed in accordance with the principles of transparency and openness;
- Sellers must provide accurate and complete information; ensure the quality of goods and services; fully perform their obligations regarding delivery, warranty, exchange, return, and refund; and must not use the platform to conduct business in sectors prohibited from investment and business activities, sell counterfeit goods, goods infringing intellectual property rights, or engage in other unlawful activities;
- Sellers must fulfill their financial obligations to the State; protect buyers' data; protect consumers' information; and cooperate with the platform operator and competent state authorities in handling violations of the law.

Rights and obligations of buyers

- Buyers are entitled to have their consumer rights protected and to receive complete and accurate information about goods, services, and sellers;
- Buyers are entitled to choose goods, services, payment methods, and delivery methods; have their personal data protected; and have their feedback, requests, and complaints addressed in accordance with regulations;
- Buyers must provide necessary and accurate information and make full and timely payments;
- Buyers must comply with applicable laws, the platform's operating conditions and transaction conditions, and must not use the platform to engage in unlawful activities.

Decree No. 248/2026/ND-CP takes effect from 01 July 2026, except for the provision requiring e-commerce platform operators to carry out electronic identity verification of sellers and sellers conducting livestream sales, which shall take effect from 01 January 2027.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

3. Circular No. 32/2026/TT-NHNN dated 30 June 2026 on lending activities for overseas investment by credit institutions and foreign bank branches to customers, issued by the Governor of the State Bank of Vietnam (Issued on: 30 June 2026; Effective from: 18 August 2026)

Conditions for Obtaining Loans for Overseas Investment

Accordingly, a credit institution may consider and decide to grant a loan for overseas investment when the customer satisfies the following conditions:

(1) The customer is a legal entity with civil legal capacity in accordance with the law. An individual customer must be 18 years of age or older, have full civil act capacity in accordance with the law, and be eligible to conduct overseas investment activities under the laws on investment.

(2) The customer has been issued an Overseas Investment Registration Certificate or has obtained confirmation of the registration of foreign exchange transactions related to overseas investment activities in accordance with foreign exchange regulations (for projects not subject to the procedure for issuance of an Overseas Investment Registration Certificate).

(3) The investment activity has been accepted or licensed by the competent authority of the host country. Where the laws of the host country do not provide for investment licensing or approval, the investor must have documents proving its right to conduct investment activities in the host country.

(4) The customer has an overseas investment project assessed by the credit institution as feasible and has the ability to repay the loan to the credit institution.

(5) The customer has not incurred any non-performing loans during the 24 consecutive months immediately preceding the date of the loan application.

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PART IV: ENTERPRISE AND INVESTMENT POLICIES

3. Circular No. 32/2026/TT-NHNN dated 30 June 2026 on lending activities for overseas investment by credit institutions and foreign bank branches to customers, issued by the Governor of the State Bank of Vietnam (Issued on: 30 June 2026; Effective from: 18 August 2026)

Loan Amount for Overseas Investment

The loan amount shall be agreed upon by the credit institution and the customer based on the customer's financing needs, the overseas investment project, the customer's financial capacity, credit limits applicable to the customer, and the credit institution's available funding capacity.

The maximum loan commitment stipulated in the loan agreement/arrangement of a credit institution for implementing an overseas investment project shall not exceed 70% of the customer's overseas investment capital in that project.

Where the customer obtains loans from multiple credit institutions to implement the same overseas investment project, the total loan commitments stipulated in the loan agreements/arrangements of all credit institutions to the customer for implementing the project shall not exceed 70% of the customer's overseas investment capital in that project.

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SUMMARY

July 2026 saw a number of significant legal developments in the areas of taxation, electronic invoices, labor, social insurance, enterprises, and investment. Key highlights include new regulations on tax administration and tax debts, personal income tax, related-party transactions, tax registration, VAT refunds, and electronic invoices; expanded requirements for the use of electronic invoices generated from cash registers; new administrative penalties in the fields of labor and social insurance; preferential treatment for investor selection; regulations governing e-commerce platforms; and conditions for bank financing of overseas investment activities.

Note:

This newsletter is for reference only – businesses or individuals should review the full text and, if necessary, consult legal experts to ensure proper compliance with procedures and forms.

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