DAI TIN AUDITING COMPANY LIMITED

LEGAL NEWSLETTER
MAY 2026

MAIN CONTENTS

A. NEW LEGAL DOCUMENT

1. Decree No. 143/2026/ND-CP on Vietnam – UAE preferential import tariff schedule in 2026-2027 period

Issuing date: May 5, 2026

Effective date: May 5, 2026

Vietnam – UAE special preferential import tariff schedule in 2026-2027 period

On May 5, 2026, the Government promulgated Decree No. 143/206/ND-CP on Vietnam's special preferential import tariff schedule for implementation of the Comprehensive Economic Partnership Agreement between Vietnam and the United Arab Emirates (UAE) for the 2026 - 2027 period, taking effect from the date on which it is signed to the end of December 31, 2027.

This Decree is applicable to taxpayers under the Law on Export and Import Duties, customs authorities and officials, organizations and individuals with rights and obligations related to exported goods and imported goods.

- Special preferential import tariff schedule

Special preferential import tariff schedule is issued together with this Decree, applicable for the periods of 2026 and 2027. The CEPA tariff rates shall apply from February 3, 2026 to December 31, 2026 for the year 2026, and from January 1, 2027 to December 31, 2027 for the year 2027, respectively. Commodity codes and descriptions in the tariff schedule are established in accordance with Vietnam's list of exported and imported goods.

- Conditions for application of CEPA tariff rates

Imports will be eligible for CEPA rates if they fall within the special preferential import tariff schedule, are imported to Vietnam from the United Arab Emirates, and in compliance with origin of goods under CEPA Agreement and applicable laws.

- Goods from free trade zones

Goods from free trade zones of Vietnam imported into domestic market shall also apply CEPA rates if meeting all conditions as set out in this Decree.

This Decree also stipulates handling of overpaid amounts applicable to customs declarations registered from February 3, 2026 provided that eligibility requirements for special preferential tariff rates are met.

2. *Decree No. 169/2026/ND-CP prescribing penalties for administrative violations against regulations on customs*

Issuing date: May 15, 2026
Effective date: July 1, 2026

Penalties for administrative violations against regulations on customs

On May 15, 2026, the Government issued Decree No. 169/2026/ND-CP prescribing penalties for administrative violations against regulations on customs, effective as of July 1, 2026.

This Decree applies for both domestic and international organizations and individuals committing administrative offences in the field of customs within Vietnam's territory, unless otherwise prescribed in international treaties to which Vietnam is a party.

- Administrative offences and corresponding penalties

The Decree stipulates administrative customs offences including offences against regulations on customs procedures, customs examination, supervision, and control, administration of tax on exports and imports, and other relevant regulations. Corresponding administrative fines are prescribed in detail, with a maximum fine up to VND 100,000,000 upon individuals and VND 200,000,000 upon organizations.

- Principles of imposing penalties and remedial measures

The Decree specifies the principles of imposing penalties, that any organization or individual committing multiple administrative offences shall face a penalty for each offence. Remedial measures include enforced removal from the territory of Vietnam, re-export, destruction of goods, and payment of an amount equal to the value of the exhibits of the offences.

- Prescriptive periods for imposition of penalties

Prescriptive period for imposition of penalties for administrative offences against regulations on tax administration is 5 years, while the prescriptive period for imposing penalties for other customs offences is 2 years. After the prescriptive periods expire, violators will not incur penalties but still have to fully pay the outstanding tax amount to the state budget.

- Power to impose penalties

Power to impose penalties for administrative customs offences is assigned to competent authorities including Customs, Border Guard, Coastal Guard, and People's Public Security Forces. The assigned powers of each agency vary according to the severity and nature of the offence.

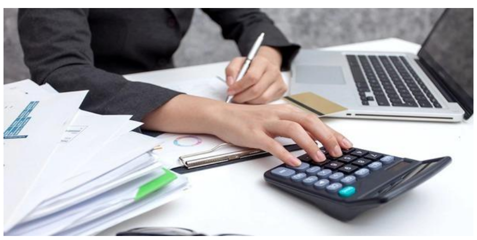
This Decree shall replace the Decree No. 128/2020/ND-CP and certain articles under the Decree No. 102/2021/ND-CP to improve the effectiveness of state management and ensure compliance with regulated laws by relevant organizations and individuals.

3. *Circular No. 58/2026/TT-BTC on guildlines for accounting regime for micro-enterpises*

Issuing date: May 25, 2026

Effective date: July 1, 2026

Guildlines for accounting regime for micro-enterpises



On May 25, 2026, the Ministry of Finance issued Circular No. 58/2026/TT-TBC guiding accounting regime for micro-enterprises, coming into force as of July 1, 2026.

This Circular is applicable to micro-enterprises, as defined under the Law on Support for small and medium-sized enterprises. Household businesses and individual businesses may choose to apply this Circular for their accounting operations.

- Accounting vouchers and accounting books

Micro-enterprises may use invoices, cash receipt vouchers, cash payment vouchers, goods receipt vouchers, and goods issue vouchers as accounting vouchers. Accounting books include sales revenue ledger for goods and services, detailed revenue and expense ledger, detailed inventory ledger, cash and bank ledger.

- Accounting methods

Micro-enterprises may select an accounting method appropriate to VAT and CIT payment methods. The methods include tax payment based on a percentage of revenue or based on taxable income. Enterprises may adapt accounting voucher forms and ledgers to align with their business operations, provided that such adjustments remain in conformity with the Law on Accounting.

- Financial statements

Micro-enterprises paying CIT based on taxable income are required to prepare annual financial statements including statement of financial position and income statement. These statements must be submitted to the competent regulatory agencies within 90 days from the end of the annual accounting period.

- Change of accounting regime

Micro-enterprises may change their applicable accounting regime where there is a change in tax payment method or wish to apply the accounting regime for small and medium-sized enterprises. In that case, the closing balances of the prior period's accounting books shall be carried forward as the opening balances of the corresponding accounting books for the following period.

B. LEGAL GUIDANCE

1. Official Letter No. 16010/CHQ-GSQL in 2026 of the Department of Customs on domestic enterprises processing for export-processing enterprises

Where domestic enterprises is a processor hired by export-processing enterprises (EPEs), the procedures should be as follows:

- Enterprises send a manufacturing notification to the supervisory customs authority managing the locality where domestic enterprises's manufacturing facilities are located, and shall carry out customs procedures (for exporting and importing goods serving execution of a contract with EPEs) at the customs authority in charge of EPEs.

- Inspection of manufacturing facilities shall follow the instructions under the Department of Customs's Official Letter No. 8444/CHQ-GSQL dated February 2, 2026: Where a manufacturing facility has been inspected and qualified for requirements, the customs authority shall not conduct a re-inspection, unless otherwise required by regulations.

- Finalization reports shall be submitted either to Sub-department of Customs managing the locality where manufacturing facility is located, or to the one receiving manufacturing notification (in case of manufacturing facilities under the management of multiple regional Sub-departments of Customs) as prescribed in Point b, Clause 1, Article 60 of Circular No. 38/2015/TT-BTC, and Clause 39, Article 1 of Circular No. 39/2018/TT-BTC amended by Clause 32, Article 1 of Circular No. 121/2025/TT-BTC.

DAI TIN AUDITING COMPANY LIMITED
Office: 622/3 Cong Hoa, Tan Binh Ward, HCMC
Tel: 0908.608.955 (Mr.Lang) 0343.801.369 (Ms.My) 0326.742.070 (Ms.Trang)

2. *Official Letter No. 3078/CT-NVT of the Department of Taxation on biometric authentication of the legal representative registering or modifying registration information for the use of e-invoices*

1. Scope of application

- Enterprises, organizations, household businesses, and individual businesses registering for the use of e-invoices;

- Enterprises, organizations, household and individual businesses changing registration information for the use of e-invoices due to changes in legal representative's information; representatives of the household business, individual business; sole proprietors (hereinafter referred to as the "legal representative").

2. Entities required to provide biometrics

The legal representative of enterprises, organizations, household businesses, and individual businesses as aforementioned in Point 1 of this Official Letter (except for foreign individuals not yet eligible for level-2 electronic identification under the electronic identification and authentication system, in accordance with the implementation roadmap of the competent authorities).

3. Implementation conditions

- The legal representative is required to have a level-2 electronic identification account on VNeID, and shall have the eTax Mobile application installed and in use.

- The information of the legal representative in the tax registration data of the tax authority must exactly match the personal identification information in the National Population Database.

3. Official Letter No. 3292/CT-CS of the Department of Taxation on value-added tax policy

1. Declaration and payment of value-added tax (VAT)

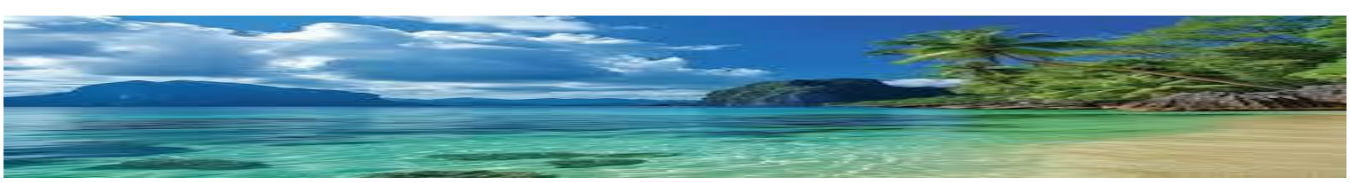
In case where an EPE is engaged in other business operations in confirmity with regulations on industrial and economic zones management, then the EPE is the VAT taxpayer as stipulated in Point d, Clause 1, Article 3 of Decree No. 181/2025/ND-CP.

2. Use of invoices

Where an EPE sells products it manufactures into the domestic market, and such activity is not considered another business operation, then goods imported from the EPE into the domestic market are subject to taxes in accordance with the law on value-added tax and law on import and export duties. The EPE shall use sales invoices clearly stated, "For organizations and individuals in the free trade zone".

Where an EPE involved in other business operations (outside of processing activities as prescribed by laws on industrial zones and export processing zones), if it declares value-added tax under the direct method, it shall use sales invoices; if it declares value-added tax under the credit method, it shall use value-added tax invoices in accordance with Point b, Clause 5, Article 1 of Decree No.

70/2025/ND-CP (amending and supplementing Point b, Clause 2, Article 8 of Decree No. 123/2020/ND-CP).



C. ADDITIONAL POINTS

1. *Official Letter No. 4128/TPHCM-QLDN3 of Ho Chi Minh City Tax Office on corporate income tax incentives*

Where a company qualifies as a small or medium-sized enterprise with foreign investment capital, the company is not entitled to CIT incentives set forth in Article 10 of the National Assembly's Resolution No. 198/2025/QH15 dated May 17, 2025 on certain special mechanisms and policies for private sector development, and Clause 3, Article 7 of the Government's Decree No. 20/2026/ND-CP dated January 15, 2026 elaborating and guiding implementation for a number of articles of the National Assembly's Resolution No. 198/2025/QH15 dated May 17, 2025 on certain special mechanisms and policies for private sector development.

2. *Official Letter No. 3008/CT-CS of the Department of Taxation on deductible expenses upon determination of taxable corporate incomes*

Expenses corresponding to the output VAT on free goods given as gifts or donations, in accordance with the law on value-added tax serving the production and business activities of the enterprise; and the value-added tax payable arising from goods and services used for sponsorship as prescribed in Point dd, Clause 2, Article 9 of Decree No. 320/2025/ND-CP shall be deductible expenses when determining taxable corporate income, provided that the conditions stipulated in Points b and c, Clause 1, Article 9 of Decree No. 320/2025/ND-CP are satisfied.

3. *Official Letter No. 20154/TCS27-NVDTPC of Ho Chi Minh City commune-level Tax Office No. 27 on implementation of registration and notification of account/digital wallet numbers applicable to household businesses and individual businesses*

Household businesses and individual businesses are required to notify all of bank accounts, bank numbers and digital wallet numbers used in business operations to the tax authorities using Form No. 1/BK-STK. Household businesses and individual businesses shall make a direct declaration through following applications: Etax Mobile System; Public Service System (dichvucong.gdt.gov.vn) – (Information System for Handling Administrative Procedures).

- Taxpayers with annual revenue less than VND 1 billion shall send notification by July 31, 2026.

- New taxpayers: Send notification together with the first revenue notification or tax declaration of 2026.

Dai Tin Auditing Company Limited is a professional auditing and financial consulting organization, providing high quality services including: auditing, accounting, financial consulting, investment consulting, M&A consulting, tax consulting and training.

Dai Tin Auditing Company Limited was established and is operated by a team of founders and dedicated experts in auditing, accounting, finance, and management with many years of experience holding managerial positions in leading companies both domestically and internationally. This enables Dai Tin to build a high-caliber workforce and provide clients with services tailored to Vietnam while still meeting international quality standards.

Contact Information

DAI TIN AUDITING COMPANY LIMITED

Auditing, Accounting, Finance, Tax Consulting, and Transfer Pricing Services

Office **:** 622/3 Cong Hoa, Tan Binh Ward, HCMC

Headquarters **:** 750/1/15 Nguyen Kiem, Duc Nhuan Ward, HCMC

Phone **:** 0283 500 4494 **Web:** www.kiemtoandaitin.com

Email **:** langtat@kiemtoandaitin.com

If your company requires detailed consultation, please contact our Consulting Department at the phone number provided below:

Mr. Lang – Sales Director (Chinese) – 0908 608 955

Ms. My – Sales Executive (Chinese) – 0522 023 336

Ms. Trang – Sales Executive (Chinese) – 0326 742 070