

1. ADMINISTRATIVE TAX

❖ Extension of tax payment term for VAT, CIT, PIT and land rental in 2022:

Decree No. 34/2022/ND-CP dated 28th May 2022 issued by the Government to guide tax payment extension for VAT, PIT, CIT and land rental.

Subjects of application: Taxpayers, tax administration agencies and officials, state agencies, and other relevant organizations and individuals. Namely:

1.1 VAT

Extension of VAT payment term for the period from March 2022 to August 2022 (in case of monthly VAT declaration) and quarter 1 and quarter 2 of 2022 (in case of quarterly VAT declaration). The extension is valid from the end of VAT payment term specifically as follows:

- VAT of March 2022 to May 2022 and quarter 01 of 2022: the extension is 6 months.
- VAT of June 2022 and quarter 02 of 2022: the extension is 5 months.
- VAT of July 2022: the extension is 4 months.
- VAT of August 2022: the extension is 3 months.

1.2 CIT

Deferred temporarily paid CIT of the 01st and 02nd quarters of 2022.

The extension duration is 3 months from the end of the CIT payment term in accordance with provisions of Law on tax administration.

1.3 PIT

Subjects of application: business households and individuals in the fields of economy and those mentioned in Clauses 1, 2, and 3, Article 3 of this Decree.

Payment extension latest on 30th December 2022.

1.4 LAND RENTAL

Extension for 50% payment of land rental payable in 2022.

The extension is 06 months from 31st May 2022 to 30th November 2022.

2. SPECIAL CONSUMPTION TAX

❖ Extension of SCT payment for domestically manufactured or assembled automobiles:

Decree No. 32/2022/ND-CP dated 21st May 2022 granted by the Government guides the extension of SCT payment as follows:

Subjects of application: Applicable to domestic automobile manufacturing and assembling enterprises; tax authorities; other relevant organizations and individuals.

The extension is from the end of SCT payment in accordance with provisions of law on tax administration, namely:

SCT payable from June 2022 to September 2022 is extended until the end of 20th November 2022.

3. OTHERS

❖ OL No. 1400/TCHQ-TXNK of the General Department of Customs on tax treatment for goods rented or borrowed by domestic enterprises from export processing enterprises in the form of temporary import, and re-export to serve processing activities, manufacture for export. Specifically

- **Regarding customs procedures:** EPEs open temporary export declarations, and domestic enterprises issue temporary import declarations. After the lease or loan contract is expired, the domestic enterprises shall carry out re-export procedures, and the EPEs shall carry out re-import procedures.
- **Regarding import tax on rented and borrowed goods: No exemption for import tax** as prescribed at Point a, Clause 9, Article 16 of the Law on Import Tax and Export Tax No. 107/2016/QH12, the domestic enterprises must declare and pay import tax upon temporary import and are not eligible for import tax refund upon re-export as prescribed at Point d, Clause 1, Article 19 of the Law on Import Tax and Export Tax No. 107/2016/QH13 because this is a rented and borrowed case. The

import tax rate for rented or borrowed goods is subject to the provisions of Clause 9, Article 1 of Circular 60/2019/TT-BTC of the MOF.

- **Regarding VAT on rented and borrowed goods in the form of temporary import, and re-export:** **Not** subject to VAT. In case the lease or loan term has expired, but the domestic enterprises continue to use without re-export, immediately after that, the domestic enterprises should declare and pay VAT together with the import tax. The new customs declaration is according to provisions of Clause 12, Article 1 of Decree No. 59/2018/ND-CP dated 20th April 2018 of the Government.

In case, the rented or borrowed goods got damaged during their use, cannot be re-exported, and are disposed of according to the procedures and provisions of law, the domestic enterprises should not require to declare and pay VAT for these rented and borrowed goods.

4. LABOR

- ❖ **OL No. 1147/BHXH-TST dated 4th May 2022 prescribing the additional declaration of citizen identification information or personal identification code when applying for SI and HI:**

For the new, and renewed records of HI cards: The participants are required to declare their personal identification number or Identity card number on Form TK1-TS to synthesize on Form D02-LT; Form D03-TS or Form D05-TS.

For those participating in SI and HI: In case of adjusting information of SI and HI; settlement of SI benefits, re-issuance of SI books, amending information on the SI books, etc...the management unit shall require participants to declare their personal identification number or Identity card number on Form TK1-TS to supplement or adjust (if any).

For those reserving SI and HI: In case of any problem related to social insurance regime, re-issuance of SI books, amend information of the SI book, etc..., those declare their personal identification number or Identity card number on Form TK1- TS and submit directly to the SI agency for supplement or adjust.

In case the personal identification number or Identity card number is not available, the participant should contact the commune-level police station where they register their permanent residence to be notified of their personal identification number or to search for a personal identification number online at the Public Service Portal on Residence Administration
<https://dichvucong.dancuquocgia.gov.vn/> .

Abbreviations

MOF	CIT
Ministry of Finance	Corporate Income Tax
GDT	PIT
General Department of Taxation	Personal Income Tax
OL	VAT
Official Letter	Value Added Tax
EPE	SCT
Export Processing Enterprise	Special Consumption Tax
TT	LC
Circular	Labor contract

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This newsletter aims to update and summarize the general provisions related to Taxation, Accounting, Investment and Labor in Vietnam. Please seek professional advice before making a decision.