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## TAX BULLETIN September 2025

### 1. Guidance on applicable VAT refund regulations

*(Official Letter No. 3654/CT-CS dated 9<sup>th</sup> September 2025 of Department of Taxation)*

Pursuant to Clauses 1 and 2, Article 58 of the Law on Promulgation of Legislative Documents No. 64/2025/QH15 dated 19 December 2025, which governs the implementation of legislative documents; Clause 1, Article 38 of Decree No. 181/2025/NĐ-CP dated 1 July 2025 issued by the Government, which regulates the effective date of implementation; and Article 2 of Circular No. 25/2018/TT-BTC dated 16 March 2018, which provides guidance on subjects and cases eligible for VAT refunds, If, within a month (for business establishments declaring VAT monthly) or a quarter (for those declaring quarterly), a business establishment engages in the export of goods or services and incurs creditable input VAT of 300 million VND or more, it shall be entitled to a VAT refund, as follows:

- Business establishments claiming VAT refunds for specific months or quarters shall apply the refund regulations effective during that respective period.
- VAT refund procedures shall be carried out in accordance with the provisions of the regulations on tax administration.

### 2. Activities related to trial operation and testing under an investment project for tax purpose

*(Official Letter No. 3577/CT-CS dated 4<sup>th</sup> September 2025 of Department of Taxation)*

Pursuant to current provisions, where a business establishment carries out a new investment project that is still within the investment period and engages in trial operation and testing activities, such activities shall be considered part of the implementation phase of the investment project—provided that the trial operation and testing period constitutes a criterion or step within the technical standards prescribed by specialized laws, and is conducted under specific rights and responsibilities as stipulated in written agreements between the relevant parties.

### 3. Issuance of PIT withholding certificate

*(Official Letter no 2807/DON-QLDN1 dated 28<sup>th</sup> August 2025 of Dong Nai Tax Office)*

Pursuant to current provisions, where an individual authorizes the Company to finalize their personal income tax (PIT) obligations on their behalf, the Company shall not issue a PIT withholding certificate. For individuals who sign labor contracts with a term of three months or more (and therefore are not eligible to authorize PIT finalization), the Company shall issue only one PIT withholding certificate per person within a taxing year, in accordance with Clause 3, Article 1 of Decree No. 70/2025/NĐ-CP dated 20 March 2025 issued by the Government.

#### **4. Zero-rated VAT for goods and services supplied to EPEs**

*(Official Letter No. 2681/DON-QLDN1 dated 26<sup>th</sup> August 2025 of Dong Nai Tax Office)*

Pursuant to current provisions, where the Company—an export processing enterprise (EPE)—enters into a contract with a Vietnamese domestic company under which the domestic company supplies goods and services such as banking, accounting, auditing, protective gear, stationery, and so on, and these goods and services are directly provided to the Company and not used for any activities other than export production, and are not among the services specified in Clause 4, Article 17 of Decree No. 181/2025/NĐ-CP, then such goods and services shall be subject to VAT at the rate of 0%, provided that all conditions set forth in Article 18 of Decree No. 181/2025/NĐ-CP are fully met.

#### **5. Guidance on invoicing at each time when a transaction occurs**

*(Official Letter No. 3012/CT-CS dated 17<sup>th</sup> August 2025 of Department of Taxation)*

According to current provisions, during the period in which an enforcement measure suspending the use of invoices is imposed on a taxpayer, if the taxpayer submits a request to use invoices in order to secure financial resources for paying salaries, wages, remunerations, and other expenses necessary to maintain continuous production and business operations, the tax office shall permit the taxpayer to use invoices on a per-transaction basis—provided that the taxpayer immediately pays 18% of the turnover indicated on the issued invoice to the state budget, in accordance with Point dd, Clause 4, Article 34 of Decree No. 126/2020/NĐ-CP dated 19 October 2020.