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COMPANY LIMITED
TRITHUCVIET

PROFESSIONAL NEWSLETTER FOR FEBRUARY 2026

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PART I: INVOICE AND DOCUMENT POLICIES

1. Circular No. 121/2025/TT-BTC amending Circular No. 38/2015/TT-BTC on customs procedures for exported and imported goods (Promulgated on 18 December 2025, effective from 01 February 2026)

PART II: TAX LAW POLICIES

1. Decree No. 373/2025/ND-CP amending and supplementing a number of articles of Decree No. 126/2020/ND-CP guiding the Law on Tax Administration 2019 (Promulgated on 31 December 2025, effective from 14 February 2026)

2. Decree No. 340/2025/ND-CP on administrative penalties in the monetary and banking sector (Promulgated on 25 December 2025, effective from 09 February 2026)

PART III: SALARY – INSURANCE – LABOUR POLICIES

1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

PART IV: ENTERPRISE AND INVESTMENT LAW POLICIES

1. Circular No. 65/2025/TT-BCT detailing the implementation of a number of articles of Decree No. 205/2025/ND-CP amending and supplementing a number of articles of Decree No. 111/2015/ND-CP on supporting industry development (Promulgated on 31 December 2025, effective from 16 February 2026)

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PART I: INVOICE AND DOCUMENT POLICIES

1. Circular No. 121/2025/TT-BTC amending Circular No. 38/2015/TT-BTC on customs procedures for exported and imported goods (Promulgated on 18 December 2025, effective from 01 February 2026)

Customs dossiers for exported goods from 01 February 2026. Accordingly, the customs dossier for exported goods under Article 16 of Circular No. 38/2015/TT-BTC is amended as follows:

(1) Customs declaration;

(2) Commercial invoice or equivalent documents in cases where the buyer is required to make payment to the seller.

Where a commercial invoice is issued in electronic form in accordance with Point 2a Article 8 of Decree No. 123/2020/ND-CP dated 19 October 2020, as amended and supplemented by Clause 5 Article 1 of Decree No. 70/2025/ND-CP dated 20 March 2025 of the Government prior to the time of customs declaration, the declarant is not required to submit it to the customs authority when carrying out customs procedures;

(3) Export license or written permission for export issued by a competent authority in accordance with the law (hereinafter referred to as "export license");

(4) Notice of exemption from inspection, notice of specialized inspection results, or other documents as prescribed by law (hereinafter referred to as "Specialized Inspection Certificate");

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PART I: INVOICE AND DOCUMENT POLICIES

1. Circular No. 121/2025/TT-BTC amending Circular No. 38/2015/TT-BTC on customs procedures for exported and imported goods (Promulgated on 18 December 2025, effective from 01 February 2026)

(5) Documents evidencing that the organization or individual satisfies the conditions for exportation of goods in accordance with the laws on investment;
(6) Entrustment contract in cases of entrusted export of goods subject to the documents specified in Points (3), (4), and (5);
(7) For exported goods of foreign traders without a commercial presence in Viet Nam exercising export rights: Certificate of Registration of Export Rights of foreign traders without a commercial presence in Viet Nam issued by the Ministry of Industry and Trade;
(8) For foreign-invested enterprises exercising export rights: Investment Certificate for goods trading and activities directly related to goods trading of foreign-invested traders registered with export rights; where the issuance of an Investment Certificate is not required, equivalent documents must be submitted.
Where customs procedures are carried out at the same customs authority, the customs declarant is only required to submit the documents specified in Points (7) and (8) for the first time when carrying out customs procedures.

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PART II: TAX LAW POLICIES

1. Decree No. 373/2025/ND-CP amending and supplementing a number of articles of Decree No. 126/2020/ND-CP guiding the Law on Tax Administration 2019 (Promulgated on 31 December 2025, effective from 14 February 2026)

Criteria for quarterly tax declaration for VAT and Personal Income Tax from 14 February 2026

Pursuant to Article 1 and Article 9 of Decree No. 373/2025/ND-CP amending and supplementing Article 9 of Decree No. 126/2020/ND-CP, the criteria for quarterly declaration of value-added tax (VAT) and personal income tax (PIT) from 14 February 2026 are as follows:

– Quarterly VAT declaration applies to:

- Taxpayers subject to monthly VAT declaration as prescribed in Point a Clause 1 Article 8 of Decree No. 126/2020/ND-CP whose total revenue from sale of goods and provision of services in the immediately preceding year does not exceed VND 50 billion may declare VAT on a quarterly basis. Revenue from sale of goods and provision of services is determined as the total revenue stated in VAT declarations of all tax periods in the calendar year.
- Where taxpayers carry out centralized tax declaration at the head office for dependent units and business locations, revenue from sale of goods and provision of services must include the revenue of such dependent units and business locations.
- Where taxpayers newly commence business operations, they may opt for quarterly VAT declaration. After completing 12 months of production and business activities, from the calendar year immediately following the year in which the full 12 months are completed, the applicable tax declaration period (monthly or quarterly) shall be determined based on the revenue of the immediately preceding calendar year (which must cover a full 12 months).

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1. Decree No. 373/2025/ND-CP amending and supplementing a number of articles of Decree No. 126/2020/ND-CP guiding the Law on Tax Administration 2019 (Promulgated on 31 December 2025, effective from 14 February 2026)

– Taxpayers subject to monthly personal income tax declaration as prescribed in Point a Clause 1 Article 8 of Decree No. 126/2020/ND-CP who satisfy the conditions for quarterly VAT declaration may opt for quarterly personal income tax declaration. Taxpayers are responsible for determining their eligibility for quarterly declaration in order to comply with tax declaration regulations.

– Taxpayers meeting the criteria for quarterly declaration may choose to declare taxes on a monthly or quarterly basis consistently for the entire calendar year.

– Where taxpayers currently declaring taxes on a monthly basis become eligible for quarterly declaration and opt to switch to quarterly declaration, they must submit a written request using the form provided in Appendix I issued together with this Decree to the directly managing tax authority no later than 31 January of the year in which quarterly declaration begins. After this deadline, if the taxpayer fails to submit such written request to the tax authority, the taxpayer shall continue monthly tax declaration consistently for the entire calendar year.

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PART II: TAX LAW POLICIES

1. Decree No. 373/2025/ND-CP amending and supplementing a number of articles of Decree No. 126/2020/ND-CP guiding the Law on Tax Administration 2019 (Promulgated on 31 December 2025, effective from 14 February 2026)

Taxpayers who have declared taxes on a quarterly basis but are found ineligible for quarterly declaration shall be handled as follows:

– Where taxpayers self-detect that they are not eligible for quarterly declaration, they must switch to monthly tax declaration from the first month of the following quarter, resubmit monthly tax declaration dossiers for the previous quarters, and pay late payment interest in accordance with regulations.

– Where the tax authority detects that a taxpayer is not eligible for quarterly declaration, the tax authority shall issue a written notice requiring the taxpayer to declare taxes on a monthly basis from the first month of the following quarter, resubmit monthly tax declaration dossiers for the previous quarters, and pay late payment interest in accordance with regulations, except where such detection is made through an inspection at the taxpayer's premises. The taxpayer must comply with monthly tax declaration and resubmission of monthly tax dossiers as requested in writing by the tax authority.

– Taxpayers shall not be subject to administrative penalties for late submission of tax declaration dossiers for the tax periods that must be resubmitted due to a change in the tax declaration period. The resubmitted monthly tax dossiers shall be deemed to replace the previously submitted quarterly tax dossiers.

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PART II: TAX LAW POLICIES

1. Decree No. 373/2025/ND-CP amending and supplementing a number of articles of Decree No. 126/2020/ND-CP guiding the Law on Tax Administration 2019 (Promulgated on 31 December 2025, effective from 14 February 2026)

Article 3 of Decree No. 373/2025/ND-CP amends and supplements Point b.2 Clause 8 Article 11 of Decree No. 126/2020/ND-CP regarding finalization dossiers for personal income tax of resident individuals earning salaries and wages subject to withholding at source from two or more income-paying entities as follows:

Resident individuals earning salaries and wages subject to withholding at source from two or more income-paying entities shall submit their tax finalization dossiers to the tax authority directly managing the entity that paid the largest income during the year.

Where there are multiple largest income sources of equal amounts during the year, the individual shall submit the tax finalization dossier to one of the tax authorities directly managing the entities paying such largest income sources.

Where an individual submits a personal income tax finalization dossier not in accordance with the above provisions, the tax authority that has received the dossier shall, based on information available in the tax sector database system, support the transfer of the dossier to the tax authority directly managing the income-paying entity for processing of personal income tax finalization in accordance with law.

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PART II: TAX LAW POLICIES

2. Decree No. 340/2025/ND-CP on administrative penalties in the monetary and banking sector (Promulgated on 25 December 2025, effective from 09 February 2026)

From 09 February 2026, impersonation in opening payment accounts may be subject to fines of up to VND 250 million.

Specifically, Clause 7 Article 30 of Decree No. 340/2025/ND-CP stipulates fines ranging from VND 200,000,000 to VND 250,000,000 for one of the following violations:

– Illegally accessing or attempting to access systems, stealing data, sabotaging or unlawfully altering software programs or electronic data used in payment activities; exploiting computer network system vulnerabilities for illicit gain where criminal liability is not yet imposed;

– Opening or maintaining anonymous or impersonated payment accounts;

– Conducting, organizing, or facilitating acts of using or abusing payment accounts, payment instruments, or payment services for gambling, organizing gambling, fraud, deception, illegal business activities, fictitious payment transactions, or other violations of law;

– Stealing or colluding to steal information related to payment accounts where criminal liability is not yet imposed;

– Failing to perform or inadequately performing responsibilities toward payment acceptance units.

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PART II: TAX LAW POLICIES

2. Decree No. 340/2025/ND-CP on administrative penalties in the monetary and banking sector (Promulgated on 25 December 2025, effective from 09 February 2026)

Currently, Point b Clause 7 Article 26 of Decree No. 88/2019/ND-CP (as amended by Point d Clause 15 Article 1 of Decree No. 143/2021/ND-CP) stipulates that the act of opening or maintaining anonymous or impersonated payment accounts is subject to a fine ranging from VND 100,000,000 to VND 150,000,000.

Accordingly, from 09 February 2026, the penalty for opening or maintaining anonymous or impersonated payment accounts is officially increased, with the maximum fine raised to VND 250,000,000.

Note: The above fines apply to individuals; fines imposed on organizations committing the same administrative violations shall be twice the fines imposed on individuals.

In addition, violators are required to remit to the State budget any illegal profits obtained from committing the violation in accordance with Point a Clause 10 Article 30 of Decree No. 340/2025/ND-CP.

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PART III: SALARY – INSURANCE – LABOUR POLICIES

1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

List of occupational diseases eligible for social insurance benefits from 15 February 2026

Accordingly, pursuant to Article 3 of Circular No. 60/2025/TT-BYT, the List of occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases are provided as follows:

1. Occupational silicosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix I issued together with Circular No. 60/2025/TT-BYT.
2. Occupational asbestosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix II issued together with Circular No. 60/2025/TT-BYT.
3. Occupational byssinosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix III issued together with Circular No. 60/2025/TT-BYT.
4. Occupational talcosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix IV issued together with Circular No. 60/2025/TT-BYT.
5. Occupational coal workers' pneumoconiosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix V issued together with Circular No. 60/2025/TT-BYT.
6. Occupational chronic bronchitis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix VI issued together with Circular No. 60/2025/TT-BYT.

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1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

7. Occupational asthma and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix VII issued together with Circular No. 60/2025/TT-BYT.
8. Occupational lead poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix VIII issued together with Circular No. 60/2025/TT-BYT.
9. Occupational benzene and homologues poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix IX issued together with Circular No. 60/2025/TT-BYT.
10. Occupational mercury poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix X issued together with Circular No. 60/2025/TT-BYT.
11. Occupational manganese poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XI issued together with Circular No. 60/2025/TT-BYT.
12. Occupational poisoning caused by 2,4,6-Trinitrotoluene and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XII issued together with Circular No. 60/2025/TT-BYT.
13. Occupational arsenic poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XIII issued together with Circular No. 60/2025/TT-BYT.

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1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

14. Occupational poisoning caused by pesticides (organophosphate and carbamate groups) and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XIV issued together with Circular No. 60/2025/TT-BYT.
15. Occupational nicotine poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XV issued together with Circular No. 60/2025/TT-BYT.
16. Occupational carbon monoxide poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XVI issued together with Circular No. 60/2025/TT-BYT.
17. Occupational cadmium poisoning and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XVII issued together with Circular No. 60/2025/TT-BYT.
18. Occupational noise-induced hearing loss and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XVIII issued together with Circular No. 60/2025/TT-BYT.
19. Occupational decompression sickness and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XIX issued together with Circular No. 60/2025/TT-BYT.
20. Occupational diseases caused by whole-body vibration and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XX issued together with Circular No. 60/2025/TT-BYT.

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1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

21. Occupational diseases caused by localized vibration and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXI issued together with Circular No. 60/2025/TT-BYT.
22. Occupational radiation sickness and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXII issued together with Circular No. 60/2025/TT-BYT.
23. Occupational cataracts and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXIII issued together with Circular No. 60/2025/TT-BYT.
24. Occupational oil acne and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXIV issued together with Circular No. 60/2025/TT-BYT.
25. Occupational melasma and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXV issued together with Circular No. 60/2025/TT-BYT.
26. Occupational contact dermatitis caused by chromium and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXVI issued together with Circular No. 60/2025/TT-BYT.
27. Occupational skin diseases caused by prolonged exposure to wet and cold environments and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXVII issued together with Circular No. 60/2025/TT-BYT.

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PART III: SALARY – INSURANCE – LABOUR POLICIES

1. Circular No. 60/2025/TT-BYT on occupational diseases eligible for social insurance benefits and guidelines for diagnosis and assessment of working capacity reduction due to occupational diseases (Promulgated on 31 December 2025, effective from 15 February 2026)

28. Occupational skin diseases caused by exposure to natural rubber and rubber additives and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXVIII issued together with Circular No. 60/2025/TT-BYT.
29. Occupational leptospirosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXIX issued together with Circular No. 60/2025/TT-BYT.
30. Occupational hepatitis B and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXX issued together with Circular No. 60/2025/TT-BYT.
31. Occupational tuberculosis and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXXI issued together with Circular No. 60/2025/TT-BYT.
32. Occupational HIV infection due to occupational accidents and risks and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXXII issued together with Circular No. 60/2025/TT-BYT.
33. Occupational hepatitis C and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXXIII issued together with Circular No. 60/2025/TT-BYT.
34. Occupational mesothelioma and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXXIV issued together with Circular No. 60/2025/TT-BYT.
35. Occupational acute respiratory infections caused by new strains of Coronavirus (COVID-19) and guidelines for diagnosis and assessment of working capacity reduction as prescribed in Appendix XXXV issued together with Circular No. 60/2025/TT-BYT.

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PART IV: ENTERPRISE AND INVESTMENT LAW POLICIES

1. Circular No. 65/2025/TT-BCT detailing the implementation of a number of articles of Decree No. 205/2025/ND-CP amending and supplementing a number of articles of Decree No. 111/2015/ND-CP on supporting industry development (Promulgated on 31 December 2025, effective from 16 February 2026)

Types of reports on the implementation of prioritized supporting industry product manufacturing projects

Circular No. 65/2025/TT-BCT detailing the implementation of a number of articles of Decree No. 205/2025/ND-CP amending and supplementing several articles of Decree No. 111/2015/ND-CP on supporting industry development applies to enterprises having projects for manufacturing products on the List of prioritized supporting industry products as prescribed in Decree No. 205/2025/ND-CP dated 14 July 2025 of the Government, which have been granted Certificates of Incentive Eligibility by competent authorities.

Accordingly, detailed guidance on reports related to supporting industry development is provided as follows:

– Report on the implementation status of projects manufacturing supporting industry products granted Certificates of Incentive Eligibility: This is a periodic report prepared by enterprises on the implementation status of projects manufacturing products on the List of prioritized supporting industry products for which Certificates of Incentive Eligibility have been granted by competent authorities. Such reports must be submitted periodically before 15 April each year, starting from the year following the issuance of the Certificate of Incentive Eligibility, and sent to the authority that issued the Certificate.

– Reports serving post-incentive inspection: These are reports on compliance with regulations and conditions for consideration and certification of incentive eligibility, prepared upon receipt of a notice of post-incentive inspection from a competent authority.

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Accordingly, detailed guidance on reports related to supporting industry development is provided as follows:

– Enterprises shall commit to the accuracy and truthfulness of, and take full responsibility for, the contents reported in the Report on the implementation status of projects manufacturing supporting industry products granted Certificates of Incentive Eligibility and the Report serving post-incentive inspection.

– Templates of the Report on the implementation status of projects manufacturing supporting industry products granted Certificates of Incentive Eligibility and the Report serving post-incentive inspection are provided in the Appendices issued together with Circular No. 65/2025/TT-BCT.

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SUMMARY

The February 2026 Professional Newsletter provides updates on new legal policies in the fields of taxation, customs, banking, and labor – social insurance. Notable highlights include new regulations on criteria for quarterly VAT and PIT declarations, supplementation of electronic customs dossiers for exported goods, a significant increase in penalties for impersonation in opening payment accounts in the banking sector, updates to the list of 35 occupational diseases eligible for social insurance benefits, and reporting requirements applicable to projects manufacturing prioritized supporting industry products, thereby helping enterprises ensure timely compliance and minimize legal risks.

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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