

# FDI & ISA REPORTS IN VIETNAM

Understand the regulatory framework and significance of these reports for businesses operating in the country. Stay informed with key insights on compliance and reporting obligations.

### WHAT ARE FDI & ISA REPORTS? 1

FDI REPORTS	ISA REPORTS
(Foreign Direct Investment Report) a comprehensive view of a foreign company's financial activities and compliance with Vietnamese regulations	(Investment Supervision Assessment Reports) periodic assessments of investment project implementation
<u>Includes:</u> tax payments, capital, loans, employees, and business operations	Includes: activity management and operations, project progress, resource efficiency, and objective alignment

\*Both reports are required for FDI companies with Investment Registration Certificates (IRC)

### 2 WHO NEEDS TO DO FDI/ISA REPORTS?

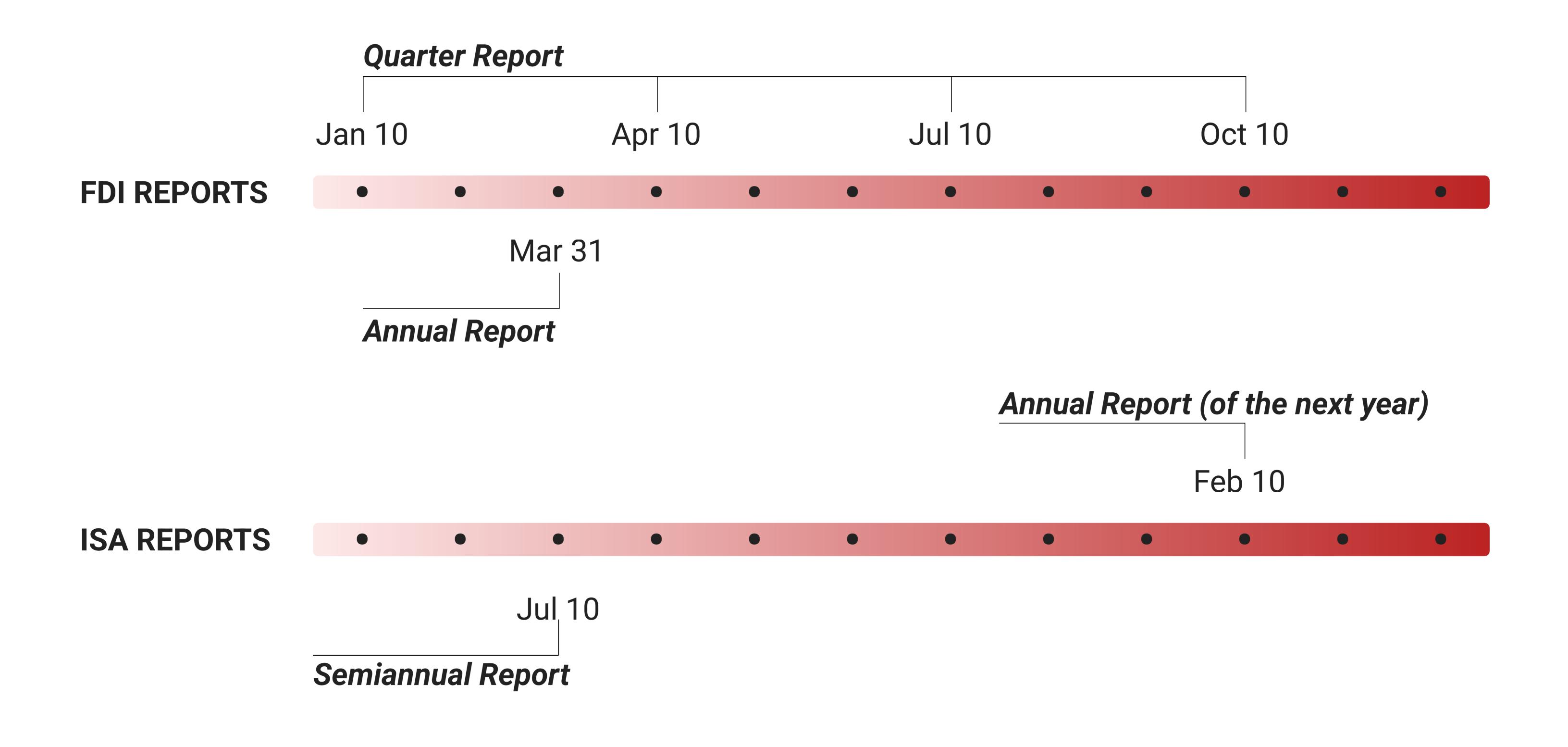
### Foreign investors and organizations

conducting investment and business activities in Vietnam.

Economic organizations with foreign-invested **capital** and/or with foreign investors as members or shareholders

According to Article 3 of Investment Law 2020

#### **FDI/ISA REPORTS TIMELINE** 3



4

## **SAMPLE OF FDI/ISA REPORTS**

#### Form No. 01

Annual investment supervision and overall evaluation report

REPORTING AGENCY	SOCIALIST REPUBLIC OF VIETNAM
	Independence - Freedom - Happiness

То: .....

No. /BCGSDT

(Location and date)

INVESTMENT SUPERVISION AND OVERALL EVALUATION REPORT

(of the year .....)

I. PROMULGATION OF DOCUMENTS GUIDING POLICIES AND REGULATIONS RELATING TO **INVESTMENT WITHIN THEIR COMPETENCE:** 

- Specify guiding documents promulgated during reporting period (document number, date of issue, excerpt).

- Evaluate effectiveness and impact of guiding documents regarding investment management.

**II. PLANNING MANAGEMENT** (specify the situation and implementation results, advantages, disadvantages, causes, and responsibilities of relevant agencies and organizations; difficulties regarding policies, regulations, and proposed solutions).

1. Procedures for producing, evaluating, and approving planning under their management.

2. Management of planning implementation.

3. Primary difficulties and proposed solutions.

**III. IMPLEMENTATION OF INVESTMENT CAPITAL PLAN** (specify the situation and implementation results, advantages, disadvantages, causes, and responsibilities of relevant agencies and organizations; difficulties regarding policies, regulations, and proposed solutions).

- Consolidated data on investment capital plan in the year;

LIST OF TEMPLATES FOR DOCUMENTS AND REPORTS RELATED TO INVESTMENT ACTIVITIES IN VIETNAM, OUTWARD INVESTMENT ACTIVITIES AND INVESTMENT PROMOTION ACTIVITIES (Enclosed with the Circular No. 03/2021/TT-BKHDT dated April 09, 2021 of the Minister of Planning and Investment)				
No.	Template for document	Symbol		
APPENDIX A: TEMPLATES FOR DOCUMENTS AND REPORTS RELATED TO INVESTMENT ACTIVITIES IN VIETNAM.				
I. Templates for documents applied to investors				
1	Application for investment project execution (Point a Clause 1 Article 33 of the Law on Investment, Clause 1 Article 36 of the Decree No. 31/2021/ND-CP)	Template A.I.1		
2	Investment project proposal (Applicable to projects subject to their investment guidelines set up by competent authorities) (Point b Clause 2 Article 33 of the Law on Investment)	Template A.I.2		
3	Investment project proposal (Applicable to projects subject to their investment guidelines proposed by investors) (Point d Clause 1 Article 33 of the Law on Investment)	Template A.I.3		
4	Investment project proposal (Applicable to projects not subject to their investment guidelines) (Clause 1 Article 36 of the Decree No. 31/2021/ND-CP)	Template A.I.4		

### **PENALTIES REGULATIONS FOR ORGANIZATIONS** 5 **VIOLATING FDI/ISA REPORTS**

### **FDI REPORTS**

VIOLATIONS	FEES (from Jan 2022)	SOLUTIONS
Overdue/incomplete reports	VND 20,000,000 to VND 30,000,000	Mandatory addition of missing content in incomplete reports
Failure to comply with periodic investment monitoring and evaluation reporting requirements	VND 20,000,000 to VND 30,000,000	Mandatory periodic investment monitoring and evaluation reporting
Failure to report investment activities or adhere to prescribed deadlines	VND 30,000,000 to VND 50,000,000	Mandatory reporting for non- compliance with reporting regulations
Dishonest and/or inaccurate reporting	VND 30,000,000 to VND 50,000,000	
Failure to announce office termination within 7 working days afterwards	VND 30,000,000 to VND 50,000,000	Mandatory submission of termination notification to the registration authority
Failure to announce operations termination within 5 working days afterwards	VND 30,000,000 to VND 50,000,000	Mandatory submission of termination notification to the investment registration authority
Failure to announce activity termination within 15 days afterwards	VND 30,000,000 to VND 50,000,000	Mandatory submission of investment project termination notifications to the registration authority
	ISA REPORTS	
VIOLATIONS	FEES (from Jan 2022)	SOLUTIONS

VIULATIONS	(from Jan 2022)	SULUTIONS
Overdue or incomplete reports	VND 20,000,000 to VND 30,000,000	Mandatory content completion for incomplete reports
Failure to update the ISA Report on the National ISA Portal	VND 20,000,000 to VND 30,000,000	Mandatory submission of ISA Report to the National ISA Portal
Failure to follow periodic investment monitoring and evaluation reporting requirements	VND 30,000,000 to VND 50,000,000	Mandatory compliance with periodic Investment Monitoring and Evaluation Reporting as required
Dishonest and/or inaccurate reporting	VND 30,000,000 to VND 50,000,000	

In accordance with Article 44, Clause 2 of the 2019 Law on Tax Administration, here are the deadlines for annual tax declarations:



Related to investment, bidding, and business registration: 01 year

Related to planning: 02 years

## HOW CAN INCORP VIETNAM HELP WITH FDI/ISA REPORTS?



Verify client's report status on the national investment information system



Apply for account access to the national investment system at DPI



Collect information to prepare for the report content for the client's company



Submit 5 FDI and 2 ISA reports yearly, ensuring timeliness and accuracy







