

Vietnam NewsBrief*

An update on Investment law developments in Vietnam

10 March 2008

REMINDER

Deadline for the re-registration of foreign invested enterprises

Further to Government Decree 101/2006/ND-CP dated 21 September 2006 ("Decree 101"), the deadline for re-registration of foreign invested enterprises (licensed under the repealed Law on Foreign Investment) is 30 June 2008.

Although re-registration under Decree 101 is not compulsory, it is encouraged in light of the ongoing liberalisation of the market to foreign invested entities. While non-registering foreign entities may continue to operate under their existing investment licences, no amendments to the licensed scope of activities or term of operation will be considered after the re-registration deadline. This means that non-registering entities will be restricted to the scope of activities under their current investment licence for the remaining term of operation.

Re-registered entities will be issued with a replacement Investment Certificate in accordance with the Law on Enterprises and the Law on Investment. According to the regulations, re-registered entities will not lose any of the rights or incentives (tax incentives, land use rights, etc.) granted under its previous investment licence, except for those tax incentives relating to export requirements (which have been repealed as a condition of Vietnam's WTO accession).

Please do not hesitate to contact us should you have any questions regarding the re-registration procedure or seek any assistance in this regard.
