

**TAX DEPARTMENT
HANOI CITY TAX DEPARTMENT**

SOCIALIST REPUBLIC OF VIET NAM
Independence - Freedom - Happiness

No. 15834/QD-HAN-KTr1-XPHC

Hanoi, 22 September 2026

DECISION
On administrative sanction for tax violations

HEAD OF HANOI CITY TAX DEPARTMENT

Pursuant to the Law on Handling of Administrative Violations dated 20 June 2012;
Pursuant to the Law on Tax Administration No. 108/2025/QH15 dated 10/12/2025 and the amending, supplementing and implementation-guidance documents;
Pursuant to Decree No. 125/2020/ND-CP dated 19/10/2020 of the Government prescribing penalties for administrative violations of tax and invoices;
Pursuant to Decree No. 68/2025/ND-CP dated 18/3/2025 of the Government amending and supplementing a number of articles of Decree No. 118/2021/ND-CP dated 23/12/2021 of the Government detailing a number of articles and measures for implementation of the Law on Handling of Administrative Violations;
Pursuant to Decision No. 1376/QD-BTC dated 30/06/2025 of the Director General of the Tax Department prescribing the functions, duties, powers and organizational structure of provincial and municipal Tax Departments under the Tax Department;
Pursuant to Decision No. 3736/QD-CT dated 31/12/2025 of the Director General of the Tax Department promulgating regulations on the functions, duties and powers of the Office and Divisions under provincial and municipal Tax Departments;
Pursuant to Decision No. 13204/QD-HAN dated 06/08/2026 of the Head of Hanoi City Tax Department on delegation of authority to sanction administrative violations of tax and invoices;
Pursuant to the Tax Inspection Minutes dated 22/9/2026 between Vietnam Herbs and Foods Joint Stock Company and the Inspection Team under Decision No. 12389/QD-HAN-KTr1 dated 27/7/2026 of the Head of Hanoi City Tax Department regarding inspection of compliance with tax law at Vietnam Herbs and Foods Joint Stock Company;
At the proposal of the Head of Inspection Division No. 1 - Hanoi City Tax Department;

DECIDES:

Article 1. An administrative penalty is imposed on the organization with the following name:

- Vietnam Herbs and Foods Joint Stock Company;
 - Tax code: 0107409148;
 - Address: No. 277 Van Xuan Street, O Dien Commune, Hanoi City;
 - Enterprise Registration Certificate No. 0107409148 issued by the Hanoi Department of Planning and Investment, first registered on 25/04/2016; 7th amendment registered on 03/10/2022.
 - Legal representative: Bui Tien Vinh
- Gender: Male

- Position: Chairman of the Board of Directors

2. Administrative violations committed:

- Regarding Value-Added Tax (VAT):

+ The Company declared deductions of input VAT on purchases that did not serve its production and business activities.

+ The Company made incorrect declarations and incomplete declarations of items related to determining tax obligations in tax dossiers, but such declarations did not result in an underpayment of tax for 6 VAT filing periods: January, March, May and November 2024, and May and November 2025. Pursuant to Article 8, Chapter I of Decree No. 125/2020/ND-CP dated 19/10/2020 of the Government on the statute of limitations for sanctioning administrative tax violations, the Inspection Team recommends no administrative penalty for the incorrect declarations that did not result in an underpayment of tax for the 3 VAT filing periods of January, March and May 2024. The Company has 01 aggravating circumstance due to repeated violations, pursuant to Clause 1, Article 10 of the Law on Handling of Administrative Violations No. 15/2012/QH13.

- Regarding Corporate Income Tax (CIT): The Company recorded as deductible expenses in the period certain purchases without complete supporting records and documents, and a portion of interest expense not serving production and business activities.

3. The administrative violations are prescribed under:

- Regarding VAT: Violation of the provisions of Article 15 of Circular No. 219/2013/TT-BTC dated 31/12/2013 of the Ministry of Finance.

- Regarding CIT: Violation of Article 4 of Circular No. 96/2015/TT-BTC dated 22/06/2015 of the Ministry of Finance; pursuant to Article 10 of Decree No. 320/2025/ND-CP dated 15/12/2025.

4. Aggravating circumstances: None.

5. Mitigating circumstances: None.

6. The following sanctions and remedial measures are applied:

a) Principal sanction: Fine:

- A fine equal to 20% of the additional tax identified through inspection, pursuant to Point c, Clause 2, Article 138 of the Law on Tax Administration No. 38/2019/QH14 dated 13/6/2019 and Clauses 1 and 2, Article 10 of Decree No. 129/2013/ND-CP dated 16/10/2013 of the Government, for incorrect declarations resulting in an underpayment of tax; amount: **VND 120,239,234**.

- Administrative violation fine (TM 4254), amount: **VND 20,800,000** (6,500,000 + (6,500,000 x 1.1) x 2), pursuant to Clause 3, Article 5; Clause 4, Article 7; and Clause 3, Article 12 of Decree No. 125/2020/ND-CP dated 19/10/2020, for incorrect declarations and incomplete declarations of items related to determining tax obligations in tax dossiers that did not result in an underpayment of tax for 3 VAT filing periods: November 2024 and May and November 2025.

b) Additional sanctions: None.

c) Remedial measures:

- Payment of outstanding Corporate Income Tax identified through inspection, amount: **VND 601,196,170** (2024: VND 378,919,616; 2025: VND 222,276,554).

- Late-payment interest, amount: **VND 68,365,167**, pursuant to Point a, Clause 2, Article 59 of Law No. 38/2019/QH14 dated 13/6/2019 on Tax Administration and Clause 3, Article 10 of Decree No. 129/2013/ND-CP dated 16/10/2013 of the Government, due to late payment of tax.

The above late-payment amount was calculated through 27/08/2026. Vietnam Herbs and Foods Joint Stock Company is required to self-calculate and pay the late-payment amount from 28/08/2026 until the date the outstanding tax is fully paid into the State Budget.

* Total tax arrears, fines and late-payment interest: **VND 810,600,571** (*Eight hundred ten million, six hundred thousand, five hundred seventy-one dong*).

Article 2. This Decision takes effect from the date of signing.

Article 3. This Decision shall be:

1. Delivered to Mr. Bui Tien Vinh, representative of the violating organization named in Article 1 of this Decision, for compliance.

Vietnam Herbs and Foods Joint Stock Company must strictly comply with this sanctioning Decision.

Vietnam Herbs and Foods Joint Stock Company must pay the fine into account No. 7111 opened at Transaction Office No. 17 - State Treasury Region I, collecting authority: Hanoi City Tax Department, within 10 days from the date of receipt of this Decision.

If, after the prescribed time limit, Vietnam Herbs and Foods Joint Stock Company does not voluntarily comply, enforcement measures shall be taken in accordance with law; for each day of late payment of the fine, the violating organization must additionally pay 0.05% calculated on the total unpaid fine.

Vietnam Herbs and Foods Joint Stock Company has the right to lodge a complaint or initiate legal proceedings against this Decision in accordance with law.

2. Sent to State Treasury Region I for collection of the fine.

3. Sent to Inspection Division No. 1 and Business Support Management Division No.3 - Hanoi City Tax Department for organization and implementation of this Decision./.

Recipients:

- As stated in Article 3;
- Filed: VT; KTr1 - NDTHO(04).

**FOR THE HEAD OF HANOI CITY
TAX DEPARTMENT
DEPUTY HEAD OF HANOI CITY TAX
DEPARTMENT**

(Signed and sealed)

Phan Tien Hoa