**HEM: Decision on handling tax violations**

On 25/12/2017, Tax Division of Hanoi City - General Department of Taxation announced Decision on handling tax violations as follows:

1. Handle on tax-related administrative violations with:

Hanoi electromechanical manufacturing joint stock company took charges by Mr. Nguyen Trong Tieu – legal representative of the Company;

Main business lines: Design, manufacture, repair, install and wholesales of electric motors, generators, pumps, transformers, electric cabinet systems, high and low voltage electrical equipment using in industry, agriculture and civil electronics

Tax code: 0100100456;

Address: Km12 of Cau Dien Street, Phuc Dien Ward, Bac Tu Liem District, Hanoi City;

Business Registration Certificate No. 0100100456 issued for the 1st time on 03/07/2009 and changed for the 6th on 01/06/2017 by the Department of Planning & Investment of Hanoi City;

With penalties and measures to handle consequences are as follows:

* 1. Penalty: In cash – penalty level: VND 65,728,830

For implementing administrative violations regulated as:

* Clause 02 of Article 10 of the Decree No. 129/2013/NĐ-CP issued on 16/10/2013 by the Government on false declaration leading to not implementing fully payables for taxes (TM 4254); Penalty level: VND 7,743,448
* Point b of Clause 01 of Article 11 of the Decree No. 129/2013/NĐ-CP issued on 16/10/2013 by the Government on tax evasion and tax fraud (TM 4254); Penalty level: VND 7,985,382
* Clause 04 of Article 38 of the Decree No. 109/2013/NĐ-CP issued on 24/09/2013 by the Government on not invoicing when selling products and services (TM 4254); Penalty level: VND 15,000,000
* Clause 02 of Article 39 of the Decree No. 109/2013/NĐ-CP issued on 24/09/2013 by the Government on using illegal receipts (TM 4254); Penalty level: VND 35,000,000
  1. Measures to handle consequences:
* Value Added Tax arrears (TM 1701): VND 25,932,882;
* Corporate income tax arrears (TM 4918): VND 1,012,521

(Late payments for taxes calculated based on the taxes arrears according to the inspecting results and calculated until 20/12/2017. Hanoi electromechanical manufacturing joint stock company is responsible for calculating and implementing late payments for taxes from 21/12/2017 until the date of implementing penalties for false declaration of taxes to the State Budget according to rules)

* 1. Total amount of arrears, penalties and late payments: VND 116,758,198
  2. Violated address: At Hanoi electromechanical manufacturing joint stock company

1. This Decision took effect from the date of signature

Within 10 days from the date of getting this Decisions, Hanoi electromechanical manufacturing joint stock company must implement those above tax arrears, penalties and late payments regulated at Article 01 of this Decision into the Account No. 7111 opened at VietinBank – Dong Da Branch – Collection payments management agency: Tax Division of Hanoi City

After 10 days, if Hanoi electromechanical manufacturing joint stock company does not implement according to this Decision, the Company will be forced to implement tax-related administrative handling decision regulated as Article 18 of the Decree No. 129/2013/NĐ-CP issued on 16/10/2013 by the Government on handling tax-related administrative violations and forcing to implement tax-related administrative handling decision

Hanoi electromechanical manufacturing joint stock company has rights of complaining and suing with this Decision according to Laws

1. This Decision:
   1. Assigned to Hanoi electromechanical manufacturing joint stock company to implement;
   2. Assigned to Hanoi City Treasury to collect payments;
   3. Sent to Taxations Declaration & Accounting Department, Debts Management & Tax-related Debts Forcing, Taxations Inspecting Department No. 03, Tax Division of Hanoi City to implement