

THE GOVERNMENT

SOCIALIST REPUBLIC OF VIET NAM

Independence - Freedom – Happiness

No. 328/2025/ND-CP

Hanoi, 18th December, 2025

DECREE

**On the International Arbitration Center of
the International Financial Center in Viet Nam**

Pursuant to Law on Organization of the Government No. 63/2025/QH15;

*Pursuant to Law on Commercial Arbitration No. 54/2010/QH12 amended
and supplemented by Law No. 81/2025/QH15;*

*Pursuant to Resolution No. 222/2025/QH15 on the International Financial
Center in Viet Nam;*

At the proposal of the Minister of Justice;

*The Government hereby promulgates the Decree on the International
Arbitration Center of the International Financial Center in Viet Nam.*

Chapter I

GENERAL PROVISIONS

Article 1. Scope of regulation

This Decree elaborates and guides the implementation of Point c2 Clause 1 Article 9, and Clause 3 Article 30 of the National Assembly’s Resolution No. 222/2025/QH15 dated 27 June 2025 on the International Financial Center in Viet Nam (hereinafter referred to as “Resolution No. 222/2025/QH15”) regarding the establishment and operation of the International Arbitration Center of the International Financial Center in Viet Nam (hereinafter referred to as “the International Arbitration Center”); criteria for founders and arbitrators of the International Arbitration Center.

Article 2. Subjects of application

1. The International Arbitration Center, founders and arbitrators of the International Arbitration Center.
2. Members of the International Financial Center, investors, organizations, and individuals involved in investment, business, and dispute settlement at the International Arbitration Center.
3. The Executive Agency, the Supervisory Agency of the International Financial Center.
4. Other relevant agencies, organizations, and individuals.

Chapter II**ESTABLISHMENT AND OPERATION OF
THE INTERNATIONAL ARBITRATION CENTER****Article 3. Establishment of the International Arbitration Center**

1. An international arbitration center shall be granted an establishment license by the Minister of Justice when at least five founders, who satisfy the qualifications prescribed in Clause 1, Article 7 of this Decree, apply for its establishment.
2. The International Arbitration Center shall have legal entity status, its own seal and bank accounts, and shall operate independently in terms of organization and finance.
3. The establishment, registration of operation, and announcement of establishment of the International Arbitration Center shall comply with the law on commercial arbitration and this Decree.

Article 4. Operation of the International Arbitration Center

1. The operation of the International Arbitration Center shall comply with the law on commercial arbitration, Resolution No. 222/2025/QH15 and this Decree.
2. The rights and obligations of the International Arbitration Center shall be implemented in accordance with the law on commercial arbitration.

3. The international arbitration center is responsible for ensuring it operates effectively, fairly, and transparently.

4. The application of foreign law at the International Arbitration Center shall be implemented pursuant to Clause 2 Article 6 of Resolution No. 222/2025/QH15 and Clause 2 Article 14 of the Law on Commercial Arbitration.

5. In the event that the parties agree to resolve their dispute at the International Arbitration Center, the disputing parties have the right to agree to waive the right to request the court to set aside the decision recognizing parties' agreement or the legally binding arbitral award of the Arbitral Tribunal of the International Arbitration Center. The court shall not resolve the request to set aside the award or decision of the Arbitral Tribunal when the parties have agreed in writing to waive this right.

6. The agreement to waive the right to request the court to set aside the decision recognizing the parties' agreement or the legally binding arbitral award of the Arbitral Tribunal of the International Arbitration Center is part of the arbitration agreement in accordance with the law on commercial arbitration.

The court shall not refuse to resolve the request to set aside the award or decision of the Arbitral Tribunal in the following cases:

a) The waiver agreement is inconsistent with Article 18 of the Law on Commercial Arbitration;

b) The agreement is made after a party submits a request to set aside the award or decision of the Arbitration Tribunal to the Court.

Article 5. Dispute resolution jurisdiction of the International Arbitration Center

1. The International Arbitration Center has jurisdiction to resolve disputes, as agreed upon by the parties, relating to investment and business activities within the International Financial Center, in accordance with the rules and regulations issued by the International Arbitration Center, except for disputes prescribed in Clause 2 of this Article.

2. The International Arbitration Center shall not resolve:

- a) Disputes in which the subject matter is an administrative decision or an administrative act of a State administrative agency or competent person;
- b) Labor-related disputes;
- c) Disputes relating to personal rights of individuals;
- d) Matters relating to State management that have been resolved by judgments or decisions of competent State administrative authorities or competent courts in Viet Nam.

Article 6. Termination of operation of the International Arbitration Center

1. The operation of the International Arbitration Center shall terminate in the following cases:

- a) The establishment license or operation registration certificate is revoked in accordance with the law on commercial arbitration;
- b) Other cases prescribed in the Charter of the International Arbitration Center.

2. Order and procedures for termination of operation of the International Arbitration Center shall comply with the law on commercial arbitration.

Article 7. Criteria for founders and arbitrators of the International Arbitration Center

1. A person who satisfies all the following criteria may act as a founder of the International Arbitration Center:

- a) Being Vietnamese citizens;
- b) Having the full civil legal capacity and full civil act capacity under the Civil Code;
- c) Possessing a university degree or higher;
- d) Possessing English proficiency of level 5 or higher under the 6-level foreign language proficiency framework for Viet Nam issued by the Ministry of Education and Training or an equivalent certificate, sufficient to meet the

requirements of dispute settlement by arbitration within the International Financial Center;

dd) Having at least 10 years of experience working in dispute settlement by arbitration relating to investment and business sectors, with preference for those having specialized experience in finance and banking;

e) Having participated in the issuance of at least 10 arbitral awards;

g) Being an arbitrator of an arbitration center established in accordance with Vietnamese law.

2. Arbitrators of the International Arbitration Center include Vietnamese and foreign citizens. The International Arbitration Center shall prescribe the criteria for its arbitrators.

3. The following cases are ineligible to be Arbitrators:

a) Persons currently serving as judges, procurators, investigators, enforcement officers or civil servants of the People's Courts, the People's Procuracies, Judgment Enforcement Agencies;

b) Persons currently being the accused or defendants in criminal cases, persons serving criminal sentences or persons having served their sentences but having non-expunged criminal records.

Chapter III

IMPLEMENTATION PROVISIONS

Article 8. Implementation provisions

1. This Decree takes effect from 18 December, 2025.

2. In the event that any documents referred to in this Decree are amended, supplemented, or replaced, the corresponding provisions in the amended, supplemented or replaced documents shall apply.

Article 9. Implementation responsibilities

Ministers, Heads of ministerial-level agencies, Heads of Government-attached agencies, the Chairperson of the People's Committee of Ho Chi Minh

City, the Chairperson of the People's Committee of Da Nang city, and relevant organizations and individuals shall be responsible for the implementation of this Decree./.

Recipients:

- The Secretariat of the Central Committee of the Communist Party of Viet Nam;
- The Prime Minister and the Deputy Prime Ministers;
- The Ministries, ministerial-level agencies, government-attached agencies;
- The People's Councils and People's Committees of the centrally-administered cities and provinces;
- The Office of the Party Central Committee and the Party Central Commissions;
- The Office of the General Secretary;
- The Office of the President;
- The Ethnic Council and Committees of the National Assembly;
- The Office of the National Assembly;
- The Supreme People's Court;
- The Supreme People's Procuracy;
- The State Audit Office;
- The National Financial Supervisory Commission;
- The Vietnam Bank for Social Policies;
- The Vietnam Development Bank;
- The Central Committee of the Viet Nam Fatherland Front;
- Central agencies of mass organizations;
- Government Office: Minister-Chairperson, Deputy Ministers-Vice Chairpersons, Assistants to the Prime Minister, Director General of the Government Portal, Departments, Directorates, subordinate units, Official Gazette;
- Archived at: Clerk, LD.

**ON BEHALF OF
THE GOVERNMENT
PRIME MINISTER**

Pham Minh Chinh