

**SUMMARY TABLE OF CONDITIONAL BUSINESS LINES IN THE CONSTRUCTION SECTOR APPLIED TO LEGAL ENTITY (COMPANY)**

*Updated: September 12, 2021*

No.	Business line name	Business conditions	Legal basis	Competent Authority	Notes
1.	<b>Construction surveying service business</b>	<ul style="list-style-type: none"> <li>(a) Having sufficient capacity for construction survey.</li> <li>(b) Each construction survey task must have a construction survey manager. The construction survey manager must have a full capacity to practice construction surveying and appropriate practice certificate. Individuals participating in each construction survey job must have appropriate expertise to the assigned work.</li> <li>(c) Service machines and equipment must meet quality requirements, ensure safety for survey work and protect the environment.</li> <li>(d) Laboratories serving construction survey must meet the prescribed standards and be recognized by competent authorities.</li> <li>(e) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</li> </ul>	<ul style="list-style-type: none"> <li>• Article 153 of Law on Construction 2014, as amended and supplemented according to the Law on Amending and Supplementing a Number of Articles of Law on Construction in 2020 (hereinafter referred to as the “<b>Law on Construction</b>”);</li> <li>• Decree 15/2021/ND-CP detailing a</li> </ul>	<ul style="list-style-type: none"> <li>• A construction specialized agency affiliated to the Ministry of Construction shall issue a Class I competency certificate;</li> <li>• The Department of Construction, the recognized socio-</li> </ul>	<ul style="list-style-type: none"> <li>• The certificate of capacity for construction activities is valid for 10 years when it is first issued.</li> </ul>

			<p>number of contents on construction investment project management;</p> <ul style="list-style-type: none"> <li>Decree 100/2018/ND-CP amending, supplementing and abolishing a number of regulations on business investment conditions in the fields of state management of the Ministry of Construction.</li> </ul>	<p>professional organizations shall issue Class II, Class III competency certificates.</p>	
2.	<p><b>Business on construction supervision consulting services.</b></p>	<p>(a) Having sufficient capacity conditions suitable for the work of construction supervision, construction inspection.</p> <p>(b) The individual who is the construction supervision consultant must have a practicing certificate suitable to the work performed.</p> <p>(c) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</p>	<ul style="list-style-type: none"> <li>Article 155 of Law on Construction.</li> </ul>		

3.	<b>Construction inspection service business</b>	<p>(a) Having sufficient capacity conditions suitable for the work of construction supervision, construction inspection.</p> <p>(b) Individual construction inspection consultant must have a practicing certificate suitable to the work performed.</p>	<ul style="list-style-type: none"> <li>Article 155 of Law on Construction.</li> </ul>	<p>Particularly for organizations participating in the inspection of the quality of building materials, construction components and construction products, the following conditions must be satisfied:</p> <p>(i) Must use a specialized construction laboratory with tests recognized by the competent authority in accordance with the content of the inspection;</p> <p>(ii) The individual performing</p>
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					the inspection has expertise suitable to the construction inspection work.
4.	<b>Construction planning design service business</b>	<p>(a) Having the sufficient capacity to make appropriate construction planning designs.</p> <p>(b) Individuals holding the title of construction planning project manager or project designer must have a practice certificate and capacity suitable for each type of construction planning.</p> <p>(c) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</p>	<ul style="list-style-type: none"> <li>Article 150 of Law on Construction.</li> </ul>		
5.	<b>Business on construction investment project management consulting services</b>	<p>(a) Having full capacity for construction activities suitable to project management jobs according to project size and type.</p> <p>(b) Individuals holding the title of director of construction investment project management, individuals in charge of specialized fields of project management must have appropriate expertise, training, work experience and practice certificates appropriate to the scale and type of project.</p> <p>(c) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</p>	<ul style="list-style-type: none"> <li>Article 152 of Law on Construction.</li> </ul>		<p>Particularly, in the case of a construction investment project management board, it must satisfy the following conditions:</p> <p>(i) There is an establishment decision of a</p>

					<p>competent agency or organization, for a specialized construction investment project management unit, a zone construction investment project management unit, or of the investor for a project management unit established by himself;</p> <p>(ii) Having full capacity for construction activities suitable to project management jobs</p>
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					<p>according to project size and type;</p> <p>(iii) Having an organizational structure suitable to the requirements of project management tasks; have the stable headquarter, business office;</p> <p>(iv) Individuals holding the title of director of construction investment project management, individuals in charge of specialized fields of project management</p>
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					must have appropriate expertise, training, work experience and practicing certificate appropriate to the scale and type of project.
6.	<b>Business on design organization service, construction design verification</b>	<p>(a) Having full capacity to design activities, verify construction design of the work.</p> <p>(b) Individuals holding the title of project manager, in charge of design leader and construction design verification manager must have construction design practice capacity and practice certificates suitable to the requirements of the type and grade of work.</p> <p>(c) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</p>	<ul style="list-style-type: none"> <li>Article 154 of Law on Construction.</li> </ul>		
7.	<b>Business on the work construction services</b>	<p>(a) Having full capacity for construction activities corresponding to types and grades of construction work.</p> <p>(b) Site commanders with appropriate expertise and capacity for construction practice.</p> <p>(c) Having construction equipment that meets the requirements for safety and quality of construction work.</p>	<ul style="list-style-type: none"> <li>Article 157 of Law on Construction.</li> </ul>		

8.	Business on construction investment cost management services	<p>(a) Having sufficient capacity conditions for operation of construction investment cost management.</p> <p>(b) Individuals in charge of elaboration, verification and management of construction investment costs must have a construction valuation practice certificate.</p> <p>(c) Must have a certificate of capacity for construction activities (Class I, Class II, and Class III).</p>	<ul style="list-style-type: none"> <li>Article 156 of Law on Construction.</li> </ul>		
9.	Business on constructional field testing services	<p>(a) Construction testing organization means an organization providing construction testing and monitoring services that meets the eligibility conditions specified in the below clause and is issued by a competent authority. Certificate of eligibility for construction testing activities. The validity period of the Certificate of eligibility for construction testing activities is five (05) years from the date of issuance.</p> <p>(b) Ability conditions:</p> <p>(i) An organization established in accordance with the law;</p> <p>(ii) Meet the general requirements of the national standard TCVN ISO/IEC 17025:2007 or the international standard ISO/IEC 17025:2005 and meet specific requirements in accordance with the registered test criterias;</p> <p>(iii) The person who directly manages the construction testing activities must have a university degree in a</p>	<ul style="list-style-type: none"> <li>Article 5 of Decree No. 62/2016/ND-CP stipulating conditions for construction judicial assessment and specialized experimentation;</li> <li>Circular No. 06/2017/TT-BXD guiding experimental activities specialized in construction.</li> </ul>		<p><i>Construction specialized laboratory</i> is an entity directly under the organization of specialized construction laboratory activities, including: human resources (leader, deputy laboratory, experimenters) and equipment and tools for testing are arranged in a separate space to provide conditions for conducting</p>



		<p>major relevant to one of the organization's experimental fields;</p> <p>(iv) Some experimenters must have graduated from high school or higher and have appropriate degrees and training certificates for each field of experimentation.</p>			<p>experiments specialized in construction. Construction laboratories are granted the code (LAS-XD) and have a fixed address stated in the Certificate of eligibility for construction testing activities.</p>
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*Authors: Mr. Eric Lam, Mr. Nu and Mr. Nam (HTCLF's Lawyers)*

**Note:**

For further details and in-depth advices on this legal issue, please do not hesitate to contact us through:

Lam Luong Van (Mr. Eric Lam);

HTCLF's Founder;

Email: [htc.lf@htclawfirm.vn](mailto:htc.lf@htclawfirm.vn) or [lam.lv@htclawfirm.vn](mailto:lam.lv@htclawfirm.vn);

Mobile: (+84) 901. 587. 587 (WhatsApp, Viber, or Telegram is available).