

Article 60.

(Common-Law marriage between alien and citizen of Bosnia and Herzegovina- PB/2)

(1) Temporary residence on the basis of a common-law marriage to a BiH citizen may be granted to an alien if the BiH citizen has permanent residence in Bosnia and Herzegovina.

(2) In addition to the application for approval/extension of temporary residence and evidence of meeting general requirements for the approval of temporary residence from Article 53. of the Law and Article 58. of this Bylaw, an alien shall submit the following evidence:

- a) evidence of free marital status for both extramarital partners,
- b) statement from the extramarital partners on their shared life,
- c) evidence that the shared life between the alien and the BIH citizen has existed for at least three years before the submission of application for temporary residence permit in BiH; this period may be shorter if the partners parented a child together (evidence of registration of common-law marriage, registration of temporary or permanent residence, statements of witnesses etc, and birth certificate for children)
- d) copy of identification card for the BiH citizen,
- e) certificate of citizenship for BiH citizen,
- f) statement verified by municipal administrative authority or notary public, by which the BiH citizen commits to bear the costs of accommodation, medical costs, to ensure supporting and bear all other expenses that may arise as a result of the alien's residence in BiH and the costs of placing under surveillance, voluntary departure of country or forcible removal, as well as all other costs that may result from the alien leaving BiH.

(3) For the purpose of establishing the existence of a common-law marriage, in the course of processing the application, official records shall be checked, operational verifications in the field shall be performed, a special investigation procedure shall be conducted, both extramarital partners shall be interviewed (separately and/or face to face), and witnesses shall also be interviewed if necessary.

(4) A Temporary residence permit shall be issued for the time period indicated in the application, up to a maximum of one year, provided that the alien's passport validity period exceeds the period of residence in Bosnia and Herzegovina for three months.

(5) Should the common-law marriage with the BIH citizen end, an alien is entitled to extension of his residence permit only if meeting the requirements set out in Article 58. of the Law.