

## Article 80

### (Residence which does not provide grounds for permanent residence)

(1) Alien shall not be granted permanent residence if he/she resided for the last five years in BiH on the grounds of:

a) temporary protection or submitted application for temporary protection and awaiting a decision on his/her status;

b) international protection or application for asylum and awaiting a decision on his/her status;

c) legal status stipulated by the Vienna Convention on Diplomatic Relations of 1961, Vienna Convention on Consular Relations of 1963, Convention of 1969 on Special Mission or Vienna Convention on Representatives of State and Their Relations with International Organizations from the Universal Charter from 1975;

d) education under Article 55 (Temporary residence on the basis of higher education), temporary residence on humanitarian grounds under Article 58 (Temporary residence on humanitarian grounds) paragraph (1) and (2) indents b), c) and d) and paragraph (3), seasonal employment under Article 69 (Temporary residence of seasonal workers), redeployment within the legal entity under Article 75 (Temporary residence granted for the redeployment within legal entity) and employment without a work permit under Article 77 (Residence for the purpose of employment without a work permit with a certificate of registration of labour) of this Law;

e) serving the sentence or serving another legal sanction for crimes or other obligation determined by the decision of court or other competent authority;

f) family reunification with an alien with temporary residence which does not fall under grounds for permanent residence in BiH;

g) certificates of stay under Article 110 (Proceedings in case of invoking protection) paragraph (5) of this Law;

h) residence as a daily migrant,

i) family reunification under Article 51 (Staying on the grounds of marriage or common-law marriage) paragraph (1) indent c) of this Law if he/she is not designated as a guardian of a minor citizen of BiH.

(2) Notwithstanding paragraph (1) indent d) herein, half the time of a temporary residence granted under Article 55 (Temporary residence on the grounds of higher education) of this Law shall be included in the time required for permanent residence under Article 79 (Requirements for granting permanent residence) paragraph (1) indent a) of this Law. Application for permanent residence filed while in the status of temporary residence cannot be grounded on education.

(3) Notwithstanding paragraph (1) indent d) herein, an alien who was granted a temporary residence on the grounds of the employment without a work permit as a founder of the company under Article 77 (Temporary residence for the purpose of employment without a work permit with a certificate of registration of labour) paragraph (2) indent a) of this Law, shall have his/her stay included in the time required for permanent residence under Article 79 (Requirements for granting permanent residence) paragraph (1) indent a) of this Law.