

Pursuant to Article 67, paragraph 10 of the Law on Foreign Nationals ("Official Gazette of RS", no. 24/18, 31/19 and 62/23), Article 17, paragraph 4 and Article 24, paragraph 2 of the Law on Government ("Official Gazette of RS", no. 55/05, 71/05 - correction, 101/07, 65/08, 16/11, 68/12 - CC, 72/12, 74/12 - corrigendum CC, 7/14 - CC, 44/14 and 30/18 - other laws),

the Minister of Interior brings the following

### **Rulebook on Approval of Permanent Residency**

"Official Gazette of the Republic of Serbia" no.118 as of December 28, 2023

#### Article 1

This Rulebook shall prescribe more detailed conditions for the approval of permanent residency of a foreign national, as well as the application form layout for approval of permanent residency (hereinafter: application).

#### Article 2

A foreign national meeting the conditions set forth in:

- 1) Article 67 of the Law on Foreign National ("Official Gazette of RS", no. 24/18, 31/19 and 62/23 - hereinafter referred to as: the Law), shall submit an application no earlier than 60 days prior to the expiration of the prescribed condition of a three-year continuous temporary residency, and no later than the expiry of the approved temporary residency, i.e. the single permit;
- 2) Article 68 of the Law, shall submit an application during one's legal stay in the territory of the Republic of Serbia;
- 3) Article 68a of the Law, shall submit an application if residing in the territory of the Republic of Serbia, continuously for more than three years on the ground of the granted right to asylum.

#### Article 3

When submitting an application, the foreign national shall provide proof in compliance with the Law.

A photocopy of a valid personal or official passport, i.e. a valid identity card of the country whose citizens can enter the Republic of Serbia with an identity card in compliance with the regulations in place, shall be enclosed with an application, which shall be provided for inspection when submitting an application.

Exceptionally, the documents referred to in paragraph 2 hereof shall not be enclosed by a foreign national who has been granted right to asylum in the Republic of Serbia and does not possess a travel document or other document of the country of origin and who for justified reasons (e.g. war in the country of origin of the foreign national or for other reasons beyond his/her control) was unable to obtain it.

#### Article 4

The following shall be considered to be proof of foreign national's subsistence:

- 1) salary certificate (salary slip and similar);
- 2) an employment contract, fixed-term contract or other contract that proves a foreign national's employment, in compliance with labor regulations;
- 3) proof of pension insurance payments;
- 4) proof of entry into the Register of Agricultural Holdings;
- 5) confirmation or statement of the possession of funds in the bank account, in the amount of the minimum salary prescribed in the Republic of Serbia;
- 6) certified guarantee of the employer or a natural person who is a member of the foreign national's household of a foreign national who submits the application, that he/she shall incur financial costs of a foreign national, with proof that the guarantor disposes of the funds.

#### Article 5

Proof of foreign national's health insurance with whose countries the Republic of Serbia has an international agreement on social insurance, shall be considered to be a European health insurance card, i.e. another document proving that they are insured in their country, in compliance with the regulations of the Republic of Serbia on health insurance.

Proof of health insurance for foreign nationals with whose countries the Republic of Serbia does not have an international agreement on social insurance, shall be considered to be the foreign national's health insurance policy, proof of possession of funds that can cover the costs of providing emergency medical assistance, i.e. treatment of chronic diseases, a certified guarantee from the employer or a natural person to cover the aforementioned costs with proof that the guarantor disposes of the funds, as well as a valid health insurance card of the Republic of Serbia.

#### Article 6

As proof of the justification of the application referred to in Article 2, item 1) of this Rulebook, proof relevant to the grounds on which the foreign national was previously granted temporary residency, i.e. a single permit in the Republic of Serbia, shall be obtained or enclosed, in compliance with the law, i.e.:

- 1) proof of real estate acquisition (real estate folio, etc.);
- 2) proof of work engagement in the Republic of Serbia;
- 3) proof of kinship with a citizen of the Republic of Serbia or a foreign national who has been granted permanent residency (excerpt from the registry books);
- 4) excerpt from the register of marriages and excerpt from the register of citizens for the spouse, if the spouse is a citizen of the Republic of Serbia;

- 5) a document on the existence of a marital union with a foreign national holding approved permanent residency, in compliance with the national legislation of the country where the marital union was entered into;
- 6) single status certificate for both partners, as well as other proofs of a common-law marriage;
- 7) other proof, which in compliance with the law and by-laws shall be prescribed as proof of the ground on which the foreign national was previously granted temporary residency, i.e. a single permit.

#### Article 7

As proof of the justification of the application referred to in Article 2, item 2) hereof, for a minor, one of whose parents is a citizen of the Republic of Serbia or a foreign national who has been granted permanent residency, proof of kinship with a citizen of the Republic of Serbia or a foreign national with an approved for permanent residency (birth certificate).

When submitting the application referred to in paragraph 1 of this article, the presence of both parents shall be required. If it is not possible to ensure the presence of both parents, in addition to the child's birth certificate, an affidavit by the other parent shall also be enclosed.

Exceptionally, if by a final judgment the child is assigned to the care of the parent submitting an application for approval of permanent residency for a minor child or if the other parent is unknown or has died or is completely deprived of parental rights, i.e. legal capacity, the consent of the other parent shall not be obtained.

Exceptionally, an application for an unaccompanied minor who has been granted the right to asylum in the Republic of Serbia shall be submitted by the guardian or legal representative of the minor, in the presence of the unaccompanied minor who has been granted the right to asylum.

#### Article 8

As proof of the justification of the application referred to in Article 2, item 2) hereof, for a foreign national originating from the Republic of Serbia, a proof of origin from the Republic of Serbia (birth certificate for the applicant, birth certificate for one or both parents of the applicant).

#### Article 9

As proof of the justification of the application from Article 2, item 2) of this Rulebook, for a foreign national of Serbian origin, the following shall be enclosed or obtained:

- 1) a domestic public document or a foreign public document which, in compliance with the law, shall have the probative force of a domestic public document, which can establish the applicant's Serbian origin;

2) baptismal certificate of the Serbian Orthodox Church, issued by the eparchy or parish of the church, from which the Serbian origin of the applicant, i.e. his/her ancestor, can be determined.

#### Article 10

As proof of the justification of the application referred to in Article 2, item 3) of this Rulebook for a foreign national who has been granted the right to asylum in the Republic of Serbia, a decision shall be enclosed, that is, a decision shall be obtained granting the foreign national the right to asylum in the Republic of Serbia, in compliance with the law, as well as a copy of the identity card of the person who has been granted the right to asylum.

#### Article 11

Enclosed proofs not issued by the competent authorities of the Republic of Serbia or not also written in the Serbian language, i.e. not bilingual, shall be enclosed with a translation by an authorized court translator.

Statements made by a foreign national, which serve as proof of the meeting appropriate legal conditions for granting permanent residency, shall be certified by a notary public.

#### Article 12

The application form, which is attached to this Rulebook and forms an integral part thereof (Form 1), shall be printed on A4 format paper, dimensions (210x297mm).

#### Article 13

A foreign national may waive the right to permanent residency by giving an irrevocable statement in writing to the competent authority that approved permanent residency.

The statement referred to in paragraph 1 of this Article shall be given and signed by the foreign national personally, and if illiterate, by affixing his/her fingerprint.

#### Article 14

On the date of entry into force of this Rulebook, the Rulebook on Detailed Conditions for Permanent Residence Approval, Permanent Residence Approval Application Form Layout and Manner of Placing a Sticker of Permanent Residence in a Foreign Travel Document ("Official Gazette of RS", number 72/18), shall cease to be valid.

#### Article 15

This Rulebook shall enter into force on the eighth day following the date of its publication in the "Official Gazette of the Republic of Serbia".

01 number 021-2447/23-7

In Belgrade, December 27, 2023

Minister,  
**Bratislav Gašić**, duly

Образац 1

Образац попунити читко на српском језику користећи <b>ВЕЛИКА С.ЛОВА</b> Fill out the form legibly in Serbian language using <b>CAPITAL LETTERS</b>	Попуњава службено лице органа коме је поднет захтев To be filled out by the authorized person of the authority to which the application was submitted		
	<b>Примљено</b>		
Назив органа коме се захтев подноси The authority to which the application is submitted	Датум	Број	Потпис

**ЗАХТЕВ ЗА ОДОБРЕЊЕ СТАЛНОГ НАСТАЊЕЊА У РЕПУБЛИЦИ СРБИЈИ**  
**APPLICATION FOR ISSUANCE OF APPROVAL FOR PERMANENT RESIDENCE IN THE REPUBLIC OF SERBIA**

1.	Презиме Surname		
2.	Име Given name(s)		
3.	Пол Sex	<input type="checkbox"/> мушко - male <input type="checkbox"/> женско - female	Име родитеља - Parent's name
4.	Дан, месец и година рођења Date, month and year of birth		Евиденцијски број странца - Personal identity number
5.	Место и држава рођења Place and country of birth		
6.	Држављанство Nationality		
7.	Адреса становања у Републици Србији (место, општина, улица, број зграде, спрата и стана, ПАК-Поштански адресни код) Foreign national's residential address in the Republic of Serbia (city, municipality, street, building number, floor number and apartment number, PAK-Postal address code)  Контакт број телефона страног држављанина/ пуномоћника или сродника Phone number of a foreign national/power of attorney representative/relative  Адреса електронске поште страног држављанина Foreign national's e-mail address		
8.	Основи претходних привремених боравака у Републици Србији Purpose of previous temporary residence in the Republic of Serbia или/ог Број решења којим је одобрено право на азил у РС и број издате личне карте Decision number granting the right to asylum in the RS and number of the issued related identity card		
9.	Врста и број путне исправе, датум издавања и до када важи Passport type and number, date of issue and date of expiry		
10.	Временско трајање прекида боравка у Републици Србији Cessation duration of temporary residence in the Republic of Serbia	од from	до to
11.	Место и назив правног лица или предузетника код ког је странац радно ангажован, ПИБ, Матични број Place and name of a legal entity or an entrepreneur where a foreign national is employed, tax identification number, identity number		

12.	Подаци о лицу на основу чијег статуса у Републици Србији, по основу спајања породице се подноси захтев за одобрење сталног настањена: Презиме и име, јединствени матични или евиденцијски број, држављанство, статус члана породице Data relating to a person based on whose status in the Republic of Serbia the approval of permanent residence for family reunification purposes is requested: Surname and given name(s), Personal identity number, Nationality, Status of the family member	
13.	Име(на) и презиме(на) и датум(и) рођења детета/деце Name(s) and surname(s) and date(s) of birth of a child/children	
14.	Подаци о сродницима странца/поребло странца из Републике Србије или српско порекло Data on foreign national's relatives/foreign national's origin from the Republic of Serbia or Serbian origin	

Завршна изјава:  
Final statement

1. Овим потврђујем да су сви подаци наведени у тач. 1-14. потпуни, истинити и да одговарају подацима у приложеним документима. Потврде које су на другим језицима приложене су са српским преводом.  
I hereby confirm that all the data specified under items 1-14. are complete, true and correspond to the data enclosed in attached documents. Certificates in other languages are enclosed complete with the Serbian translation.

2. Пристајем да моји лични подаци и нарочито осетљиви подаци могу бити обрађивани од стране полицијских службеника у поступку одобрења сталног настањена, као и да поступајући по мом захтеву могу вршити провере навода из захтева, теренске провере, сачињавати службене белешке или извештаје у циљу утврђивања чињеница које су од утицаја на поступак решавања.  
I hereby agree that my personal data, as well as particularly sensitive data may be processed by police officers during the approval of permanent residence, as well as that police officers may, upon my application, verify the validity of the aforementioned data, perform field checks, make official notes or draw up reports for the purpose of establishing the facts which may have an impact on the approval process.

3. Пристајем да се сви моји лични подаци који се наводе на овом обрасцу могу проследити на проверу надлежним државним органима Републике Србије у сврху одлучивања о овом захтеву.  
I hereby agree that all my personal data specified in this form may be forwarded to the competent state authorities of the Republic of Serbia for the purpose of deciding upon this application.

4. Упознат/а сам да мој захтев због непотпуних и нетачних података који су изнети, као и због опозива пристанка датог за у тачки 2. завршне изјаве може бити одбијен.  
I am hereby informed that my application may be rejected due to incomplete and inaccurate enclosed data, as well as due to revoking the consent provided for in point 2 of the final statement.

У  
In  
Дана  
Date

\_\_\_\_\_  
Потпис подносиоца захтева – Applicant's signature