

## Australian Surrogacy Laws: State by State

| Where are the Intended Parents? | Applicable Legislation (hyperlinked)                     | Minimum age of the surrogate | Allows gay couples | Allows single women | Written Agreement required | Traditional Surrogacy | Can I advertise? |
|---------------------------------|--|------------------------------|--------------------|---------------------|----------------------------|-----------------------|------------------|
| <b>ACT</b>                      | <a href="#">Parentage Act 2004</a>                       | 18yo                         | Yes                | No                  | No                         | No                    | No               |
| <b>NSW</b>                      | <a href="#">Surrogacy Act 2010</a>                       | 25yo                         | Yes                | Yes                 | Yes                        | Yes                   | Unpaid only      |
| <b>NT</b>                       | No relevant law  | –                            | –                  | –                   | –                          | –                     | –                |
| <b>QLD</b>                      | <a href="#">Surrogacy Act 2010</a>                       | 25yo                         | Yes                | Yes                 | Yes                        | Yes                   | No               |
| <b>SA</b>                       | <a href="#">Family Relationships Act 1975</a>            | 18yo                         | Yes                | No                  | Yes                        | Yes                   | Yes              |
| <b>TAS</b>                      | <a href="#">Surrogacy Act 2012</a>                       | 25yo                         | Yes                | Yes                 | Yes                        | Yes                   | No               |
| <b>VIC</b>                      | <a href="#">Assisted Reproductive Treatment Act 2008</a> | 25yo                         | Yes                | Yes                 | No                         | Yes                   | No               |
| <b>WA</b>                       | <a href="#">Surrogacy Act 2008</a>                       | 25yo                         | No*                | Yes                 | Yes                        | Yes                   | Yes              |

Every effort is made to ensure that the information contained in this Chart is current. Laws can change quickly, so you should refer to the Legislation to make sure the information is up to date.

\* WA laws are currently being reviewed and this is likely to change.