



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?
ACT	Parentage Act 2004	18yo	Yes	No	No	No	No
NSW	Surrogacy Act 2010	25yo	Yes	Yes	Yes	Yes	Unpaid only
NT	No relevant law	–	–	–	–	–	–
QLD	Surrogacy Act 2010	25yo	Yes	Yes	Yes	Yes	No
SA	Family Relationships Act 1975	18yo	Yes	No	Yes	Yes	Yes
TAS	Surrogacy Act 2012	25yo	Yes	Yes	Yes	Yes	No
VIC	Assisted Reproductive Treatment Act 2008	25yo	Yes	Yes	No	Yes	No
WA	Surrogacy Act 2008	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.

*This is likely to change, as WA laws are under review.

Applicable laws in SA, Victoria and WA are currently under review. NT laws may be introduced in the coming years.