



a: PO Box 366
Batman 3058
t: 0400 481 703

www.sarahjefford.com
sarah@sarahjefford.com

| Type of Order | Parentage Order (or Substitute Parentage Order) | Parenting Order |
|-------------------|---|---|
| Legislation | Various State legislation | Family Law Act 1975 (<i>Commonwealth</i>) – all States except WA |
| Court | State Courts have jurisdiction | Federal Circuit Court or Family Court |
| Aim | To recognise the intended parents as the parents of the child | Usually applied in parenting disputes about child custody arrangements for separated parents. |
| Application | Applies to Australian surrogacy arrangements that meet legislative requirements | Might be useful after overseas surrogacy arrangements upon return to Australia, where either or both the parents are not listed on the Birth Certificate. |
| Birth Certificate | Changes the Birth Certificate to list the intended parents instead of the surrogate and her partner | Does not change the Birth Certificate |
| Outcome | Transfers parentage from the surrogate and her partner, to the intended parents | Grants parental responsibility to the intended parents. |