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Australian Surrogacy Laws: State by State

State	Applicable Legislation	Age of the surrogate	Allows gay couples	Parties must be Australian or permanent residents	Traditional Surrogacy is allowed	Treatment must occur within the state	One parent must be the genetic parent	Can I advertise?
ACT	Parentage Act 2004	25yo	Yes	No	Yes	No	No	Yes
NSW	Surrogacy Act 2010	25yo	Yes	No	Yes	No	No	Unpaid only
NT	Surrogacy Act 2022	25yo	Yes	Yes	Yes	No	No	Yes
QLD	Surrogacy Act 2010	25yo	Yes	No	Yes	No	No	No
SA	Surrogacy Act 2019	25yo	Yes	Yes	Yes	No	No	Yes
TAS	Surrogacy Act 2012	25yo	Yes	No	Yes	No	No	No
VIC	Assisted Reproductive Treatment Act 2008	25yo	Yes	No	Yes but not with a clinic	Yes	No	No
WA	Surrogacy Act 2008	25yo	No	No	Yes	Yes	No	Yes