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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?
<b>ACT</b>	<a href="#">Parentage Act 2004</a>	25yo	Yes	No	Yes	No	No	Yes
<b>NSW</b>	<a href="#">Surrogacy Act 2010</a>	25yo	Yes	No	Yes	No	No	Unpaid only
<b>NT</b>	<a href="#">Surrogacy Act 2022</a>	25yo	Yes	Yes	Yes	No	No	Yes
<b>QLD</b>	<a href="#">Surrogacy Act 2010</a>	25yo	Yes	No	Yes	No	No	No
<b>SA</b>	<a href="#">Surrogacy Act 2019</a>	25yo	Yes	Yes	Yes	No	No	Yes
<b>TAS</b>	<a href="#">Surrogacy Act 2012</a>	25yo	Yes	No	Yes	No	No	No
<b>VIC</b>	<a href="#">Assisted Reproductive Treatment Act 2008</a>	25yo	Yes	No	Yes but not with a clinic	Yes	No	No
<b>WA</b>	<a href="#">ART &amp; Surrogacy Act 2025</a>	18yo	Yes	No	Yes	No	No	Yes