

COUNTRY	LAW
AFGHANISTAN	N/A
ALBANIA	N/A
ALGERIA	N/A
ANDORRA	N/A
ANGOLA	N/A
ANTIGUA AND	N/A
BARBUDA	
ARGENTINA	Argentina was to legalize surrogacy through the reformation of their civil code. ¹
	However, there have been reports that this was dismissed in April of 2013. ² In June of
	2013, an Argentinian court ruled that a couple was the legal parents of a child born
	through surrogacy. ³ Altruistic surrogacy has been permitted. ⁴
ARMENIA	Surrogacy became legal in 2002. ⁵ A surrogate must be 20 and have had a child
	previously. ⁶ Surrogacy for homosexual intended parents is prohibited. ⁷
AUSTRALIA	Compensated surrogacy is prohibited while uncompensated surrogacy is permitted.8
	Uncompensated surrogacy allows the intended parents to pay for the "medical and
	other out of pocket expenses." ⁹ Advertising for a surrogate is also illegal. ¹⁰ Lastly,
	certain parts of Australia have implemented laws to provide for criminal penalties for
	those who use compensated surrogacy in countries in which it is legal. ¹¹
AUSTRIA	Austria forbids gestational surrogacy according to Section 3 Paragraph 3 of the
	Reproductive Medicine Act. ¹² It is unclear whether traditional surrogacy is permitted. ¹³

¹ Marcela Valente, Argentina to Legalise Surrogate Motherhood, INTER PRESS SERVICE NEW AGENCY, Mar. 8, 2013, http://www.ipsnews.net/2013/03/argentina-to-legalise-surrogate-motherhood/.

¹⁰ Id.

² Eilis O'Neil, Surrogacy stirs up controversy in Argentina, DW, http://www.dw.com/en/surrogacy-stirs-up-controversy-in-argentina/av-17270381.

³ Alexandre Bachet, Civil Court Makes Unprecedented Ruling in Surrogacy Case, The Argentina Independent, Jun. 26, 2013, http://www.argentinaindependent.com/currentaffairs/newsfromargentina/civil-court-makes-unprecedented-ruling-in-surrogacy-case/.

⁴ Graciela Gioberchio, Meet Argentina's First Parents From Surrogate Pregnancy, WORLDCRUNCH, July 2, 2013, http://www.worldcrunch.com/culture-society/meet-argentina-039-s-first-parents-from-surrogate-pregnancy/argentina-surrogacy-convention-on-the-rights-of-the-child-in-vitro-fertilization-/c3s12539/.

⁵ Gayane Abrahamyan, Birth Rights and Concerns: Issue of surrogate birthing raises debate, ArmeniaNow.com, July 3, 2012, 12:16 PM, http://www.armenianow.com/society/36243/armenia_surrogate_mothers_legislation.

⁶ UKRAINIAN SURROGATES, Changes in Armenia surrogacy legislation, Sept. 26, 2013, 6:47 AM, http://www.ukrainiansurrogates.com/changes-in-armenia-surrogacy-legislation.

⁷ Gay Surrogacy, Gay Surrogacy Laws in Armenia, http://www.gaysurrogacy.net/laws/armenia (last accessed July 9, 2015).

⁸ Sam Everingham, Families, policy and the law, Australian Government: Australian Institute of Family Studies, https://aifs.gov.au/publications/families-policy-and-law/8-use-surrogacy-australians-implications-policy-and-law-reform (last accessed June 30, 2015).

⁹ Id.

¹¹ ld.

¹² Austrian Bioethics Commission, Reform of the Reproductive Medicine Act, July 2, 2012, http://www.bka.gv.at/DocView.axd?CobId=51083; Busardo et. Al. The Evolution of Legislations in the Field of Medically Assisted Reproduction and Embryo Stem Cell Research in European Union Members, BioMed Research International, 3.1, http://www.ncbi.nlm.nih.gov/pmc/articles/PMC4134786/pdf/BMRI2014-307160.pdf.

AZERBAIJAN	There are laws regarding surrogacy. ¹⁴
BAHAMAS	N/A
BAHRAIN	N/A
BANGLADESH	N/A
BARBADOS	N/A
BELARUS	Surrogacy is legal both altruistic and compensated.15
BELGIUM	Surrogacy is prohibited due to public policy. However, Belgian courts have recognized
	surrogacy contracts, which were created abroad. ¹⁶
BELIZE	N/A
BULGARIA	Bulgaria prohibits surrogacy. ¹⁷
BOSNIA AND	There do not appear to be any laws regarding surrogacy. ¹⁸
HERZEGOVINA	
BOTSWANA	N/A
BRAZIL	Altruistic surrogacy is permitted. ¹⁹
BRUNEI	N/A
DARUSSALAM	
BULGARIA	Surrogacy is prohibited. ²⁰
BURKINA FASO	N/A
BURUNDI	N/A
CANADA	In 2004 the Canadian government approved the Assisted Human Reproduction Act. ²¹
	Section 6 of the AHR prohibits compensated surrogacy. It is (1) illegal to "pay, offer to
	pay or advertise that they will pay a woman to be a surrogate;" (2) illegal to "accept
	consideration for arranging the services of a surrogate mother, offer to make such an
	arrangement for consideration or advertise that arranging of such services;" (3) illegal to
	"pay, offer to pay or advertise to pay another person to arrange for the services of a
	surrogate mother;" (4) advise or persuade a woman to become a surrogate mother, or

 $http://www.europarl.europa.eu/RegData/etudes/etudes/join/2013/474403/IPOL-JURI_ET (2013) 474403_EN.pdf.\\$

http://www.balkaninsight.com/en/article/women-head-east-for-wombs-to-rent.

¹³ European Parliament, A comparative study on the regime of surrogacy in EU Member States,

¹⁴ Legal aspects in European countries, BIOTEXCOM CENTER FOR HUMAN REPRODUCTION, http://mother-surrogate.info/legal-aspects-in-european-countries/ (last accessed July 27, 2015); Surrogate motherhood fails to win Azerbaijani mentality, AZERNEWS, Dec. 23, 2014 1:30 PM, http://www.azernews.az/azerbaijan/74982.html.

¹⁵ Surrogacy in Belarus, HAPPY FAMILY, http://surrogacyinfo.net/gb/law-of-surrogacy/belarus.html (last accessed July 27, 2015).

¹⁶ Patrick Wautelet, Belgian Court Recognizes Californian Surrogacy, http://conflictoflaws.net/2010/belgian-court-recognizes-californian-surrogacy/ (last accessed June 29, 2015).

¹⁷ Carol Coulter, Why surrogacy has nothing to do with same-sex marriage, IRISH TIMES, Apr. 27, 2015, 1 AM, http://www.irishtimes.com/opinion/why-surrogacy-has-nothing-to-do-with-same-sex-marriage-1.2189717.

¹⁸ Doroteya Nicolova, Women Head East for Wombs to Rent, BALKAN INSIGHT, Oct. 26, 2010,

¹⁹ http://www.loc.gov/lawweb/servlet/lloc_news?disp3_l205402140_text

²⁰ Surrogacy under the spotlight: How Ireland plans to handle this legal minefield, THEJOURNALIE, Aug. 10, 2014, 7:45 AM, http://www.thejournal.ie/surrogacy-law-ireland-1610184-Aug2014/.

²¹ Health Canada, Prohibitions related to Surrogacy, http://www.hc-sc.gc.ca/dhp-mps/brgtherap/legislation/reprod/surrogacy-substitution-eng.php (last accessed June 29, 2015).

	do any medical procedure to help a woman become a surrogate mother, knowing or having reason to believe that the woman is under 21 years of age." ²² If someone is found guilty of violating the law, they "could be fined up to \$500,000 or jailed for up to
	ten years or both." ²³
CHINA	Surrogacy is prohibited. ²⁴
CROATIA	Surrogacy is prohibited. ²⁵
CYPRUS	Surrogacy is legal in South Cyprus but illegal in North Cyprus. ²⁶
CZECH REPUBLIC	No law regarding surrogacy. ²⁷
DENMARK	Compensated surrogacy is not permitted. ²⁸
ESTONIA	Compensated and altruistic surrogacy is illegal. ²⁹
FINLAND	Compensated and altruistic surrogacy is prohibited. ³⁰
FRANCE	France bans surrogacy. ³¹
GEORGIA	Surrogacy is legal. ³²
GERMANY	Germany bans surrogacy. ³³ German courts have recognized legal parenthood of
	individuals who use surrogates in foreign countries. ³⁴
GREECE	Surrogacy is legal. ³⁵ However, it is altruistic surrogacy. ³⁶
HUNGARY	Surrogacy is prohibited. ³⁷
KAZAKHSTAN	Surrogacy is legal. ³⁸
KENYA	There are no laws regarding surrogacy. ³⁹

²² Id.

http://www.straitstimes.com/singapore/surrogacy-laws-around-the-world.

 $https://books.google.co.uk/books?id=3lvbBAAAQBAJ\&pg=PA175\&lpg=PA175\&dq=surrogacy+in+hungary\&source=bl\&ots=ichHzRiT7Z\&sig=r3tnluyAHRF5R7gmpiPZ5xfMrPA\&hl=en\&sa=X\&redir_esc=y#v=onepage\&q=surrogacy%20in%20 hungary\&f=false.$

²³ Id.

²⁴ SINGAPORE, Surrogacy laws around the world, Aug. 5, 2014, 2:46 PM,

²⁵ Nicolova, supra note 18.

²⁶ Fertility Clinics Abroad, IVF Cyprus, http://www.fertilityclinicsabroad.com/ivf-abroad/ivf-cyprus/; Busardo, supra note 9 at 3.4.

²⁷ European Parliament, supra note 13.

²⁸ Id.

²⁹ Video: Estonian woman breaks the myths surrounding surrogacy, Estonian Public Broadcasting, Nov. 7, 2014, 5:37 PM, http://news.err.ee/v/politics/society/07df116f-dde2-493f-84b8-3fd0b325e5ce.

³⁰ Jacky Jones, Second Opinion: Surrogacy laws must put children first, IRISH TIMES, Dec. 3, 2014, 12:00PM, http://www.irishtimes.com/life-and-style/health-family/second-opinion-surrogacy-laws-must-put-children-first-1.2015718.

³¹ Coulter, supra note 17.

³² Le@der, Surrogacy Is A New Form Of Exploitation Of Women, June 23, 2015, 4:55 PM, http://www.theleader.info/article/47700/surrogacy-is-a-new-form-of-exploitation-of-women/.

³³ Coulter, supra note 17.

³⁴ European Commission On Sexual Orientation Law, German Supreme Court Recognizes Same-Sex Parents after Californian Surrogacy, Jan. 11, 2015, http://www.sexualorientationlaw.eu/102-german-supreme-court-recognizes-same-sex-parents-after-californian-surrogacy-germany.

³⁵ Greek Surrogacy International, http://www.greeksurrogacy.com (last visited July 9, 2015).

³⁶ Aristides N. Hatzis, The Regulation of Surrogate Motherhood in Greece, http://users.uoa.gr/~ahatzis/Surrogacy.pdf.

³⁷ Csongor Istvan Nagy, Hungary,

³⁸ Le@der, supra note 32.

ICELAND	As of January 2013 there has been draft legislation regarding surrogacy. ⁴⁰
INDIA	Compensated surrogacy became legal in 2002. ⁴¹ Due to controversy with intended
	parents abandoning their children in India, the India government is moving to have a
	bond posted that intended parents can financially support children that are born via
	Indian surrogates. ⁴² A high court recently ruled that Indian surrogates are now entitled
	to pre and post natal maternity leave. ⁴³
ITALY	Prohibits surrogacy. ⁴⁴
IRELAND	There are no laws regarding surrogacy, it is currently not legal. ⁴⁵
ISRAEL	Surrogacy was legalized in 1996 allowing an infertile heterosexual couple to procure a
	surrogate. ⁴⁶ Unlike other countries Israel requires that a surrogacy contract be
	"submitted to the Board for Approval of Surrogacy Agreements." ⁴⁷
LATVIA	Surrogacy is prohibited. ⁴⁸
LITHUANIA	N/A
LUXEMBOURG	Surrogacy was unregulated but there is a law moving forward to make it illegal. ⁴⁹
MALTA	Surrogacy is prohibited. ⁵⁰
MACEDONIA	There do not appear to be any laws regarding surrogacy. ⁵¹
MEXICO	Certain states in Mexico permit surrogacy as long as it is done altruistically; however,
	surrogates are being compensated for their time. ⁵² There has been a recent change in

³⁹ John Chigiti, Kenyan Law Plays Catch-Up With Surrogacy Issues, THESTAR, http://allafrica.com/stories/201504080974.html.

http://www.health.gov.il/English/Topics/fertility/Surrogacy/Pages/default.aspx (last accessed July 27, 2015).

⁴⁰ Surrogacy in Iceland: Public debate, drafting of legislation and different perspectives http://www.childhealthresearch.eu/research/add-knowledge/Stathgoengumaethrun%20a%20Islandi.pdf

⁴¹ Neetu Chandra Sharma, Poverty forces workers' wives to become surrogacy mothers, Mail Today, July 3, 2015, http://indiatoday.in/story/surrogatsurrogate-mothers-ivf-centres-pregnant-women-delhi-ncre-mothers-ivf-centres-pregnant-women-delhi-ncr/1/448779.html.

⁴² Amrit Dhillon, India to introduce law requiring bond for surrogacy hopefuls, SYDNEY MORNING HERALD, July 3, 2015, http://www.smh.com.au/world/india-to-introduce-law-requiring-bond-for-surrogacy-hopefuls-20150703-ghybq9.html.

⁴³ Mel Spencer, New surrogacy laws in India cause alarm for conservatives, July 21, 2015, Gaystarfamily, http://www.gaystarnews.com/article/new-surrogacy-laws-in-india-cause-alarm-for-conservatives/ (last accessed July 27, 2015).

⁴⁴ Coulter, supra note 17.

⁴⁵ Carol Coulter, Why surrogacy has nothing to do with same-sex marriage, THE IRISH TIMES, July 10, 2015, http://www.irishtimes.com/opinion/why-surrogacy-has-nothing-to-do-with-same-sex-marriage-1.2189717; Surrogacy in Ireland: Where do we stand? Thejournal.ie, May 17th 2015, http://www.thejournal.ie/surrogacy-in-ireland-marriage-ref-2089158-May2015/.

⁴⁶ STATE OF ISRAEL: MINISTRY OF HEALTH, Surrogacy in Israel,

⁴⁸ GLOBAL IVF, Reproductive Laws in Latvia, http://www.globalivf.com/directory/laws/latvia/.

⁴⁹ Surrogacy to become illegal in Luxembourg, Luxemburger Wort, March 4, 2015, 12:10 PM, http://www.wort.lu/en/politics/review-underway-of-2013-draft-law-surrogacy-to-become-illegal-in-luxembourg-54f6e7850c88b46a8ce54b1d.

⁵⁰ Kim Dalli, Ban on surrogacy to stay in place, TIMES OF MALTA, April 22, 2014, 12:01 AM, http://www.timesofmalta.com/articles/view/20140422/local/Ban-on-surrogacy-to-stay-in-place.515910 ⁵¹ Nicolova, supra note 18.

	the Tabasco region, which was typically they most friendly to surrogacy in which the governor has prohibited the issuance of birth certificates for children born via Mexican surrogates. ⁵³
MONTENEGRO	There do not appear to be any laws regarding surrogacy. ⁵⁴
NETHERLANDS	Surrogacy is prohibited. ⁵⁵
NEPAL	Surrogacy contracts are not recognized by Nepali law, but there are migrant workers from India who are acting as surrogates in Nepal. ⁵⁶
NORWAY	Surrogacy is prohibited. ⁵⁷
NEW ZEALAND	New Zealand created a National Ethics Committee on Assisted Human Reproduction in 1995, which receives applications and either approves or denies surrogacy arrangements. ⁵⁸ The default is that the surrogate and her partner are the legal parents of the commissioned child. ⁵⁹
POLAND	Poland is becoming a popular destination for surrogacy. ⁶⁰ The legality of surrogacy is unclear.
PORTUGAL	Surrogacy is prohibited. ⁶¹
RUSSIA	Surrogacy is legal. ⁶²
SPAIN	Surrogacy is prohibited. ⁶³
SOUTH AFRICA	Altruistic surrogacy is permitted according to "Chapter 19 of the South African Children's Act from 2005, amended 2010." ⁶⁴ In order to be a surrogate a woman must

⁵² Jo Tuckman, Surrogacy boom in Mexico brings tales of missing money and stolen eggs, THE GUARDIAN, Sept, 25, 2014, http://www.theguardian.com/world/2014/sep/25/tales-of-missing-money-stolen-eggs-surrogacy-mexico.

⁵³ Julianna Photopoulos, US couple 'trapped' in Mexico following surrogacy law change, BioNews, May 11, 2015, http://www.bionews.org.uk/page_522610.asp.

⁵⁴ Nicolova, supra note 18.

⁵⁵ SINGAPORE, supra note 24.

⁵⁶ Embassy of the United States: Kathmandu, Surrogacy in Nepal, http://nepal.usembassy.gov/service/surrogacy-in-nepal.html (last accessed July 10, 2015); Naomi Zeveloff, Where Do Israeli Babies Come From? Nepal. But After Quake, for How Long? Forward, April 27, 2015, http://forward.com/news/israel/306944/where-do-israeli-babies-come-from-nepal-but-after-quake-for-how-long/; Xavier Symons, Nepalese surrogacy unearthed, BioEdge, Jun. 20, 2015, http://www.bioedge.org/bioethics/nepalese-surrogacy-unearthed/11492.

⁵⁷ Ruth Macklin, Variations in Regulations on Assisted Reproductive Technologies, Huffington Post, June 28, 2015, 10:09 PM, http://www.huffingtonpost.com/ruth-macklin/variations-in-regulations b 7675046.html.

⁵⁸ New Zealand Law Commission, Surrogacy, http://www.nzlii.org/nz/other/nzlc/pp/PP54/PP54-4_.html#Heading1159 (last accessed July 27, 2015).

⁵⁹ International Surrogacy Information Sheet, http://www.cyf.govt.nz/documents/adoption/is-information-sheet-june2011.pdf (last accessed July 27, 2015).

⁶⁰ Anne Hendershoot et al. The Real Costs of the Infertility Industry, THE CATHOLIC WORLD REPORT, June 16, 2015 http://www.catholicworldreport.com/Item/3955/the_real_costs_of_the_infertility_industry.aspx; Helier Cheung, Surrogate babies: Where can you have them, and is it legal? BBC NEWS, Aug. 6, 2014, http://www.bbc.co.uk/news/world-28679020.

⁶¹ Coulter, supra note 17.

⁶² Le@der, supra note 32.

⁶³ Id; Ali Shapiro, Surrogate Parenting: A Worldwide Industry, Lacking Global Rules, Jun. 11, 2015, http://wnpr.org/post/surrogate-parenting-worldwide-industry-lacking-global-rules#stream/0.

⁶⁴ The legal aspects of surrogacy in South Africa, INFERTILITY AWARENESS ASSOCIATION OF SOUTH AFRICA, http://www.ifaasa.co.za/family-building-surrogacy-legal-aspects/.

	have a child whom she raises, must be a South African citizen and live in South Africa. ⁶⁵
	One of the intended parents must be the genetic parent of the child. ⁶⁶
SWEDEN	Surrogacy is prohibited. ⁶⁷
SWITZERLAND	Surrogacy is prohibited. ⁶⁸
UKRAINE	Surrogacy is legal. ⁶⁹
UNITED ARAB	Surrogacy is prohibited. ⁷⁰
EMIRATES	
THAILAND	Commercial surrogacy to foreign individuals is prohibited. ⁷¹

⁶⁵ Id.

⁶⁶ Id.

⁶⁷ SVERIGES KVINN LOVVY, Surrogacy motherhood – a global trade with women's bodies, http://sverigeskvinnolobby.se/wp-content/uploads/2013/08/POLICY-PAPER-SURROGACY-MOTHERHOOD.pdf

⁶⁸ Sophie Douez, Flourishing surrogacy business raises fears, Swissinfo.ch, Mar. 21, 2011, 2:57 PM, http://www.swissinfo.ch/eng/flourishing-surrogacy-business-raises-fears/29791340.

⁶⁹ Le@der, supra note 32.

⁷⁰ Sunita Menon, Surrogacy illegal in UAE, say gynaecologists, GULF NEWS GENERAL, Mar. 8, 2006, http://gulfnews.com/news/uae/general/surrogacy-illegal-in-uae-say-gynaecologists-1.227935.

⁷¹ BBC News, Thailand bans commercial surrogacy for foreigners, Feb. 20, 2015, http://www.bbc.co.uk/news/world-asia-31546717.

