



PARLIAMENT OF WESTERN AUSTRALIA  
LEGISLATIVE ASSEMBLY

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Member for Maylands

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To whom it may concern,

**Review of the Western Australian Human Reproductive Technology Act 1991 and the Surrogacy Act 2008**

I would like to comment on the review of the WA Human Reproductive Technology Act 1991 and the Surrogacy Act 2008, particularly in relation to discrimination in current surrogacy laws towards gay men. I have met with members from the group Gay Dads of WA and agree with the need to remove this discrimination and allow access to this technology. This includes:

1. That gay men should have equal rights under the law to access surrogacy and human reproductive technology
2. That gay families should have retrospective legal rights in respect to changes to the law surrounding parenting
3. That consideration be given to broaden the legal definition of surrogacy in WA.

Given the steps forward taken with Federal marriage equality laws, it is important that State laws keep up with increasing public expectations surrounding LGBTI rights. The group has also suggested a 'not-for-profit' model which is defined as surrogacy under an arrangement where the surrogate receives reasonable compensation but not to a level that creates financial inducement. For example, financial compensation for travel, medical, psychological and loss of income. I think this model should be considered by reviewers.

Yours sincerely,

**Lisa Baker MLA**  
**MEMBER FOR MAYLANDS**

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