



**Doc. 14140 – Compendium of written amendments**  
11/10/2016

**(Revised version)**

## **Children's rights related to surrogacy**

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## A. Draft Recommendation

1. The Parliamentary Assembly recommends that the Committee of Ministers:
  - 1.1. consider the desirability and feasibility of drawing up European guidelines to safeguard children's rights in relation to surrogacy arrangements;

### Amendment 1

**Tabled by Ms Milena SANTERINI, Ms Rózsa HOFFMANN, Ms Mónica BARTOS, Ms Elvira KOVÁCS, Mr Rónán MULLEN, Mr Pavlo UNGURYAN, Mr Valeriu GHILETCHI, Ms Elena CENTEMERO, Mr Luís LEITE RAMOS, Mr Adão SILVA, Mr Franz Leonhard ESSL, Mr Francesco Maria GIRO, Mr Claudio FAZZONE, Mr Sergio DIVINA, Ms Eleonora CIMBRO, Ms Anne-Yvonne LE DAIN, Mr Petrit VASILI, Ms Pascale CROZON, Ms Mercedes del Carmen GUILLÉN VICENTE, Mr José Ramón GARCÍA HERNÁNDEZ, Ms Carmen QUINTANILLA**

*In the draft recommendation, paragraph 1.1, replace the words "rights in relation to surrogacy arrangements" with the following words: "and women's rights in relation to surrogacy by condemning all forms of surrogacy;"*

### Sub-amendment 1 to amendment 1

**Tabled by Ms Marit MAIJ, Mr Mogens JENSEN, Mr Piet De BRUYN, Baroness Doreen E. MASSEY, Mr Geraint DAVIES, Lord George FOULKES, Mr Rik DAEMS, Mr Dirk Van der MAELEN, Ms Melisa RODRÍGUEZ HERNÁNDEZ, Mr Jonas GUNNARSSON, Ms Marianne MIKKO, Ms Sílvia Eloísa BONET, Ms Liliane MAURY PASQUIER, Mr Stefan SCHENNACH, Ms Doris BARNETT, Mr Pierre-Yves LE BORGNIER, Ms Susanna HUOVINEN**

*In amendment 1, delete the words "by condemning all forms of surrogacy".*

- 1.2. collaborate with the Hague Conference on Private International Law (HCCH) on private international law issues surrounding the status of children, including problems arising in relation to legal parentage resulting from international surrogacy agreements, with a view to ensuring that the views of the Council of Europe (including those of the Parliamentary Assembly and the European Court of Human Rights) are heard and taken into account in any multilateral instrument that may result from the work of the HCCH.

### Amendment 2

**Tabled by Ms Elena CENTEMERO, Ms Milena SANTERINI, Ms Rózsa HOFFMANN, Ms Mónica BARTOS, Mr Rónán MULLEN, Mr Pavlo UNGURYAN, Mr Valeriu GHILETCHI, Mr Luís LEITE RAMOS, Mr Adão SILVA, Mr Franz Leonhard ESSL, Ms Eleonora CIMBRO, Ms Anne-Yvonne LE DAIN, Ms Pascale CROZON, Mr Petrit VASILI, Mr Vladimir GJORCHEV, Ms Carmen QUINTANILLA, Mr José Ramón GARCÍA HERNÁNDEZ, Mr Francesco Maria GIRO, Mr Claudio FAZZONE, Mr Sergio DIVINA**

*In the draft recommendation, replace paragraph 1.2 with the following paragraph:*

*"communicate to the Hague Conference on Private International Law (HCCH) the view of the Parliamentary Assembly of the Council of Europe regarding the need for an international*

*prohibition on all forms of surrogacy arrangement as necessary to protect and safeguard the human rights and dignity of women and children, including the need for legal measures to prevent the proliferation of surrogacy agreements."*