Parliamentary Assembly
Assemblée parlementaire
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COUNCIL OF EUROPE CONSEIL DE L'EUROPE

Doc. 12934
27 April 2012

Surrogate motherhood

Written declaration No. 522

This written declaration commits only those who have signed it

Considering that the practice of surrogate motherhood implies a contract on the unborn child and the exploitation of a woman's womb, and that it voluntarily dissociates motherhood and manipulates filiation;

Considering :

– the Charter of the United Nations;

– the Preamble and Article 1 of the Universal Declaration of Human Rights (UDHR);

– the Preamble of the International Covenant on Civil and Political Rights (ICCPR) and the International Covenant on Economic, Social and Cultural Rights (ICESCR);

– the Convention against Torture (Article 16);

– the International Criminal Court Statute (Article 7);

– the United Nations Convention on the Elimination of all forms of Discrimination Against Women (CEDAW) (Article 6);

– the Protocol to the UN Convention against Transnational Organized Crime (Article 3) and the Council of Europe Convention on Action against Trafficking in Human Beings (Article 4);

– the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the application of Biology and Medicine: Convention on Human Rights and Biomedicine (Oviedo Convention) (Article 21);

– the Convention on the Rights of the Child (CRC) (Article 3);

– the CRC Optional Protocol on the sale of children (Article 2a);

– the Convention Concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour (ILO Convention 182) (Article 3);

– the Convention on Intercountry Adoption (Articles 4 and 32) ;

– the European Convention on the Adoption of Children (Revised) (Articles 5 and 17);

– Parliamentary Assembly Recommendation 1443 (2000) on International Adoption: Respecting Children's Rights,

The undersigned members of the Parliamentary Assembly affirm that surrogate motherhood is incompatible with the dignity of the women and children concerned and is a violation of their fundamental rights.

Signed (see overleaf)

Signed [1]*:*

VOLONTÈ Luca, Italy, EPP/CD
AGRAMUNT Pedro, Spain, EPP/CD
COLOMBIER Georges, France, EPP/CD
COUSIN Alain, France, EPP/CD
FARINA Renato, Italy, EPP/CD
GHILETCHI Valeriu, Republic of Moldova, EPP/CD
GRIMOLDI Paolo, Italy, EDG
GROSSKOST Arlette, France, EPP/CD
HERASYM'YUK Olha, Ukraine, EPP/CD
MAKHMUTOV Anvar, Russian Federation, EDG
MALGIERI Gennaro, Italy, EPP/CD
MARIN Christine, France, EPP/CD
MATUŠIĆ Frano, Croatia, EPP/CD
NEGELE Gebhard, Liechtenstein, EPP/CD
NESSA Pasquale, Italy, EPP/CD
PALIHOVICI Liliana, Republic of Moldova, EPP/CD
PAPADIMITRIOU Elsa, Greece, EPP/CD
SANTINI Giacomo, Italy, EPP/CD
STUCCHI Giacomo, Italy, EDG
TOSHEV Latchezar, Bulgaria, EPP/CD
VAREIKIS Egidijus, Lithuania, EPP/CD
VITALI Luigi, Italy, EPP/CD

Total = 22

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1. EPP/CD: Group of the European People's Party
SOC: Socialist Group
ALDE: Alliance of Liberals and Democrats for Europe
EDG: European Democrat Group
UEL: Group of the Unified European Left
NR: Representatives not belonging to a Political Group