



Letter of the 450th anniversary of the City of Rio de Janeiro (2015)

Surrogacy arrangements

At the **Fifth Preparatory Meeting of the ASADIP for the Annual Meeting of the Council on General Affairs and Policy of the Hague Conference** (*V Encuentro Preparatorio de la ASADIP para la Reunión del Consejo de la Conferencia de La Haya*), held on 5 and 6 March 2015 at *Pontificia Universidade Católica do Rio de Janeiro*, PUC-Rio, the participants reaffirmed their support for the ongoing work at The Hague Conference, and;

Whereas the 2012 Letter of Rio de Janeiro recommended the adoption of proactive measures to formulate an agenda on Private International Law for the Americas on issues of interest to the States of the region;

Recognizing that the issue of surrogacy is of interest to ASADIP members, especially since they affect fundamental rights of children;

Aware of the unique state of vulnerability of children born as a result of surrogacy arrangements, especially in what regards their rights to a nationality as well as to the establishment and recognition of their affiliation and to their identity;

Concerned with preventing children born as a result of surrogacy arrangements from being victims of trafficking;

Considering that the last papers of The Hague Conference (“The desirability and feasibility of Further work on the parentage / surrogacy Project”, Prel Doc No. 3B, in April 2014 and “The parentage / Surrogacy Project: an updating note”, Prel Doc N 3A, February 2015) contemplate the possibility of breaking the study on surrogacy into two parts: a) ensuring legal certainty of the personal status of children born as a result of cross-border assisted reproduction techniques; b) creating mechanisms and rules at a global level to safeguard the rights and legal status of children and other individuals involved in the described process, by means of developing cooperation procedures among States;

Express their full support

in what regards the establishment of an Experts’ Group mandated to:

- a) assess primarily the legal status of the rights of children born as a result of international surrogacy arrangements;
- b) research means of ensuring the legal status of children born as a result of international surrogacy arrangements in all States;

Undertake to

Support the creation and subsequent work of an Experts’ Group, and contribute therewith by providing information regarding surrogacy in countries of ASADIP.

Rio de Janeiro, 6 March 2015.

José Antonio Moreno Rodriguez
Presidente