

Proposal for Autumn Congress

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LYMEC Autumn Congress, November 8 to 9., 2019 in London

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Status: accepted rejected transferred to _____

The Autumn Congress may decide:

1 Protecting the freedom of surrogate mothers and families

2 Today the freedom of surrogate mothers and families are under pressure in many european
3 countries. It creates insecurities and lowered quality of life for the surrogates and the intended
4 families. As a liberal organisation preserving and ensuring freedom amongst all people, we
5 cannot ignore this lack of freedom and the arbitrary legal status of all implicated parties of
6 surrogacy. It is unacceptable to neglect the inherent human need of giving life through one's
7 own DNA, and in that matter also to ignore the lawlessness of the surrogate mothers. We need to
8 secure the freedom for all family-kinds to found a family, and in addition to ensure the security of
9 the surrogate mother.

10 Considering that:

- 11 • Surrogate motherhood and altruistic¹ surrogate motherhood are highly complex ethical
12 dilemmas with no easy solutions.
- 13 • Today, the legal status of surrogate maternity is chaotic.
- 14 • By creating a clear legal framework in the EU, we can stop the exploitation of poor
15 women in e.g. Russia and India which exist today.
- 16 • It's not a human right to have a child, but for some e.g., infertile individuals or
17 homosexuals it's not physically possible. By legalising surrogacy and accepting that a
18 child can have two fathers or two mothers, we can increase equality for rainbow families.
- 19 • In several member states, same-sex couples can't be recognised as equal parents, if the
20 couple use a surrogate mother from e.g. the US.

21 ¹ The selfless act of helping a sister, friend, relative etc. by bearing their child free of charge.

22 Believing that:

- 23 • As liberals, we are fighting to uphold liberties for all individuals.
- 24 • Women's right to bear a child should not be governed by government but only by

25 themselves.

- 26 • Families and surrogate mothers deserve a clear legal position.

27 **Calls for:**

28 1. LYMEC to call on the Commission to provide legal protection at EU level for individuals who
29 are already or will be born to a surrogate mother in the future.

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31 2. LYMEC to call on the Commission to verify that existing legislation on surrogate motherhood -
32 in those Member States where this is not allowed - does not contravene the EU Charter of
33 Fundamental Rights article 7.

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35 3. Lymec to support a movement towards non-criminalisation of surrogate motherhood
36 agreements and for such agreements to have legally binding effects to safeguard the rights of the
37 parties involved, including in terms of costs, salary and visitor rights among others. This practice
38 should be coupled with the necessary guarantees in terms of health coverage of the pregnant
39 person and the juridical and economic security of both parts, so that the economic remuneration
40 is not the only economic sustainment for the pregnant mother.

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42 4. Finally, LYMEC urges not to criminalise families in good faith for the desire to have a child.

Attention: This is a preview! The official text is printed in the proposal book for Autumn Congress 08 - 09 November 2019.