

CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES ACT 2006 - SECT 3

Definitions

(1) In this [Charter](#)—

"Aboriginal" means a [person](#) belonging to the indigenous peoples of Australia, including the indigenous inhabitants of the Torres Strait Islands, and any descendants of those peoples;

act includes a failure to act and a proposal to act;

"Charter" means the [Charter](#) of [Human Rights](#) and Responsibilities;

"child" means a [person](#) under 18 years of age;

[S. 3\(1\)](#) def. of [Commission](#) amended by No. 16/2010 s. 209(Sch. item 1.1).

"Commission" means the Victorian Equal Opportunity and [Human Rights Commission](#) under the [Equal Opportunity Act 2010](#) ;

[S. 3\(1\)](#) def. of [court](#) amended by No. 77/2008 s. 129(Sch. [2](#) item 5).

"court" means the Supreme [Court](#), the County [Court](#), the Magistrates' [Court](#), the [Children's Court](#) or the Coroners [Court](#);

"declaration of inconsistent interpretation" means a declaration made by the Supreme [Court](#) under [section 36\(2\)](#);

S. 3(1) def. of [discrimination](#) amended by No. 16/2010 s. 209(Sch. items 1.2, 1.3) (as amended by No. 26/2011 s. 34(Sch. item 10.1)).

"discrimination", in relation to a [person](#), means [discrimination](#) (within the meaning of the [Equal Opportunity Act 2010](#)) on the basis of an attribute set out in [section 6](#) of that Act;

Note

[Section 6](#) of the [Equal Opportunity Act 2010](#) lists a number of attributes in respect of which [discrimination](#) is prohibited, including age; disability; political belief or activity; race; religious belief or activity; sex; and sexual orientation.

"human rights" means the civil and political rights set out in Part 2;

"interpreter" means—

- (a) an [interpreter](#) accredited by a prescribed body; or
- (b) if an accredited [interpreter](#) is not readily available, a competent [interpreter](#)—

and relates only to the oral rendering of the meaning of the spoken word or other form of communication from one language or form of communication into another language or form of communication;

"override declaration" means a declaration made by Parliament under [section 31](#);

"Parliamentary Committee" has the same meaning as *Joint House Committee* has in the [Parliamentary Committees Act 2003](#) ;

"person" means a human being;

public authority has the meaning given in [section 4](#);

"statutory provision" means an Act (including this [Charter](#)) or a subordinate instrument or a provision of an Act (including this [Charter](#)) or of a subordinate instrument;

[S. 3\(1\)](#) def. of [trial](#) inserted by No. 68/2009 s. 97(Sch. item 18.1).

"trial", in relation to the Magistrates' [Court](#) or the [Children's Court](#), means hearing of a charge;

[S. 3\(1\)](#) def. of [Victoria Police](#) substituted by No. 37/2014 s. 10(Sch. item 15).

"Victoria Police" has the same meaning as in the [Victoria Police Act 2013](#).

(2) In this [Charter](#)—

- (a) a reference to a function includes a reference to a power, authority and duty; and
- (b) a reference to the exercise of a function includes, where the function is a duty, a reference to the performance of the duty.