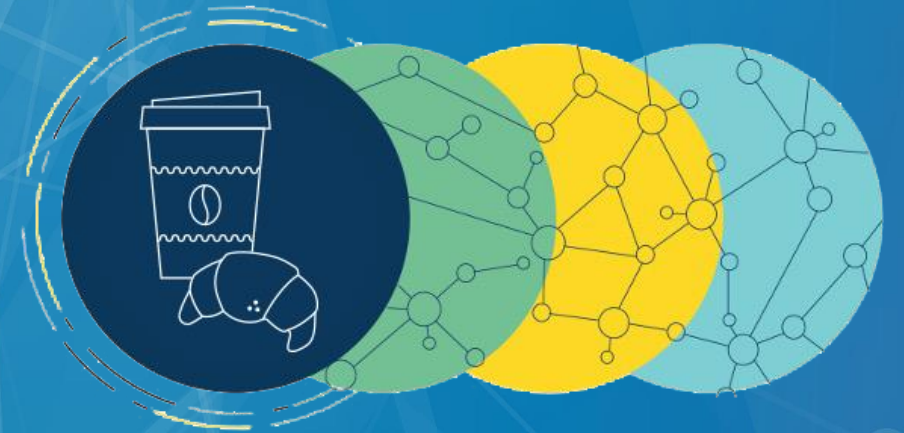


June virtual breakfast on Better Legislation for Smoother Implementation



A brave new world: Discussion on digital-ready law-making & ethics

Workshop key takeaways

- / **01** Introduction & Who we are
- / **02** Panel discussion on ethics & digital-ready law-making
- / **03** Q&A from the audience
- / **04** Conclusion: Reflections from the panelists, lessons learnt & next steps



The Better Legislation for Smoother Implementation community

A living and continuously growing multi-disciplinary community on better legislation to share good practices and co-create tools with interoperability in mind around

- **Digital-ready policymaking**
- **Legislation and technology**
- **Streamlined regulatory reporting process in the EU**



The Legal Interoperability team



Zsofia Sziranyi



Cecile Guasch



Isa von Kalben



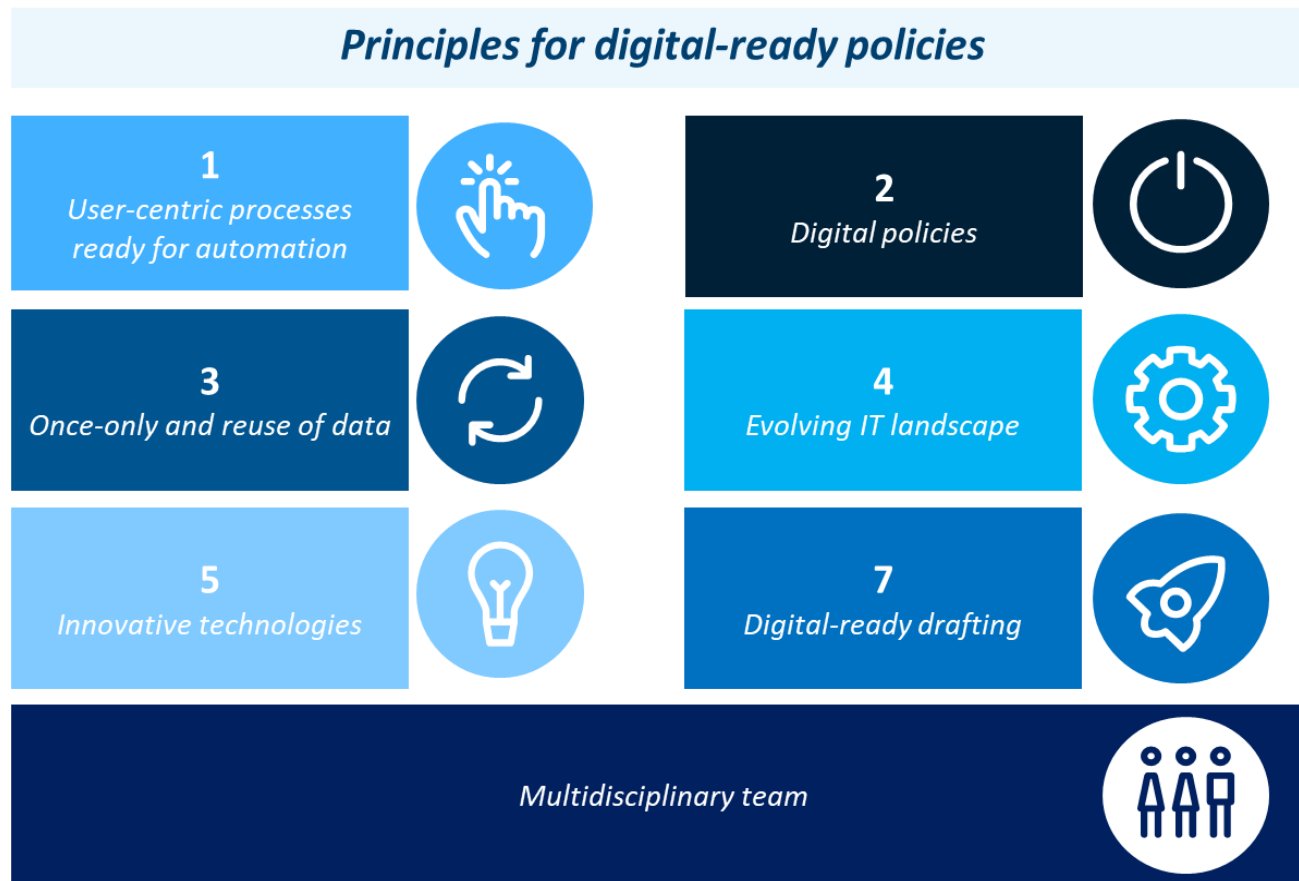
Niovi
Vlachopoulou



What is digital-ready law-making?

Digital-ready law-making refers to the process of formulating digital-ready legislation by considering digital aspects from the start of the policy cycle to ensure that they are ready for the digital age, future-proof, interoperable and fit for the evolving IT landscape. It also encompasses the use of innovative methodologies and tools (e.g. AI powered) in the policy design, analysis and implementation process.

“Legislative acts are digital-ready if they enable smooth policy implementation through best use of digital technologies and data.”

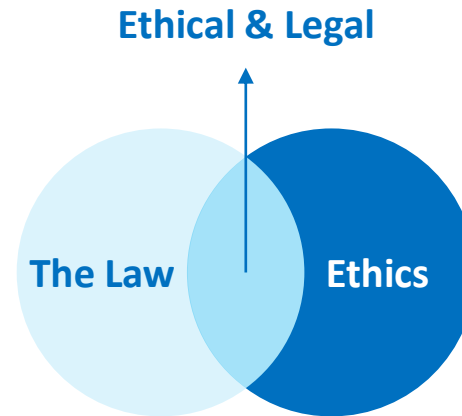




Ethical behaviour is doing what is accepted as “good” and “right” as opposed to “bad” and “wrong” in the context of the governing Moral Code.



Legal behaviour is doing what is in accordance with the law



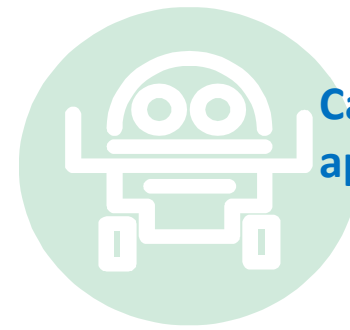
Sometimes legal and ethical can conflict

A behaviour can sometimes be unethical but legal, while other times it can be ethical, but not necessarily legal.

A law can be unethical despite originally stemming from ethical principles.



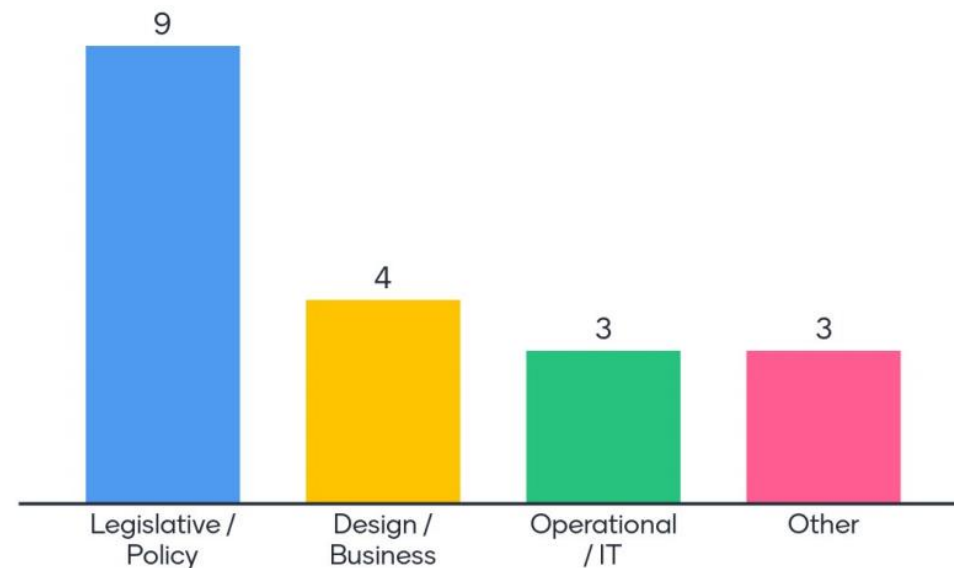
Law and rules are not perfect and need human interpretation. They also need intervention and accommodates with complex situations and nuances



Can advanced technologies apply law in an ethical way?

Question to the audience: Your professional background: do you see yourself in any of the below groups?

Your professional background: do you see yourself in any of the below groups?



Question to the audience: Why do you think it is important to integrate ethics in the discussion on digital-ready law-making?

Why do you think it is important to integrate ethics in the discussion on digital-ready lawmaking?



Today's panelists...



**Jelle
Hoedemaekers**
*Expert - ICT
Standardisation at
Agoria*



**Mireille
Hildebrandt**
*Principle Investigator
at COHUBICOL &
Professor Smart
Environments, Data
Protection and the
Rule of Law at
Radboud University*



Laurence Diver
*Postdoctoral
researcher in
Counting as a
Human Being in the
Era of
Computational Law
(COHUBICOL)*



**Eleftherios
Chelioudakis**
*Co-founder of Homo
Digitalis | Tech
Lawyer | Researcher*



Jan De Bruyne
*Research Expert
(Tort law and AI) at
KU Leuven Centre for
IT & IP Law (CiTiP)
Senior researcher
Knowledge Centre
Data & Society*



Interactive panel discussion

What do we mean by ethics in digital-ready lawmaking?



Eleftherios Chelioudakis
Co-founder of Homo Digitalis | Tech Lawyer | Researcher



Laurence Diver
Postdoctoral researcher in Counting as a Human Being in the Era of Computational Law (COHUBICOL)



Can we go further than a human-centric ethical framing?

Click to add text



Eleftherios Chelioudakis
Co-founder of
Homo Digitalis |
Tech Lawyer | Researcher



Laurence Diver
Postdoctoral researcher in
*Counting as a Human Being in
the Era of Computational
Law (COHUBICOL)*



How can we strike the balance between embedding ethical values and allowing for digital innovation?



**Mireille
Hildebrandt**

*Principle Investigator at
COHUBICOL & Professor Smart
Environments, Data Protection
and the Rule of Law at
Radboud University*



Jelle Hoedemaekers
*Expert -
ICT Standardisation
at Agoria*



Can the current legal framework sufficiently deal with the dilemma of ethics in digital lawmaking?



Jan De Bruyne
Research Expert (Tort law and AI) at KU Leuven Centre for IT & IP Law (CiTiP) Senior researcher Knowledge Centre Data & Society



Jelle Hoedemaekers
Expert - ICT Standardisation at Agoria



Mireille Hildebrandt
Principle Investigator at COHUBICOL & Professor Smart Environments, Data Protection and the Rule of Law at Radboud University



What is the role of citizens in digitalization?



Jan De Bruyne
Research Expert (Tort law and AI) at KU Leuven Centre for IT & IP Law (CiTiP) Senior researcher Knowledge Centre Data & Society



Eleftherios Chelioudakis
Co-founder of Homo Digitalis | Tech Lawyer | Researcher



Jelle Hoedemaekers
Expert - ICT Standardisation at Agoria



Question to the audience: Which direction do you think we should take, addressing ethics in digital-ready lawmaking?

Which direction do you think we should take, addressing ethics in digital-ready lawmaking?

Bring up concrete examples (like the one on self-driving cars from Jan) and discuss them

Human first approach. AI and human cooperation.

Promote good practice cases

Go for the practice:-)

More flexible, easily adaptable and balanced cultural ethics, tech and enforcement. Impact assessments can be equally important. An EU AI supervision authority/mechanism could help since humans are not fully aware of AI capabilities

Regulation and lawmaking yes, but how to make it ethical and not to stop/block innovation? It is different eco system, how to make AI ethical?

Questions and Answers

The screenshot shows a Zoom meeting interface. At the top, there are video thumbnails for participants: Laurence O., Jan De Smet, VDI, MW, and DIGIT D. WOLFF CONF. Below the thumbnails, a poll question is displayed: "Which direction do you think we should take, addressing ethics in digital-ready lawmaking?". The poll has five options, each in a separate box:

- Bring up concrete examples (like the one on self-driving cars from Jan) and discuss them.
- Go for the practice!
- Human first approach, AI and human cooperation.
- More flexible, easily adaptable and balanced cultural ethics, fact and enforcement, impact assessments can be equally important. An EU AI supervision authority/mechanism could help where humans are not fully aware of AI capabilities.
- Promote good practice cases.

The poll is currently in progress, as indicated by the "Go for the practice!" option being highlighted with a yellow border.



Conclusions

Lessons learnt & next steps



**Mireille
Hildebrandt**

*Principle Investigator at
COHUBICOL & Professor
Smart Environments, Data
Protection and the Rule of
Law at Radboud University*



Jan De Bruyne

*Research Expert (Tort
law and AI) at KU
Leuven Centre for IT &
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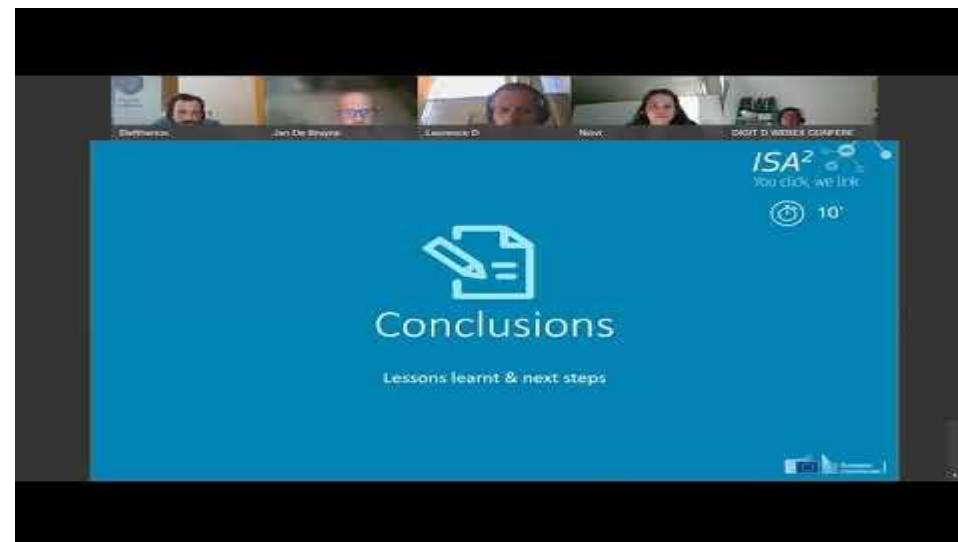
Jelle Hoedemaekers

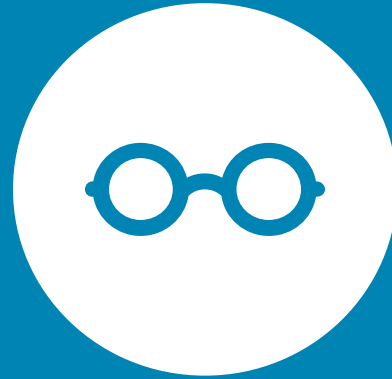
*Expert -
ICT Standardisation at
Agoria*



Laurence Diver

*Postdoctoral researcher in
Counting as a Human Being in
the Era of Computational
Law (COHUBICOL)*





Upcoming

BLSI community

Stay tuned for the upcoming:

- Virtual breakfast webinars
- Publication of case studies, issue papers, solutions and tools
- Legal Interoperability training

Join our ongoing discussions on:

- [Digital-ready policymaking](#)
- [Decision supporting tool on interoperability](#)

[Subscribe to our newsletter](#) to stay tuned on what is coming and [become a member](#) of our community!



#BLSI = Better legislation for smoother implementation

Save the date 22 June 2021, 10:00 -12:00 CEST

LEOS community webinar



What is it about?

The third LEOS community webinar will focus on the following topics:

- Latest developments of **#LEOS** (Legislation Editing Open Software);
- **#OpenSource** strategy adopted in the European Commission;
- **#UserTestimonial** - LEOS community member from Spain sharing their reuse and collaboration journey; Democratic Memory – Spain)
- An introduction to the topic of drafting legislation in the era of **#ArtificialIntelligence** and digitisation.

Speakers

Thomas Gageik

Director DIGIT.B "Digital Business Solutions",
European Commission

Prof. Monica Palmirani

University of Bologna,
CIRSFID-ALMA AI - Italy

Carlos Fernández Cubero

Ministry of the Presidency, Relations
with the Parliament and Democratic
Memory - Spain

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Run by the Interoperability Unit at DIGIT (European Commission) with 131€M budget, the [ISA² programme](https://ec.europa.eu/isa2) provides public administrations, businesses and citizens with specifications and standards, software and services to reduce administrative burdens.