



FEDERATION DES BARREAUX D'EUROPE
EUROPEAN BARS FEDERATION
VERBAND EUROPÄISCHER RECHTSANWALTSKAMMERN
FEDERACION DE LOS COLEGIOS DE ABOGADOS DE EUROPA
FEDERAZIONE DEGLI ORDINI FORENSI D'EUROPA

NEW TECHNOLOGIES COMMISSION

Minutes of the Paris Meeting
28 September 2021

Avocats Barreau Paris, 2, Rue de Harlay - 75001 Paris, Salle visio
(and online via Zoom)

Attendance list
(in alphabetical order)

Member	Bar Association	Function	Attendance
Maria Dymitruk	Wrocław (Poland)	President	✓
Ludmila Glembotzky	Bilbao (Spain)	Member	✓
Paulina Kolowca	Warszawa (Poland)	Member	excused
Izabela Konopacka	Wrocław (Poland)	Former President	✓
Christoph Munz	Dresden (Germany)	Member	✓
Agnieszka Poteralska	Wrocław (Poland)	Member	excused
Michał Skrzywanek	Wrocław (Poland)	Member	✓
Francesco Spina	Lucca (Italy)	Member	✓
Sławomir Szczerba	Wrocław (Poland)	Member	✓
Francesco Tregnaghi	Verona (Italy)	Vice-President	✓

Poster of the meeting:

Tuesday, 28th September 2021
1:00 p.m - 2:30 p.m.

Meeting

of the FBE New Technologies Commission



PURPOSE
On 21 April 2021, the European Commission presented a draft proposal of the Artificial Intelligence Act (AIA) to the European Parliament

PRESENTATIONS
Presentations on selected topics concerning AIA as a significant milestone towards European rules governing AI will be delivered by: Maria Dymitruk, Michał Skrzywanek, Ludmila Glembożky, Sławomir Szczerba

DEBATE
The presentations will be followed by the general debate with all members of the New Technologies Commission and the audience



The European Bars Federation
Fédération des Barreaux d'Europe



Wrocław Bar Association
of Attorneys-at-Law

Agenda:

- **Opening of the meeting** (*Maria Dymitruk, President of the Commission*)
- **Presentations:**
 - “Artificial Intelligence Act - the outline” (*Maria Dymitruk*)
 - “Regulating Artificial Intelligence - Key Issues and Choices” (*Sławomir Szczërba*)
 - “The need of the human oversight over AI systems - Article 14 of the AIA” (*Ludmila Glembotzky*)
 - “Data compliance in AIA - new opportunities, new challenges” (*Michał Skrzywanek*)
- **Open debate**

Topic of the meeting:

On 21 April 2021, the European Commission presented a draft proposal of the Artificial Intelligence Act (AIA)¹ to Europe. The EU’s approach to artificial intelligence centers on excellence and trust, aiming to boost research and industrial capacity and ensure fundamental rights. The European Bars Federation, bringing together 250 member Bars and representing more than 1,000,000 lawyers, is keenly interested in the development of the European legislation on artificial intelligence and its significant impact on the legal sector. As a result, the FBE New Technologies Commission decided to organize a special meeting specifically dedicated to the proposal of AIA, putting a particular emphasis on the discussion on principles of liability for AI actions, the need for human supervision over the actions of AI systems as well as new opportunities and challenges that the new legal regulations on AI will pose to all European lawyers.

¹ Proposal for a regulation of the European Parliament and of the Council laying down harmonised rules on artificial intelligence (Artificial Intelligence Act) and amending certain Union legislative acts, COM/2021/206 final, <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A52021PC0206>, accessed: 28 September 2021.

Organizational issues:

The Commission meeting was organized during the General Congress of the European Bars Federation in Paris. It was open for lawyers from all associated Bars, who could take part in the meeting onsite (in <<Salle visio>> in the building of Paris Bar Association) or attend the meeting remotely (the meeting was streamed live on Zoom platform). The announcement about the Commission meeting together with the poster (see above) was available both on the FBE website (<http://www.fbe.org/meeting-of-the-fbe-new-technologies-commission-in-paris-2/>) and on the Wrocław Bar Association's website (<https://oirp.wroclaw.pl/kalendarz/wydarzenia/520>). The registration was open and free of charge.

Presentations:

After welcoming the members of the Commission and all online guests, Maria Dymitruk opened the substantive part of the meeting presenting the topic "Artificial Intelligence Act - the outline". She described past and ongoing activities of the European Union in the field of AI as well as the main principles established by the draft AIA. Maria put a special emphasis on a definition of "AI system" and a division into three groups of AI systems:

1. Prohibited artificial intelligence practices (Article 5 of AIA),
2. High-risk AI systems (Title III of AIA),
3. AI systems with minimal risk to the European Union values, fundamental rights and principles.

Followingly, Sławomir Szczerba took the floor and presented the topic "Regulating Artificial Intelligence - Key Issues and Choices". He discussed AI techniques and approaches included in Annex 1 of AIA and the proposed regulation on prohibited AI practices. Finally, Sławomir focused on legal issues of deep fakes.

Subsequently, Ludmila Glembotzky focused in her presentation on discussing the need of human oversight over AI systems. In accordance with Article 14 para 1 of the AIA, high-risk AI systems shall be designed and developed in such a way, including with appropriate human-machine interface tools, that they can be effectively overseen by natural persons during the period in which the AI system is in use. Ludmila presented interesting examples of the functioning of high-risk AI systems in our society and their legal consequences.

Finally, not only risks posed by AI systems but also new opportunities and professional challenges connected with the use of the systems were discussed. Michał Skrzywanek delivered a presentation on data compliance in AIA. He introduced the VPAT risk analysis model – the model of his own invention – that can be used in order to propose new legal service to AI businesses. Michał considered the VPAT, courses/training, creating procedures, and ongoing advisory/consulting as new areas of the European lawyers' professional activity.

All presentations used during the meeting were accessible to all attendees of the meeting (onsite and online). The presentation has been annexed to the minutes.

Conclusions:

The speakers' presentations were followed by an open debate with all members of the New Technologies Commission and the audience. The debate participants were especially interested in the topic of public use of artificial intelligence tools, including the implementation of AI in the administration of justice. Great interest was sparked by the creation of new professional opportunities in the field of AI, and how we as lawyers can prepare for delivering the highest possible quality of legal services in this regard.

At the end, the hope for further activities in the field of AI was expressed. The members of the Commission agreed to continue initiatives in this respect. The idea of organising open meetings of the Commission (available to all members of the FBE Bar Associations; at least remotely) has also been welcome and supported.

Photos:



From left to right on the photo: Maria Dymitruk, Michał Skrzywanek, Ludmila Glembotzky



*From left to right on the photo: Christoph Munz, Maria Dymitruk, Michał Skrzywanek,
Ludmila Glembotzky, Sławomir Szczerba*



From left to right on the photo: Michał Skrzywanek, Ludmila Glembotzky, Sławomir Szczërba, Francesco Tregnaghi, Francesco Spina



From left to right on the photo: Michał Skrzywanek, Ludmila Glembotzky, Sławomir Szczërba, Francesco Tregnaghi, Francesco Spina



Online streaming of the meeting via Zoom platform



From left to right on the photo: Francesco Spina, Michał Skrzywanek, Maria Dymitruk



From left to right on the photo: Sławomir Szczerba, Izabela Konopacka, Maria Dymitruk, Michał Skrzywanek

Attachments:

1. Maria Dymitruk's presentation
2. Sławomir Szczerba's presentation
3. Michał Skrzywanek's presentation

Maria Dymitruk

President of the FBE New Technologies Commission

