CIVIL LIABILITY DUE TO ARTIFICIAL INTELLIGENCE

PRESENTATION / AIMS

Artificial Intelligence (AI) has the immense potential to benefit our way of living but it's already undeniable it creates new risks of extensive and serious damages.

Damages caused by AI can arise in the context of contractual relationships or regardless of any previous relationship with the injured party.

It is arguable conventional tort law and contractual liability systems can always ensure adequate distribution of risks and fair compensation of damages.

These new challenges have pushed European Institutions to undertake several initiatives aimed for the harmonization of the rules on AI, including on civil liability.

Through presentations by Legal Experts on the matter followed by active discussion between Experts and Participants, this seminar aims to:

- Raise awareness on how AI operates and the challenges it presents to conventional tort law and contractual liability systems.
- Analyze and compare national and EU rules already in place pertaining to the matter.
- Provide knowledge of EU legislation being prepared

25/05/2023 – Activity Coordinators – Gianluca Grasso and Giuseppe Buffone

Time	Topic	Speaker
9.00 – 9.30	*Arrival and registration of participants*	
9.30 – 9.45	*Opening and presentation of the seminar* *Pre-training knowledge assessment*	
ROUND TABLE: - CIVIL LIABILITY IN THE EU FOR THE USE OF ARTIFICIAL INTELLIGENCE – The UE legal framework		
9.45 – 10.15	*EU legal framework: the «Artificial Intelligence Act» (A.I. Act)*	**Teresa Rodríguez de las Heras Ballell - Universidad Carlos III de Madrid** **tla@der-pr.uc3m.es**
10.15 – 10.45	*AI Liability e defective products* *(«PLD»: Liability for defective products Directive)*	**Omar Ennaji – European Commissione - Legal and Policy Officer** **omar.ennaji@ec.europa.eu**
10.45 – 11.00	**Coffee break**	
11.00 – 11.30	*AI "civil" Liability* *(«AILD»: the AI Liability Directive)*	*Prof. Andrea BERTOLINI - Scuola Superiore Sant'Anna Pisa* *andrea.bertolini@santannapisa.it*
11.30 – 12.00	*Discussion Experts/Participants*	
12.00 – 12.30	*EJN - e-Justice Portal: Instructions for use*	*Francesca Fiecconi – Ministry of Justice (Italy)* *Roberta Bardelle – EJN Italian contact point* *roberta.bardelle@giustizia.it*
12.30 – 14.15	**LUNCH BREAK**	
CIVIL LIABILITY IN THE EU FOR THE USE OF ARTIFICIAL INTELLIGENCE: SPECIFIC CONTEXTS (Part 1)		
14.15 – 14.45	*From Big Data to Smart applications (autonomous vehicles, robots, drones, biometric identifiers and similar things)*	*Stefano NATIVI PhD, Permanent Representation of Italy to the EU - Scientific attaché – Telecommunications and Information Society (Digital and Cyber-security)* *stefano.nativi@esteri.it*
14.45 – 15.15	*Discussion Expert/Participants*	

	WORKSHOP	
15.15 – 16.15	*Division of Participants into groups* *- Case Study 1*	
16.16 – 16.30	**Coffee break**	
16.30 – 17.00	*Plenary discussion*	

END OF THE DAY 1

Social Dinner - Comodo Mercato Trevi - Address: Via del Lavatore, 88b, 00187 Roma RM, Italy

26/05/2023 – Activity Coordinators – Gianluca Grasso and Giuseppe Buffone		
9.20 – 9.30	*Arrival and registration of participants*	

ROUND TABLE: - CIVIL LIABILITY IN THE EU: Questions of private international law

9.30 – 9.45	*Presentation of the CASE*	
9.45 – 10.15	*QUESTION 1: which court has jurisdiction?* *Cross-border litigation regarding civil liability for the use of AI in the context of EU Regulations on jurisdiction*	*Michael Wilderspin – Former Legal Adviser at European Commission* *michael.wilderspin@ext.ec.europa.eu*
10.15 – 10.45	*QUESTION 2: which law is applicable?* *Cross-border litigation regarding civil liability for the use of AI in the context of EU Regulations on applicable law*	*Caterina D'Osualdo - European Commission, Seconded National Expert in DG JUST* *caterina.dosualdo@giustizia.it*
10.45 – 11.15	*Discussion Experts/Participants*	
11.15 – 11.30	**Coffee break**	

CIVIL LIABILITY IN THE EU FOR THE USE OF ARTIFICIAL INTELLIGENCE: SPECIFIC CONTEXTS (Part 2)

11.30 – 12.00	*Artificial Intelligence and privacy rights*	*Gaetana Natale - State Advocate and Advisor of the Privacy Authority in Italy*
12.00- 12.30	*Artificial Intelligence in healthcare: AI medical devices*	*Prof. Gianluigi Greco - Università UNICAL Cosenza* *President of the Italian Association for Artificial Intelligence* *ggreco@mat.unical.it*
12.30 – 13.00	*Discussion Experts/Participants*	
13.00 – 14.30	**LUNCH BREAK**	

	WORKSHOP	
15.15 – 16.15	*Division of Participants into groups* *- Case Study 2*	
16.16 – 16.30	**Coffee break**	
16.30 – 17.00	*Plenary discussion*	
17.00 – 17.20	*Post-training Knowledge Assessment*	

END OF THE SEMINAR

ACTIVITY COORDINATOR

Gianluca GRASSO
Giuseppe BUFFONE

EUROPEAN JUDICIAL TRAINING NETWORK (EJTN)

Daniel GRAUR

SPEAKERS

Teresa RODRÍGUEZ DE LAS HERAS BALLELL - Universidad Carlos III de Madrid

Omar ENNAJI – European Commissione - Legal and Policy Officer

Prof. Andrea BERTOLINI - Scuola Superiore Sant'Anna Pisa

Francesca FIECCONI – Ministry of Justice (Italy)

Roberta BARDELLE – EJN Italian contact point

Michael WILDERSPIN – Former Legal Adviser at European Commission

Caterina D'OSUALDO - European Commission, Seconded National Expert in DG JUST

Karolina MOJZESOWICZ - Fundamental Rights and Rule of Law (Deputy Head of Unit – International Data Flows and Protection) - European Commission

Prof. Gianluigi GRECO - Università UNICAL Cosenza - President of the Italian Association for Artificial Intelligence

Gaetana Natale - State Advocate and Advisor of the Privacy Authority in Italy

Stefano NATIVI - Permanent Representation of Italy to the EU - Scientific attaché – Telecommunications and Information Society (Digital and Cyber-security)