

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 25 May 2022

CAI-BU(2022)05

COMMITTEE ON ARTIFICIAL INTELLIGENCE (CAI)

1st Bureau Meeting

Online

Strasbourg, 24 May 2022

10.30 am – 1 pm and 2.30 – 6 pm (CET)

ABRIDGED REPORT

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1. Opening of the meeting

1. The Chair of the CAI, Mr Thomas SCHNEIDER (Switzerland) welcomed the members of the Bureau.
2. Mr Jan KLEIJSSSEN, Director, Information Society – Action against Crime, welcomed all participants to the first meeting of the CAI Bureau. He informed the Bureau of the outcomes of the Turin Ministerial Session held on 20 May 2022, notably as regards the Committee of Ministers' decision to welcome the CAI's unanimous recommendation that the Council of Europe should introduce a transversal legally binding instrument on artificial intelligence and human rights, democracy and rule of law, and to instruct its Deputies to speedily proceed with the elaboration of the appropriate instrument. He further reiterated that discussions are currently ongoing in the Committee of Ministers as regards the nature of this instrument.
3. Mr Patrick PENNINGCKX, Head of Department, Information Society, informed the Bureau of the current developments within the department and other committees of relevance to the work of the CAI, notably the opening for signature of the Second Additional Protocol to the Convention on Cybercrime. He further informed the Bureau of the upcoming work of the Council of Europe on the metaverse.

2. Adoption of the agenda

4. The Bureau adopted the agenda.

3. Information provided by the Secretariat

5. Mr Kristian BARTHOLIN, Secretary to the CAI, briefly informed the Bureau about the consequences of the Turin Ministerial Session for the work of the CAI, notably that the draft appropriate legal instrument can only be sent to delegations by the end of June.
6. Ms Louise RIONDEL, Co-Secretary to the CAI, informed the Bureau of the outcomes of second meeting of the AI Coordination Group held on 17 May 2022.
7. The Secretariat informed the members that, if they agree, the 2nd CAI Bureau meeting could take place in the premises of the Council of Europe office in Venice, Italy, on 27 October 2022. The Bureau agreed to hold its next meeting in-person in Venice.

4. Examination of the Chair's Communication and Outreach Plan

8. The Secretariat made a presentation of the Chair's Communication and Outreach Plan, detailing ways for the Committee and the Secretariat to engage with relevant internal and external partners and stakeholders.
9. The Secretariat informed the Bureau that it had received a request for a representative to be appointed by the CAI for the drafting group on AI in healthcare of the Council of Europe's Steering Committee for Human Rights in the fields of Biomedicine and Health (CDBIO). Ms Mia SPOLANDER (Finland) proposed Mr Joni KOMULAINEN (Finland) for this task. The CAI will decide on the appointment of the aforesaid representative at its next Plenary meeting.
10. The Bureau endorsed the Communication and Outreach Plan and decided to submit it to the Plenary for discussion. In particular, the Bureau proposes that the Committee shall decide, at its next Plenary meeting, if and when the draft appropriate legal instrument should be made publicly available.

11. On the basis of the Chair's proposal, the Bureau decided to add the following fixed items to the agenda of all future CAI Plenary meetings:
 - exchange of information with:
 - a) other Council of Europe intergovernmental committees and entities, and
 - b) international and supranational intergovernmental organisations
 - information from the Secretariat on the activities of the AI Coordination Group

5. Next steps in the elaboration of the appropriate legal instrument

12. The Secretariat presented its document on the Roadmap for Negotiations of the Appropriate Legal Instrument on the Development, Design and Application of AI Systems, detailing the work plan and method for the remaining 6 Plenary meetings set aside for the negotiations.
13. The Secretariat further presented its document on the Outline of the Appropriate Legal Instrument to be submitted as information document to the Committee of Ministers, detailing the general approach taken in the elaboration of the future instrument, the fundamental principles to be enshrined therein, the accompanying methodology for risk and impact assessment, and proposing the establishment of follow-up and cooperation mechanisms.
14. The Bureau endorsed both documents, approving the working methods and proposed calendar of activities contained in the Roadmap for Negotiations of the Appropriate Legal Instrument on the Development, Design and Application of AI Systems.

6. Preparation of the 2nd CAI Plenary meeting (21 - 23 September 2022)

15. The Secretariat presented its document on the Outline of the Risk and Impact Assessment Methodology (HUDERIA), detailing its ongoing work on the preparation of the methodology to be included as an Appendix to the appropriate legal instrument. The document sets out the general approach of the methodology, as well as key elements likely to be contained therein.
16. The Bureau held an exchange of views on the document and instructed the Secretariat to present it to the Committee at the 2nd Plenary meeting.
17. The Secretariat informed the Bureau that it had received applications for observer status to the CAI from two organisations, namely the "5Rights Foundation" and "Fair Trials".
18. The Bureau took note of the applications and decided to hold a hearing of representatives of both candidates, in camera for Heads of Delegations of member States only, at the next Plenary meeting, with a view to deciding on these applications.
19. The Bureau took note of and approved the draft agenda and draft annotated agenda for the 2nd CAI Plenary meeting of 21 - 23 September 2022, as amended by it.

7. Any other business

20. No points were raised under this agenda item.