

**TEMPTATIVE PROGRAM**

**April 2023**

**JuLIA- JUSTICE, FUNDAMENTAL RIGHTS AND ARTIFICIAL INTELLIGENCE**

**Co-funded by the Justice Programme of the European Union  
JUST-JTRA 2021 – JUST Project Grants**

**PROJECT PARTNERS**

Pompeu Fabra University -University of Trento – University of Versailles–  
Rijksuniversiteit Groningen – University of Coimbra– Instytut Nauk Prawnych Polskiej  
Akademii Nauk – Consejo General del Poder Judicial – Fondatsiya Libre –  
Studiecentrum Rechtspleging– Bruno Kessler Foundation (FBK) – Scuola Superiore  
della Magistratura

**TRANSNATIONAL TRAINING**

***“Judicial Decision Making, artificial intelligence and fundamental rights: the limits  
of predictive justice in civil and criminal proceedings”***

**18th – 19th September 2023**

**Scuola Superiore della Magistratura**

**NAPOLI – Castel Capuano  
Via Concezio Muzii, 2  
80139**



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The seminar aims to address the use of artificial intelligence in judicial decision-making to enable a structured debate on the limits and opportunities of predictive justice in civil and criminal law.

Many questions arise in this field. In particular, by focusing on current and planned future developments at European and national level, the seminar aims to open a debate on some crucial aspects of jurisdiction and the rule of law.

Among the issues that will be addressed:

- 1) ***AI as an instrument for assessing how judge's do justice*** - Learning, evaluating and monitoring how justice is implemented. Judges generally do not like this but from a public service perspective algorithms and AI allow for photographing how justice is being done and learn potential biases and rooms for improvement.
- 2) ***Algorithms as instruments and initiatives - eventually already implemented - of automatization for assisting in standard proceedings.*** Particularly in the context of mass litigation some proceedings allow for some automatization - personal fresh start proceedings, organizing dockets,
- 3) ***AI instruments for fastening and helping judges*** - Assisted reading, assisted writing tools, elaboration of template cases, predictive justice based on past case law ....
- 4) ***Constitutional issues*** - legitimacy of the use of these instruments, compliance with fundamental rights
- 5) ***Challenges for judicial decision making when judging decisions totally or partially adopted by algorithms and AI***
- 6) ***The uses of AI in the judicial system for purposes other than predictive justice:*** supporting the judge's activity, organising the judge's activity, producing the judicial decision, even if subject to the judge's final validation, etc.

Concerning methodology, the sessions will alternate between presentations and discussions, as well as experience panels and working groups.

**TEMPTATIVE PROGRAMME**

**18th September 2023**

	<p><b>Registration</b></p> <p><i>Room xx</i></p>
<b>9:00 – 9:15</b>	<p><b>Welcome &amp; presentation</b></p> <p><i>Room xx</i></p>
<b>9:15 – 10:00</b>	<p><b>Definition and discipline on the use of artificial intelligence in Europe: a European regulation</b></p> <p><b>Giuliana Civinini</b> President of the working group "cyberjustice and Artificial Intelligence" (CEPEJ-GT-CYBERJUST)</p> <p><b>Teresa Rodriguez De Las Heras</b> Profesora Titular de Derecho Mercantil / Professor of Commercial Law Departamento de Derecho Privado Universidad Carlos III de Madrid</p> <p><i>Room xx</i></p>
<b>10:00-10:30</b>	<p><b>The use of artificial intelligence for the application of the case law of the European Court of Human Rights</b></p> <p><b>Giovanna Bilò</b> Seconded Judge at the European Court of Human Rights</p> <p><i>Room xx</i></p>
<b>10:30-10:45</b>	<p><b>Questions &amp; answers</b></p> <p>xxxxxxxxxxxxxxxx</p>
<b>10:45-11:00</b>	<p><b>Coffee break</b></p> <p><i>Room xx</i></p>
<b>11:00 -11:30</b>	<p><b>How different AI systems works from the technical point of view. Using ChatGPT in ruling</b></p> <p><b>Silvio Ranise</b> Fond. Bruno kessler</p> <p><i>Room xx</i></p>
<b>11.30 -12:15</b>	<p><b>The use of artificial intelligence in judicial systems: ethics and efficiency</b></p> <p><b>Pascal Pichonnaz</b> ELI (TBC) &amp;</p> <p><b>Filippo Donati</b></p> <p><i>Room xx</i></p>

12:15-12:30	<b>Questions &amp; answers</b>  <i>Room xx</i>
12:30-14:00	<b>Lunch Break</b>  <i>Room xx</i>
14:00-15:00	<b>Comparative experiences on the use of artificial intelligence in predictive justice: present and future (1st part).</b>  <b>Judges or staff of the justice ministries responsible for buying/developing AI or automated processes will give a perspective of:</b>  <b>1) what do they use as of now</b> <b>2) what are they developing</b> <b>3) what they think could be useful to have (this should be a judge) and ideally</b> <b>4) what are the concerns they have about it.</b>  Italy: Antonio Corbo and Alessio Scarcella, Italian Court of cassation Vincenzo De Lisi DGSIA (TBC) Ufficio Studi, Massimario e formazione, giustizia amministrativa (TBC)  France: Etienne Verges, Professor of University  Netherlands: J.L.L. (Anne) Tahapary LL.M., Senior advisor international activities, SSR International - Herman van Harten, Judge  <i>Room xx</i>
15:00-15:30	<b>Questions &amp; answers</b>  <i>Room xx</i>
15:30-15:45	<b>Coffee break</b>  <i>Room xx</i>
15:45-16:45	<b>Comparative experiences on the use of artificial intelligence in predictive justice: present and future (2nd part).</b>  <b>Judges or staff of the justice ministries responsible for buying/developing AI or automated processes will give a perspective of:</b>  <b>1) what do they use as of now</b> <b>2) what are they developing</b> <b>3) what they think could be useful to have (this should be a judge) and ideally</b> <b>4) what are the concerns they have about it.</b>  Portugal: CEJ (TBC) Romania: NIM (TBC) Spain: José María Fernández Seijo, Judge  <i>Room xx</i>
16:45-17:15	<b>Questions &amp; answers</b>

Tuesday, 19th September 2023

9:00-9:30	<b>Transparency and control of AI tools</b> Andrés Boix  <i>Room xx</i>
9:30-9.45	<b>Questions &amp; answers</b> <i>Room xx</i>
9.45-11.00	<b>Working groups to test the application of artificial intelligence to predictive justice</b>  <b>Introduction:</b> Federica Casarosa, IUE  <b>1) ADELE</b> Francesca Lagioia (o Federico Galli) UNI Bologna  <b>2) Layla</b> Beatrice Marone, Uni Pavia / Mariavittoria Catanzariti, IUE  <b>3) Sant'Anna project with Court of Pisa</b> Giovanni Comandè  <i>Room xx</i>
11:00-11:15	<b>Coffee break</b> xxxxxxxxxxxxxxxx
11:15-12.00	<b>Working groups to test the application of artificial intelligence to predictive justice</b>  <i>Room xx</i>
12.00-12.30	<b>Presentation and some conclusions from the working groups</b>  <i>Room xx</i>
12.30-12:45	<b>Conclusion</b>

