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Meaningful Human Control over automated driving systems

#### Ethics and Philosophy of Technology







#### Ethics and philosophy of AI and neurotechnology

# DONDERS







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### The path to enlightenment begins with control and responsibility





Meaningful Human Control over automated driving systems

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#### **Control is important for responsibility**

"responsibility gaps"





#### • Less control can lead to less responsibility, and create the so-called









#### The problems with responsibility: learning automata

- might become unpredictable
- their actions?



Some machines might be designed to learn new things by themselves, and

• If nobody can predict what they'll do, who's going to be responsible for







#### The problems with responsibility: opacity

it actually does what it does





#### Very competent artificial intelligence means sometimes losing track of how



NATURE | NEWS FEATURE

Can we open the black box of AI?









intelligent machines







#### • Humans suffer from several cognitive limitations in their interaction with

#### • We are naturally lazy, and tend to accept suggestions without debating







We don't know what's going on





• We are slow and easy to distract







#### The case in vehicle automation

- manufacturers or even programmers, are involved, and potential morally responsible, in case of accidents
- supposedly "in control")





• Partial automation might make unclear whether and to what extent users, vehicle

• This may lead to "responsibility gaps", and stimulate, as solution, opportunistic, unfair forms of attribution of responsibility (e.g. blaming the drivers as they are





#### The road to full automation

 Full automation seems to challenge the very possibility of control, tempted to resort to legal liability solutions



# making further difficult to deem somebody responsible. We might be

#### The value of moral responsibility

- Intrinsic value of moral responsibility: self-understanding + duty to explain one's behaviour to one another in terms of reasons
- Instrumental value of moral responsibility: promoting safety via shifting





enhancement of sense of responsibility and reduction of responsibility

#### Meaningful Human Control to save both worlds?

# Control & Responsibility



# Automation & Innovation



## The many faces of Meaningful Human Control

CNAS	US DoD	Article 36	ICRAC	ICRC
Human operators make <b>informed, conscious</b> <b>decisions</b> about the use of force.	The need for operators to make <b>informed and</b> <b>appropriate decisions</b> in engaging targets through readily understandable interface.	Reference to timely human judgment and action.	There must be active cognitive participation in the attack and the ability to perceive and react to any change or unanticipated situations.	Reference to <b>human</b> <b>intervention</b> in different stages (development, deployment, use).
Human operators have sufficient information to ensure the lawfulness of the action they are taking, given what they know about the target, the weapon, and the context for action.	Systems will be designed with appropriate human- machine interfaces and controls as well as appropriate safeties, anti- tamper mechanisms and <b>information assurance</b> .	Accurate information for the user on the outcome sought, the technology and the context of use.	Reference to deliberation on the nature of the target, its significance and likely incidental effects. Also a reference to the need to have full contextual and situational awareness of target area.	Knowledge and accurate information about the functioning of the weapon system and the context of its intended or expected use.
The weapon is <b>designed</b> <b>and tested</b> , and human <b>operators are properly</b> <b>trained</b> , to ensure effective control over the use of the weapon.	Need for rigorous verification and validations, operational testing and evaluation to ensure the systems function as anticipated.	Reference to need for <b>predictable</b> , <b>reliable and</b> <b>transparent</b> <b>technology</b> – that could be linked to <b>design</b> features.	Reference to a means for the <b>rapid suspension or abortion</b> of the attack-that could be linked to <b>design</b> features.	Reference to need for <b>predictability and</b> <b>reliability</b> of the weapon - that could be linked to <b>design</b> features.
Explicit reference to the need for sufficient information to ensure the <b>lawfulness</b> of the action is included in the element's description.	A reference to the need to employ systems in accordance with the law is made in the Directive but not as part of the standard itself.	Accountability to a certain standard. The requirement to make legal judgments is described in the broader analysis of the concept.	Necessity and appropriateness of attack. Meeting the requirements of international law is reflected in broader statement as a driver.	Accountability for the functioning of the weapon system following its use. IHL compliance is considered a core driver of the concept.

#### (Merel Ekelhof, 2018)



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#### Two conditions for a system to be under meaningful human control



The system (human operators, operated devices, infrastructures...) should be able to **co-vary** its behavior with the **relevant reasons** of the **relevant human agent(s)** for carrying out X or omitting X



Santoni de Sio & van den Hoven (2018), Frontiers in Robotics and Al



There is at least **one human agent** in the system design history or use context who can appreciate the capabilities of the system and their own role as target of **potential moral consequences** for the system's behaviour







### Distributing control and responsibility to the actors with our scale

#### more complex

#### **More Distal**

Reasons
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Values, norms

Plans

Agents

Society, designers...

years

**TUDelft** 

hours

Mecacci & Santoni de Sio (2019), Ethics and Information Technology



#### **More Proximal**

Intentions

#### System's **Behavior**

Drivers, passengers

#### minutes

seconds





#### **Concluding remarks**

- Automated systems are hard to control
- keeping human agents responsible
- systems to maximise it



Meaningful human control can provide the kind of control that can help

• It also offer suggestions on how to assess control and how to design

