Al Governance @ China

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BRICS Competition Law & Policy Center 2023.10

TimeLine

Milestones of Chinese Approach to Al Governance

Roadmap 2017.07 New Generation AI Development Plan, issued by State Council -by 2020 / 2025 / 2030 Agency 2019.02 National New Generation AI Governance Professional Committee, established by MST ——2019.06 New Generation AI Governance Principles - Developing Responsible AI -2021.09 New Generation AI Ethics Code **Vertical** 2019- Different AI Related Policies & Initiatives Issued by Several Departments **Fields** ——2019.10 National AI Social Experimental Research Launched, led by **MST**. ——2020.06 National AI Standards System Guidelines, led by CAC. -2021.07 Safeguarding Gig Workers' Rights and Interests, led by All-China Federation of Trade Unions 2022- Regulatory Rules, led mainly by CAC Laws ——2022.03 Internet Information Service Recommendation Algorithm Management Regulations -2023.08 Interim Measures for Generative AI Service Management Global 2022- Global Cooperation, led mainly by MFA Governance -2022.11 China's Position Paper on Strengthening Ethical Governance of AI

Landscape

Governance Initiatives / Projects

Cooperation between Central & Local Governments

- → National New Generation AI Innovation and Development Pilot Zone (MST & Local Gov.)
- → Guiding Opinions on Accelerating
 Scenario Innovation and Promoting
 High-Quality Economic Development
 with High-level Application of AI
 (6 Ministries & Local Gov.)

Cooperation between **Public & Private** Sectors

→ Guidelines for the Construction of National New Generation AI Open Innovation Platform (issued by **MST**)

- AI Application Best Case
- AI Policy Experiments
- AI Social Impacts Experiments
- AI Infrastructure Construction
- Agriculture, ports, mines, factories, homes, smart education, autonomous driving, diagnosis and treatment, courts, supply chains, etc.

To Promote SME

Landscape

Governance Agencies

S&T Ethics Committee

2019.07: National Science and Technology Ethics Committee Formation Plan → Case: Science & Technology Ethics Committee of MIIT and Science & Technology Ethics Expert Committee of MIIT are established in 2023.05.

AI Ethics Committee

2019.02: National New Generation AI Governance Professional Committee

Regulatory Agencies

2022.03: CAC on Recommendation Algorithms, Deepfake, Generative AI

2023.03: National Data Bureau

Self-Governance Agencies 2020.01: Sense Time, AI Ethics and Governance Committee

2022.09: Alibaba Group, Technology Ethics Governance Committee

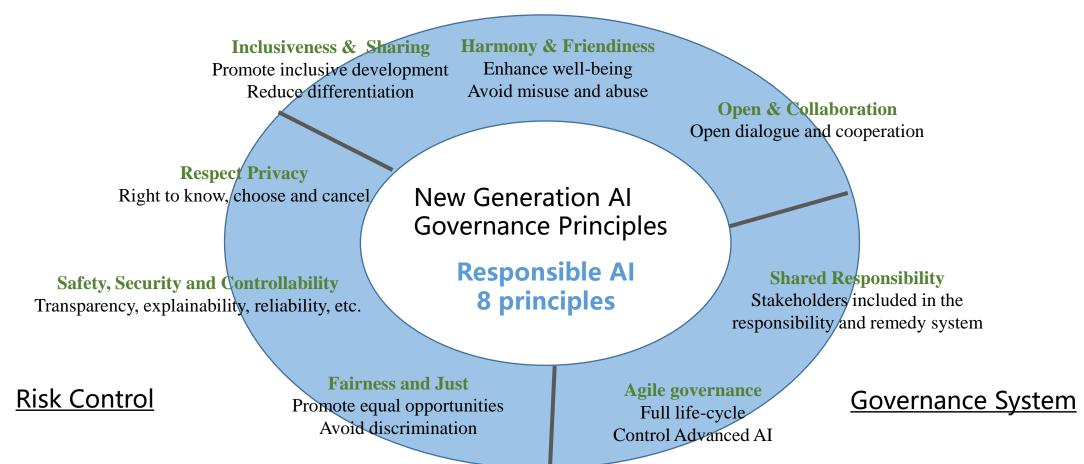
2023.03: Ant Financial Group, Technology Ethics Advisory Committee

Key Areas

AI Ethics

→ New Generation Al Governance Principles - Developing Responsible Al @2019.06

Guide Development



Key Areas

Governance of Algorithms

Algorithms by Fields

- **General Requirements:** Recommendation Algorithms, Generative AI, Deepfake AI.
- Vertical Industry: Self-Driving, AI Medial Device/Service, etc.

Governance Goals

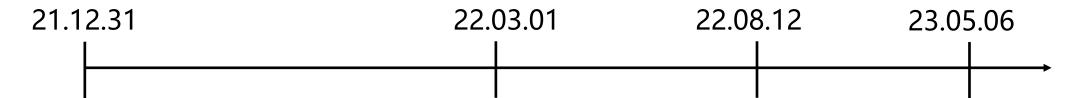
- **Transparency**: Explainability to the Public
- Accountability: Producer & Implementor (Gatekeeper), rather than Researcher
- Equality & Just: e.g. Algorithmic Collusion

Governance Tools

- Algorithm Recording
- Algorithm Classification and Grading
- Algorithmic Risk Assessment
- Algorithm Parameters Should Balance the Benefits of Stakeholders

Typical Case 1

Algorithm Recording System



<Provisions on the Administration of Internet Information Service Recommendation Algorithms>

Cyberspace Administration Office of China

Ministry of Industry and Information Technology of the People's Republic of China

Ministry of Public Security of the People's Republic of China

State Administration for Market Regulation

Algorithms Recording System is online

The first 30 kinds of algorithms by 28 platforms are public online.

262 kinds of algorithms by 100+ platforms are public online.



附件1: 境内互联网信息服务算法备案清单(2022年8月)

附件2: 境内互联网信息服务算法备案清单(2022年10月)

附件3: 境内互联网信息服务算法备案清单(2023年1月)

附件4: 境内互联网信息服务算法备案清单(2023年4月)

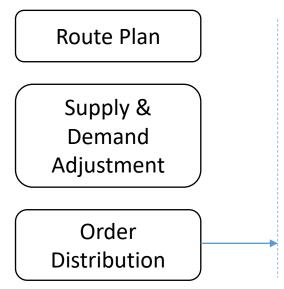
Typical Case 1

Algorithm Recording System

- 1. What is required?
- 2. What is open?

- Name of the algorithms
- Category: recommendation/search/rank/decision-making/Synthetic
- Principle & Mechanism of the algorithms
- Possible risk of the algorithms
- Governance mechanism of the risk of the algorithms (human in/over the loop)





DiDi

- **Function:** four stages including pairing, filtering, scoring, matching.
- Strategy: nearest first, global optimum
- **Environment**: in app
- **Goal**: given the restrains, optimize the success rate of passengers and the income of drivers.

Typical Case 1: Implementation Challenges

Algorithm Recording System

3. What is the result?

王师傅收入报告 王师傅收入报告 您的收入占比 小滴留存占比 ⇒ 切換查看小滴留存占比 您的收入占比=您的收入/乘客支付 小滴留存占比=100%-您的收入占比 76.5% • 5月17日 12:30:23 实时快车单 • 5月17日 12:30:23 实时快车单 47.61元 您的收入 40.64元 40.64元 36.92元 36.92元 本行程奖励 3.72元 3.72元 本行程奖励 85.4% • 5月17日 13:01:42 拼车单 • 5月17日 13:01:42 拼车单 20.95元 20.95元 15.49元 15.49元 本行程收入 15.49元 本行程收入 15.49元 本行程奖励 0元 本行程奖励 您的收入占比 73.9% • 5月17日 14:12:51 实时快车单 • 5月17日 14:12:51 实时快车单 41.92元 您的收入 39.09元 39.09元 本行程收入 32.52元 本行程奖励 6.57元 本行程奖励 6.57元 您的收入占比 93.2%

Income Breakdown of DiDi platform & drivers

4. What is next?

- From Algorithm Recording to Algorithm Inspection
- Details of the enclosure
- The Role of the System: Criteria ex ante **OR** ex post
- The Use of the System: CAC & SAMR

categories of the order User Paid

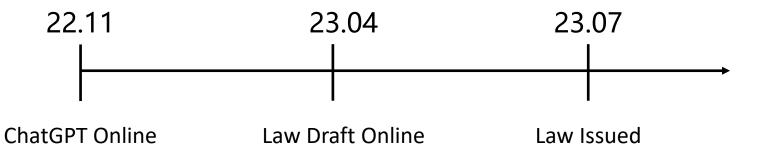
Driver Income

Driver Subsidy

Typical Case 2

Generative Al

Quick Response



Guiding Principle

Encouraging Innovation and Rule of Law

Policy Tools

- Algorithm Recording Requirements
- Distinguish Service *from* Technology
- Distinguish Public Service from Non-public Service

Thanks