

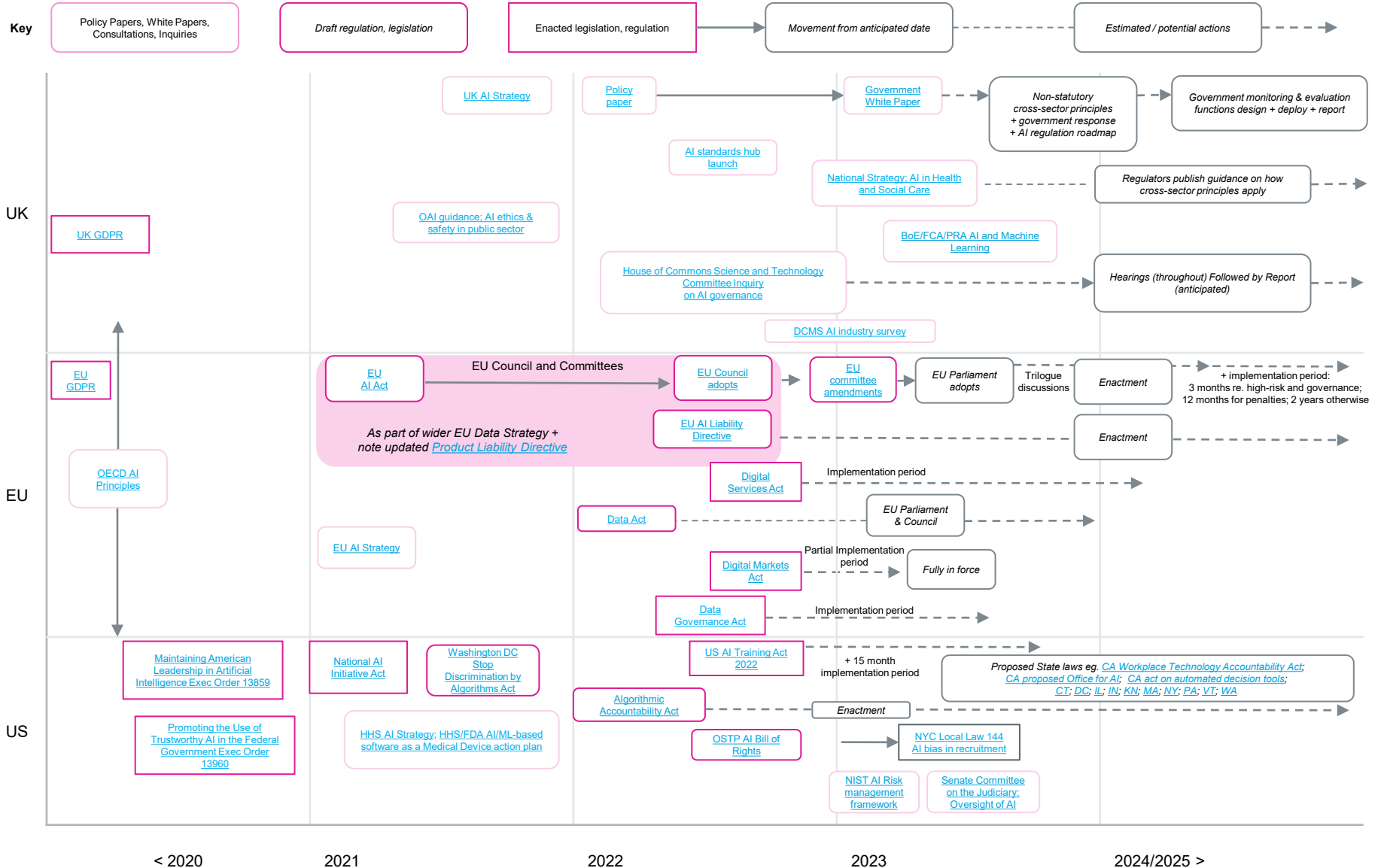
Artificial Intelligence (AI) Law, Regulation and Policy horizon scanning

What significant developments are expected in
2023 and beyond in the UK, EU and US?

May 2023

AI regulation horizon scanning

Key and selected UK, EU and US events only. Information as at May 2023.



The Burgess Salmon AI law, regulation and policy horizon scan is a selection of key UK, EU and US events for AI regulation

What's changed since January 2023 and what can we expect?

We published the first horizon scan in January 2023. A lot has happened since and can be expected:

In the EU:

- the EU AI Act is getting closer. The EU Parliamentary committees responsible for the Act have approved proposed amendments. The EU Parliament is expected to approve the amended Act in mid-June 2023.
- Trilogue discussions between the EU Council, Parliament and Commission then begin. Further amendments to the Act are possible.
- The Act is still expected to be passed in late 2023 / early 2024 with an implementation period to follow. Expect developments to the AI Liability Directive and updated Product Liability Directive also.

In the UK:

- the government has published its [White Paper on proposed AI regulation](#). The White Paper is currently accepting responses to its consultation. We have already seen [some regulators respond](#) to the White Paper. Government's response is yet to be published and we await regulators – individually or collectively – to publish

guidance on how they and their sector should apply the White Paper's cross-sectoral principles.

- The [House of Commons Science and Technology Committee's Inquiry into 'Governance of AI'](#) has started to receive evidence. It intends to consider the UK's White Paper.

In the US:

- Federal legislative action for AI governance remains slow (although the [White House](#) is taking steps to address AI risk).
- However, [multiple federal agencies](#) have repeatedly explained how existing regulation applies to AI and automated systems.
- In contrast, US States continue to push ahead with AI regulations primarily addressing risks in specific AI use cases rather than cross-sectoral regulation. For example, NYC Local Law 144 is due to come into force in July 2023 prohibiting the use of AI tools to hire candidates or promote employees unless those tools have been audited independently.

Internationally, there is active political engagement at EU, [G7](#) and OECD levels (amongst others) about addressing the risks and rewards of AI. In particular, these discussions focus on the importance of interoperability of regulations across jurisdictions (minimising regulatory gaps, overlaps and inconsistencies), developing

international technical standards, and exchange of experiences and knowledge between regulators and governments in different countries. The Council of Europe is also preparing an [AI Convention](#) to protect individuals' fundamental rights and ensure minimum safeguards, legally binding on those countries who sign up.

Contact and keep up to date

If you would like to discuss how current or future regulations impact what you do with AI, please contact us.



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