

**Opinion
of the Foreign and European Union Affairs Committee of the Polish Senate
concerning the Proposal for a Regulation of the European Parliament
and of the Council
laying down harmonised rules on artificial intelligence
(Artificial Intelligence Act) and amending certain Union legislative acts
COM(2021)206
adopted at the sitting of 6 October 2021**

1. The Foreign and European Union Affairs Committee of the Polish Senate (hereafter referred to as the FEUAC) welcomes the European Commission's initiative to regulate the marketing, putting into service and use of artificial intelligence (hereinafter AI) systems in the European Union in a secure manner and with respect for the values that are important to the citizens of the European Union, as one of the first laws of this kind in the world.
2. FEUAC supports the creation of a single framework at EU level which, on the one hand, will contribute to building trust in AI systems while mitigating the associated risks and, on the other hand, will support investment in and further development of AI technology while respecting fundamental rights such as the right to human dignity, the right to privacy, the protection of personal data, freedom of expression and information, freedom of assembly and association, the right to an effective remedy and access to an impartial tribunal.
3. FEUAC welcomes the establishment of a list of prohibited practices covering all AI systems, the use of which is considered unacceptable because it is contrary to the values of the European Union.
4. However, FEUAC expresses doubts about the possibility to exceptionally use a "real-time" remote biometric identification system in a public space for law enforcement purposes without prior authorisation by a judicial or independent administrative authority of a Member State (Article 5(3) and (4)). According to FEUAC, the cases in which this may happen should be limited and clarified and the judicial review of such authorisation strengthened.
5. FEUAC also believes that special attention should be paid to the use of references to environmental protection in the further development of the proposed regulation. Given the wide use of AI systems in industry, a prior environmental review would be required.