



31/03/2022

**AMENDMENTS: 5**

**Marcel Kolaja**

Harmonised rules on Artificial Intelligence (Artificial Intelligence Act) and amending certain Union Legislative Acts

**Proposal for a regulation** COM(2021)0206 - C9-0146/2021 – 2021/0106(COD)

Amendments created with

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**Amendments per language:**

*EN: 5*

**Amendments justification with more than 500 chars : 0**

**Amendments justification number with more than 500 chars :**

**Amendment 1**  
**Marcel Kolaja**

**Proposal for a regulation**  
**Recital 24 a (new)**

*Text proposed by the Commission*

*Amendment*

***(24 a) The use of AI systems to infer emotions of a natural person should be prohibited, except for the cases of use related to health and research purposes. Misuses of such AI systems might lead to serious infringements of person's privacy and to their manipulation. Such technologies rely on a presumed link between emotions, facial expressions and other external physiological reactions, which does not take into account cultural differences and wrongly assumes existing universal patterns of expressing emotions.***

Or. en

**Amendment 2**  
**Marcel Kolaja**

**Proposal for a regulation**  
**Recital 24 b (new)**

*Text proposed by the Commission*

*Amendment*

***(24 b) The placing on the market, putting into service or use of certain AI systems that are used on minors to monitor or detect prohibited behaviour during tests at educational and training institutions should be forbidden. The use of such intrusive monitoring and flagging technologies, such as e-proctoring software, in a relationship of power, for example where education institutions have a relationship of power over their pupils, poses an unacceptable risk to the fundamental rights of minors. Notably***

*these practices affect their private life, data protection rights and a right for human dignity.*

Or. en

**Amendment 3**  
**Marcel Kolaja**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point d**

*Text proposed by the Commission*

(d) harmonised transparency rules for AI systems intended to interact with natural persons, *emotion recognition systems and biometric categorisation systems*, and AI systems used to generate or manipulate image, audio or video content;

*Amendment*

(d) harmonised transparency rules for AI systems intended to interact with natural persons and AI systems used to generate or manipulate image, audio or video content;

Or. en

**Amendment 4**  
**Marcel Kolaja**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(c a) The placing on the market, putting into service or use of emotion recognition systems unless such use is strictly for the purposes of the Regulation 2016/679 Article 9 (2) h), i) and j)*

Or. en

**Amendment 5**  
**Marcel Kolaja**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point c b (new)**

*Text proposed by the Commission*

*Amendment*

***(c b) The placing on the market, putting into service or use of AI systems targeting minors intended to be used for monitoring or detecting prohibited behaviour of minors during tests at educational and training institutions***

Or. en