

# Outline of "Al Guidelines for Business Appendix Ver1.0"

Ministry of Internal Affairs and Communications Ministry of Economy, Trade and Industry (April 19,2024)



### Positioning of main part and appendix of Al Guidelines for Business

- The main part covers "the efforts to be made regarding AI (guiding principles = what)" based on "the ideal society while considering stakeholders' expectations (basic philosophies = why)" that are important for using AI safely and securely to maximize the benefits of AI.
- The appendix covers "the specific approach to be adopted (implementation = how)" to lead AI business actors to take actual implementation of the principles.

#### Main part (why, what)



#### Appendix (how)



The ideal society while considering stakeholders' expectations (basic philosophies = why)



The efforts to be made regarding AI (guiding principles = what)

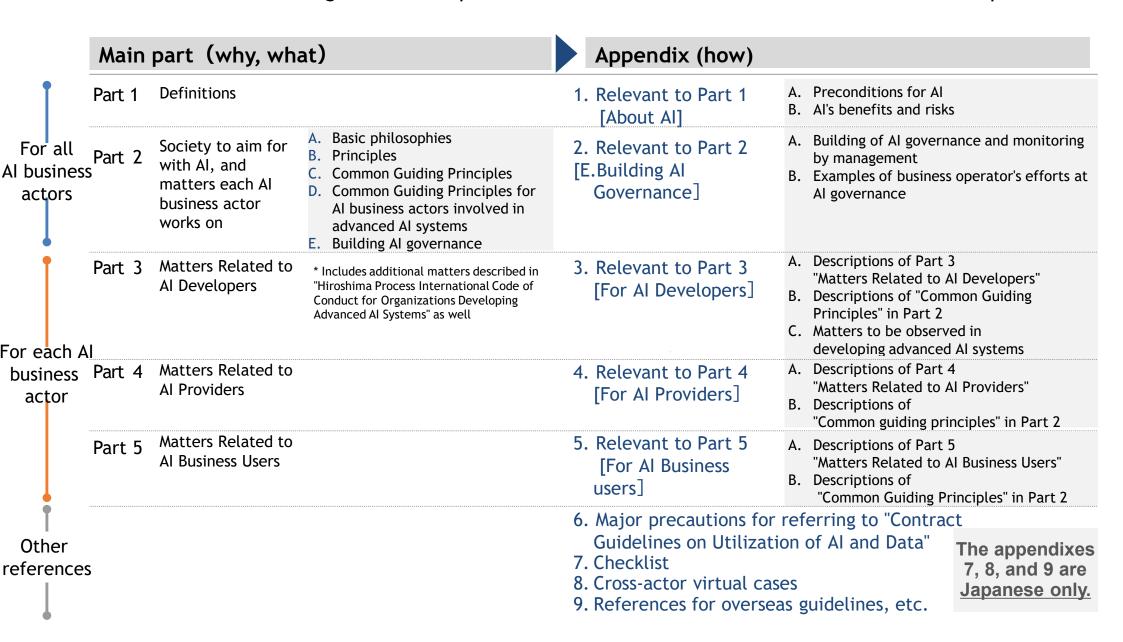


The specific approach to be adopted (implementation = how)



### Structure of "AI Guidelines for Business"

• The descriptions in the Appendix correspond to those in the main part and serve as a supporting document for the reading of the main part and considerations and actions based on the main part.





### Appendix 1. Relevant to Part 1

- Appendix 1 presents examples of AI systems and specific use examples, examples of patterns of AI business actors, examples of benefits of AI for each industry / business operation, and risks taking actual cases as examples.
- Appendix 1 leads to a deeper understanding of the content of this guideline through these.

#### A. Preconditions for Al

- Flow of training and use of Al
  - The general flow of training and use of Al
- Overview of Al system
  - Scope of Al system
- Value chain of AI from development to use
  - The general flow of applying AI and responses of each AI business actor
- Examples of AI systems and services
  - Specific examples of typical AI systems and services and the actors involved
- Patterns of Al companies
  - Specific examples of AI value chain at the time of business utilization
- About data providers
  - Definitions of data providers and the like, that are not covered by the guidelines

#### B. Al's benefits and risks

- Al's benefits
  - Focus on end-users who will be primarily benefited
- Al's risks
  - Typical examples (including assumptions)
     (Clarify the relationship with the main part by tying the description to the "common guiding principles")
     (Include risks when using a generative AI)



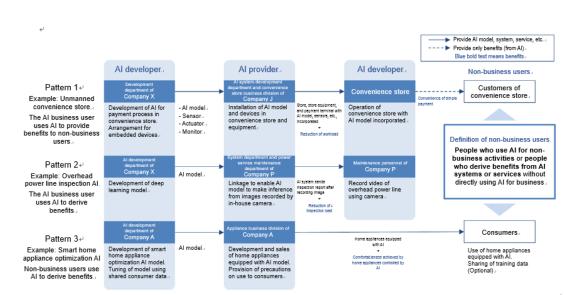
### Appendix 1 A. Preconditions for Al

- Further the understanding of AI itself, its usage scenarios, and the roles of each AI business actor, which encompass each actor, definition, etc. in the main part.
  - Specify relevant AI business actors with examples of major AI systems and services.
  - Organize the process and the roles and patterns of AI business actors for each use case.

#### Examples of AI systems and services (excerpt)

Case name ←	Used AI ₽	Overview. <i>₽</i>	AI↓ developer ₽	Al ↓ provider <i>∘</i>	Al↓ business user ₽	Non- business↓ user @
Recruitment AI ₽	Text ↓ analysis ₽	The recruit department of each foreign subsidiary of Company A Group uses an Al service that provides reference information for conducting the applicant screening process based on applicants' applications. ** The AI development department of Company A has created an AI model that receives past application data and decision of acceptance (judgment on whether to employ each applicant) from the recruit department of Company A (AI business user; including the recruit departments of overseas group companies) and processes them through machine learning (classification model) for supporting in making acceptance decisions. **	Company A ↓ (Development department) ↔	Company A ↓ (System department and human resource development department) &	Company A Group (Recruit department) ↔	Applicants for recruitment
Unmanned ↓ convenience store ₽	Image ↓ analysis ø	Company J, which holds convenience store franchises across Japan, operates unmanned convenience stores in which image recognition Al is used. In the unmanned convenience stores, Al calculates the price for items taken by each customer and carries out the payment process for all the items through digital money, etc., when the customer leaves the store. An Al system for unmanned convenience stores developed by Company X is incorporated into the Al service. 4 <sup>o</sup>	Company X↓	Company J ↓ (Al system development department and convenience store business division) ₽	Convenience stores φ	Customers of convenience stores ↓
Cancer↓ diagnosis Al &	Text and image analyses 43	Using the multimodal learning, this system imports "information of the medical history, genes, etc., of a patient (data 1)" and "endoscopic image (data 2)" to highlight areas that are highly possibly affected by cancer in real time during an endoscopic examination. It enables physicians to observe output images and diagnose potential cancer. \$\varphi\$ Company A has developed AI and provides the cancer diagnosis AI system to health facilities. \$\varphi\$	Company A ↓ (AI development department) ↔	Company A↓ (Healthcare IT service department) ↔	Health facilities ↓ (System department and gastroenterology)	Patients examined &

#### Patterns of Al business actors





### Appendix 1 B. Al's benefits and risks (Al's benefits)

• Consider the benefits of AI with a focus on the end-users who will benefit to promote its understanding.

	Development←	Marketing←	Sales⊬	Logistics/distribution ←	Customer support←	Legal←	Finance⊬	HR↔
Examples of benefits available conventionally↓ (Improved by generative AI)←	Automation of code verification and documentation ←	Automatic distribution of ad emails⊎	Support after order intake  Automatic transmission of emails, etc.  ✓	Optimization of production and inventory based on demand prediction⊷	Automatic response through chat bot←	Translation←	Automatic creation of financial statements⊢	Automation of payroll calculation, etc.←
	Extraction and verification of similar code and data⊎	Personalized ad based on data⊬	Sales prediction for each channel and need⊬	Optimization of delivery route←	Creation of FAQ based on past inquiries←	Review of legal text⊍	Future prediction based on past records, and detection of malpractices⊬	Human resources demand matching based on résumés, etc.↔
Examples of benefits unique to generative Al⊷	Generation of training data, coding assistant, brainstorming for new products↔	Automatic creation of sales promotion (marketing materials, sales copy, etc.)↔	Automatic creation of sales talk script↔	Assistant for negotiation for logistics conditions⊍	Automatic generation and summarization of transcription of support	Automatic generation of draft of contract based on stipulations↔	Response to in- house inquiry according to context+	Holding human resources interview according to context



### Appendix 1 B. Al's benefits and risks (Al's risks)

- Consider the major risks from traditional AI and the risks that have become especially apparent with generative AI.
- Deepen understanding of the necessity of AI governance by learning about the risks of AI.

	Risks	Examples	Common Guiding Principle
Risks from traditio nal Al	Output of result that includes bias or discrimination	<ul> <li>Al human resources recruitment system developed by an IT company had a defect in machine learning that discriminated against women.</li> </ul>	1) Human-centric 3) Fairness
	Filter bubble and echo chamber phenomena	The social division is caused by recommendations given by SNS, etc.	1) Human-centric
	Loss of diversity	<ul> <li>If the whole society uses the same model in the same way, the derived opinions and replies might converge through LLM, losing diversity.</li> </ul>	1) Human-centric
	Inappropriate use of personal data	<ul> <li>The nontransparent use of personal data and the political use of personal data are problematic.</li> </ul>	1) Human-centric 4) Privacy protection
	Infringement on lives, bodies, and properties	<ul> <li>During AI training, there is a risk of intrusion of invalid data into learning data, causing performance degradation and misclassification.</li> <li>In medical settings, if AI has an ethical bias for determining prioritization fairness might be lost.</li> </ul>	2) Safety 3) Fairness
	Data poisoning attack	<ul> <li>During AI training and service operation, there is a risk of intrusion of invalid data into learning data and cyberattacks aimed at the application itself.</li> </ul>	5) Ensuring security
	Black-box AI, and requirements for explanation about judgment	<ul> <li>Black-box Al's judgments caused a problem as well.</li> <li>There is also a rising demand for transparency regarding Al's judgments.</li> </ul>	<ul><li>6) Transparency</li><li>7) Accountability</li></ul>
	Energy consumption and environmental load	<ul> <li>As the use of AI spreads, the demands for calculation resources also increase. As a result, data centers are enhanced, and some people are concerned about the increase in energy consumption.</li> </ul>	1) Human-centric
Risks that have become apparen t with generat ive Al	Misuse	The use of AI for fraud is also problematic.	<ul><li>2) Safety</li><li>8) Education/literacy</li></ul>
	Leak of confidential information	<ul> <li>In using AI, there is a risk that personal data or confidential information is entered as a prompt becomes leaked through output.</li> </ul>	<ul><li>5) Ensuring security</li><li>8) Education/literacy</li></ul>
	Factual errors	<ul> <li>Response represented by generative AI as facts contained dis/misinformation, and a lawsuit was filed against an AI developer and</li> </ul>	<ul><li>2) Safety</li><li>8) Education/literacy</li></ul>
	Blindly trusting disinformation and misinformation	<ul> <li>Blindly trusting misinformation produced by generative AI can be a risk.</li> <li>Misuse of deepfakes has occurred in various countries.</li> </ul>	1) Human-centric 8) Education/literacy
	Relationship with copyright	The handling of intellectual property rights is an issue that needs discussed.	2) Safety
	Relationship with qualifications, etc.	<ul> <li>There might be risks of infringement of legally prescribed licenses and qualifications caused by using generative AI.</li> </ul>	2) Safety
	Reproduction of bias	<ul> <li>Because generative Al creates answers based on existing information, biases contained in existing information might be amplified, continuing and enhancing unjust output containing discrimination.</li> </ul>	3) Fairness



### Appendix 2. "Section 2. E. Building Al Governance"

- Appendix 2 includes "Behavioral Goals" and "Practice Guidelines" for establishing AI Governance, as well as corresponding hypothetical "Practical Examples" and examples of actual company initiatives.
- Specific examples will enable each business to consider how to establish its own AI governance.

### A. Creating Al governance and monitoring by management

- Behavioral Goals
  - The general and objective goals
- Practice Guidelines
  - Based on the "Governance Guidelines for Implementation of AI Principles," incorporating elements from national and international guidelines, ISO, etc.
- Practical Examples
  - Includes examples based on hypothetical cases
  - Incorporates examples of responses to the latest trends in generative AI, etc.

### B. Examples of business operators' Al governance initiatives

- Examples of business operators
  - Columns of 5 companies' Al governance initiatives based on the "Governance Guidelines for Implementation of Al Principles"
  - Describes perspectives that many companies encounter when promoting





# Appendix 2 A. Building of Al governance and monitoring by management (Content)

• Support the establishment of AI governance by ensuring that each AI business understands the significance of and utilizes the governance behavioral goals.

Category	Behavioral Goals ** Some are further subdivided like [3-1-1]  1-1 Understanding benefits/risks 1-2 Understanding social acceptance of Al 1-3 Understanding company's Al know-how				
1. Environmental and risk analysis					
2. Goal setting	2-1 Setting AI governance goals				
3. System design	<ul> <li>3-1 Requiring evaluation of goal deviation and measures to minimize it</li> <li>3-2 Improving literacy of those in charge of the AI management system</li> <li>3-3 Enhancing AI management through cooperation between AI business actors and divisions</li> <li>3-4 Reducing burden related to incidents involving AI Business Users and non-business users through preventive and prompt action</li> </ul>				
4. Operation	<ul> <li>4-1 Ensuring that the operation of AI management system is explainable</li> <li>4-2 Ensuring that the operation of each AI system is explainable</li> <li>4-3 Considering proactive disclosure of AI governance practices</li> </ul>				
5. Evaluation	5-1 Verifying AI management system functions 5-2 Considering opinions of outside stakeholders				
6. Environment and risk reanalysis	6-1 Reimplementing Behavioral Goals 1-1 to 1-3 at an appropriate time				



# Appendix 2 A. Building of Al governance and monitoring by management (Structure)

- Organize "Practice Guidelines" and "Practical Examples" for each "Behavioral Goal."
- Enables each AI business to consider AI governance by referring to them according to the type of AI to be employed and the degree of risk.

#### **Appendix Content**

#### Behavioral Goal 1-1 [Understanding benefits/risks]

Al business actors will, under the leadership of the management team, clarify the purpose of development, provision and use of Al, specifically understand that there are not only benefits offered by Al, but also unintended risks, report them to the management, share with the management and update the understanding at an appropriate time.

#### [Practice Guidelines]

Al business actors will, under the leadership of the management team, take the following measures:

- Specifically understand the benefits and risks including unintended risks in a way that is relevant to a company's own business.
- Establish a system for promptly reporting to / sharing with the management. "Risks" include the following examples:
- Common risks of AI in general: Output of biased results or discriminative results, filter bubbles, echo chambers, disinformation, handling of inappropriate personal data, data pollution attacks, obscuring, leak of confidential information, abuse of AI system services, energy consumption and environmental burden, reproduction of bias, etc.

#### [Practical Examples]

[Practical Example i: Understanding benefits and risks]

It is important that AI business actors examine not only benefits, but also risks under the leadership of the management (including the examination the management itself implements by taking the lead instead of leaving it up to an officer in charge or staff in charge), share the results of examination and update the understanding at an appropriate time.

#### **Descriptions**

#### Behavioral Goal

- Provides general and objective goals that are important for AI businesses to work toward
- Provides material for each AI business to consider when reviewing its policies

#### **Practice Guidelines**

- Summarizes important matters and points to keep in mind to implement the above action goals
- Provides material for each AI business to consider specific actions

#### **Practical Examples**

- Provides examples of hypothetical cases in practice
- Makes it easier for each business operator to take action by having a specific example

10



## Appendix 3-5. For each Al business actor (Content)

- Attachments 3 through 5 provide detailed explanations in the main part for each AI business actor.
- It can be used in conjunction with the main part to refer to and discuss specific approaches related to the main part's content.

#### A. Descriptions of Part 3-5

B. Descriptions of 
"Common Guiding Principles" 
in Part 2

C. Matters to be observed in developing advanced Al systems \*\*Only in Appendix3. For Al developers

#### Points

- Supplements important points in addition to those described in the main part
- Specific Methods
  - Specific explanations with reference to other guidelines, etc.
- References
  - List other references (e.g.)
    - Digital Agency "Data Quality Guidebook (B Edition)" (June 2021)
    - National Institute of Advanced Industrial Science and Technology "Guidelines for Machine Learning Quality Management, 4th Edition" (December 2023)
    - Consortium of Quality Assurance for Artificial-Intelligence-based Products and Services "AI Product Quality Assurance Guidelines" (June 2023)
    - NIST, "AI Risk Management Framework Playbook" (January 2023)

 Hiroshima Process International Code of Conduct for Organizations Developing Advanced AI Systems



# Appendix 3-5. For each Al business actor (Structure)

• For each important matter of each AI business actor, "Points," "Specific methods," and "References" are provided in the following structure:

#### **Appendix Content**

#### A. Descriptions of Part 3 "Matters Related to Al Developers"

[Contents of the main part (repeat)]

☐ During data preprocessing and training
☐

#### D-2) j. Proper data training

- → Properly collect training data through privacy-by-design, etc., and if it contains third-parties' personal data, data requiring attention to intellectual property rights, etc., ensure that such data is properly handled in compliance with laws and regulations throughout the lifecycle of AI ("2) Safety," "4) Privacy protection," "5) Ensuring security").
- Implement proper protective measures before and across training by, for example, considering the deployment of any data management and restriction function that controls access to data ("2) Safety," "5) Ensuring security").

#### 

In order to improve the quality of AI models, it is important for AI Developers to pay close attention to the quality of data used for AI training, etc. ←

Pay close attention to the quality (accuracy, integrity, etc.) of the data used for AI training, etc., in view of the characteristics and applications of the AI to be used. ←

#### Specific methods|←

- Verify that the data does not contain personal data, confidential information, rights including copyrights or legally protected interests.
  - ➤ Extraction of unique expressions

#### [References]

- National Institute of Advanced Industrial Science and Technology "Guidelines for Machine Learning Quality Management, 4th Edition" (December 2023)<sup>△</sup>
  - NIST, "Al Risk Management Framework Playbook" (January 2023)

### Descriptions corresponding to Part 2

**Descriptions** 

Part 3-5 in

the main part

corresponding to

Specific approaches of each AI business actor regarding the Common Guiding Principles

#### B. Descriptions of "Common guiding principles" in Part 2←

Although not mentioned in the Main Part, "Part 3 Matters Related to Al Developers," specific methods for the Main Part, "Part 2" "Common guiding principles," which are especially important for Al Developers, are explained here.←

#### **Descriptions**

Repeat of main part content

#### **Points**

 Supplements important points in addition to those described in the main part

#### Specific methods

 Specific explanations with reference to other guidelines, etc.

#### References

 Provide references to "Points" and "Specific methods"



# Appendix 6. Major precautions for referring to "Contract Guidelines on Utilization of Al and Data"

- Appendix 6 contains the precautions for referring to the "Contract Guidelines on Utilization of AI and Data" as of March 2024, the first edition of which was formulated and published in June 2018, due to changes in the situation regarding the development and use of AI and new technological advancements.
- By clearly defining the rights and obligations of the parties through contracts, transactions related to AI can be facilitated and unnecessary disputes can be prevented.

Contract Guidelines on Utilization of Al and Data



Trends in international society

Emergence of new technology



The following matters should be considered in light of changes in the situation since the release of the Contract Guidelines:

- (1) Concepts of development and use of Al
  - Paying attention to the emergence of transactions that do not fit into the category of development and utilization.
- (2) Development, provision and use of AI, and distribution of responsibilities
  - Responsibilities based on diversity or complexity of value chain needs to be considered.
- (3) Development, provision and use of AI, and accountability
  - It is expected to sort out policies before and after execution of a contract to ensure the appropriateness of explanations, as certain explanations may be required when risks arise.



# Appendix 7. Checklist (Content)

• Appendix 7 provides a "checklist" and "worksheet for specific approaches" to ensure the planning and implementation of initiatives to reduce risks and reap benefits from AI.

Main part∙ Appendix 1~5



Checklist



Worksheet for specific approaches







<u>Understand</u> the importance of Al governance and what is expected of each Al business actor by reading the main part and the Appendix.

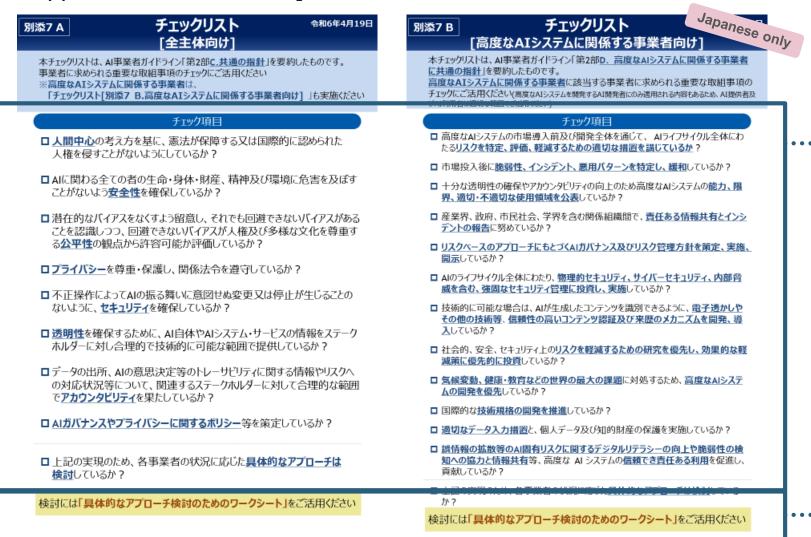
Confirm the approaches ("What") of each Al business actor by using the checklist.

Use the "worksheet for specific approaches" to discuss the specific approaches ("how") of each entity.



### Appendix 7. Checklist Utilization

- All Al business actors confirm an overview of their own efforts by using "Appendix 7.
   Checklist A [for all Al business actors]."
- If the business actor is concerned with advanced AI systems, refer also to "Appendix 7. B Checklist [for AI business actors concerned with advanced AI systems]."

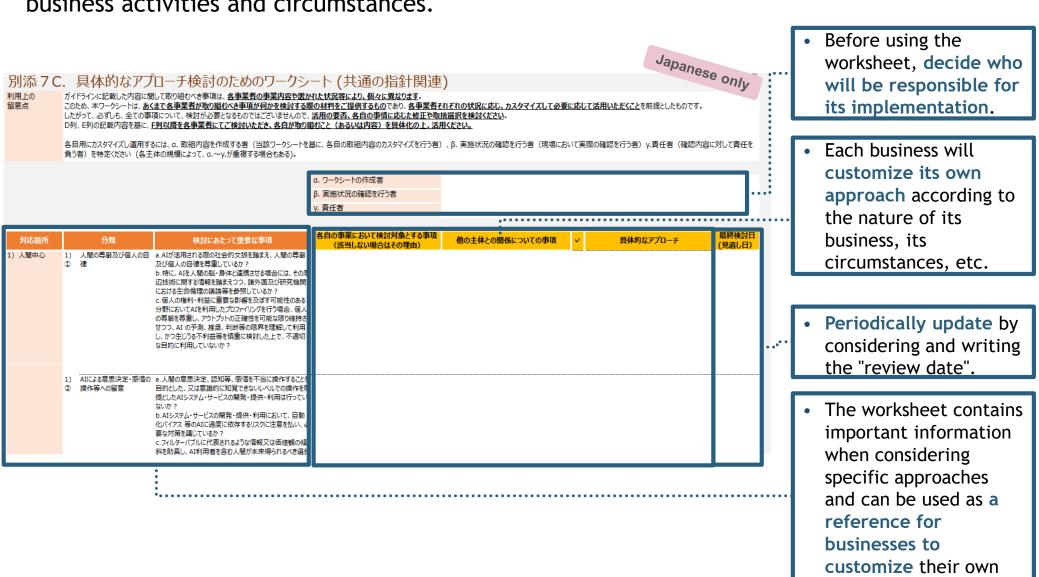


- The checklist is a summary of the main part
- With the checklist, an overview of the status of their own initiatives can be obtained

Utilize the
 "worksheet for
 specific
 approaches" to
 examine specific
 practices (see next
 page for how to
 utilize the
 worksheet).

# Appendix 7. Worksheet for specific approaches Appendix 7 Utilization

- Describes important matters when considering specific approaches to the guideline content.
- Presumes that each business will customize and utilize this worksheet according to its own business activities and circumstances.



approaches.



### Appendix 8. Attachment 8. Hypothetical case study across Al business actors (Overview)

- Attachment 8. provides a "hypothetical case study across AI business actors" in which AI developers, AI providers, and AI business users consider important matters in accordance with the guideline.
- Enables each actor to recall specific cases in which they actually incorporated the content of the guideline and clarify the points where cooperation is essential.
- Currently, the case study features a business that handles "recruitment AI," but other cases will be added in the future. Japanese only

#### 採用AI

モデル:XGBoost(エントリーシートの文章で、応募者に対して合否を判断する)

https://ifi.u-tokyo.ac.jp/wp/wp-content/uploads/2022/10/RCModel Case01 Recruitment-AI JP.pdf							
	AI開発部門		人材採用担当者				
	AI開発者	AI提供者	AI利用者				
No 分類 共通の指針/各主体に関する事項	本UCにおいて主体が実施している活動	本UCにおいて主体が実施している活動	本UCにおいて主体が実施している活動				
1) 人間中心							
各主体は、AIシステム・サービスの開発・提供・利用において、後述する各事項を含む全ての取り組むべき事項が導出される土台として、少なくとも憲法が保障する又は国際的に認められた人権を侵すことがないようにすべきである。また、AIが人々の能力を拡							
①人間の尊厳及び個人の自律							
1 共通 AIが活用される際の社会的文脈を踏まえ、人間の尊厳及び個	AIシステムの開発において、学習データの収集やラベリング、モデ	AIサービスの提供において、AI利用者が最終判断(応募者の合	AIサービスの提供において、AI利用者が最終判断(応募者の合				
人の自律を尊重する	ルの性能評価等は、AI開発者だけで完結せず、AI提供者側で	否)を行えるようになっている(Human-in-the-loop)	否)を行えるようになっている(Human-in-the-loop)				
2 共通 特に、AIを人間の脳・身体と連携させる場合には、その周辺技術	脳・身体と連携するケースではないため対象外	脳・身体と連携するケースではないため対象外	脳・身体と連携するケースではないため対象外				
に関する情報を踏まえつつ、諸外国及び研究機関における生命							
3 共通 個人の権利・利益に重要な影響を及ぼす可能性のある分野にお	AIシステムの開発において、実際の予測結果を学習データに用い	AIシステムの開発において、実際の予測結果を学習データに用い	AIシステムの開発において、実際の予測結果を学習データに用い				
いてAIを利用したプロファイリングを行う場合、個人の尊厳を尊重	る際には個人情報の取扱いに関わる誓約書の締結やアクセス権	る際には個人情報の取扱いに関わる誓約書の締結やアクセス権	る際には個人情報の取扱いに関わる誓約書の締結やアクセス権				
し、アウトプットの正確性を可能な限り維持させつつ、AI の予測、	管理等を実施している。	管理等を実施している。	管理等を実施している。				
推奨、判断等の限界を理解して利用し、かつ生じうる不利益等	※公平性とプライバシーについては、「3)公平性」「4)プライバ	※公平性とプライバシーについては、「3)公平性」「4)プライバ	※公平性とプライバシーについては、「3)公平性」「4)プライバ				
を慎重に検討した上で、不適切な目的に利用しない	シー保護」を参照	シー保護」を参照	シー保護」を参照				
②AIによる意思決定・感情の操作等への留意							
1 共通 人間の意思決定、認知等、感情を不当に操作することを目的と	本ケースに関しては、2)①-3と同じ論点になる	本ケースに関しては、2)①-3と同じ論点になる	本ケースに関しては、2)①-3と同じ論点になる				
した、又は意識的に知覚できないレベルでの操作を前提としたAI	-						
システム・サービスの開発・提供・利用は行わない							
2 共通 AIシステムの開発・提供・利用において、自動化パイアス等のAI	本ケースに関しては、2)①-3と同じ論点になる	本ケースに関しては、2)①-3と同じ論点になる	本ケースに関しては、2)①-3と同じ論点になる				
に過度に依存するリスクに注意を払い、必要な対策を講じる							



### Appendix 9. Comparison with international guidelines (Overview)

- Appendix 9. summarizes the correspondence between the elements of the guideline and other guidelines, etc.
- This is to be used to clarify the correspondence between the guideline and other (domestic and international) guidelines, etc., when the AI business actor is considering more detailed content.

#### Primary guidelines, etc. used as references



- Ethics guidelines for trustworthy AI (April 2019, EU)
- Recommendation of the Council on Artificial Intelligence (May 2019, OECD Cabinet Meeting)
- Recommendation on the Ethics of Artificial Intelligence (November 2021, UNESCO)
- Blueprint for an AI Bill of Rights (October 2022, THE WHITE HOUSE)
- Artificial Intelligence Risk Management Framework (AI RMF 1.0) (January 2023, NIST)
- Advancing accountability in AI (February 2023, OECD)
- Proposal for a Regulation laying down harmonized rules on artificial intelligence (AI Act) (June 2023, EU)
- Al Product Quality Assurance Guidelines (June 2023, Consortium of Quality Assurance for Artificial-Intelligence-based Products and Services)
- Guidelines for Machine Learning Quality Management, 4th Edition (December 2023, National Institute of Advanced Industrial Science and Technology)

#### Guidelines, etc. cited or integrated into the guideline

- Human-centered AI social principles (March 2019, Integrated Innovation Strategy)
- The Draft AI R&D GUIDELINES for International Discussions (July 2017, The Conference toward AI Network Society)
- Al Utilization Guidelines -Practical Reference for Al utilization (August 2019, The Conference toward Al Network Society)
- Governance Guidelines for Implementation of AI Principles Ver. 1.1 (January 2022, Expert Group on How AI Principles Should be Implemented)
- Contract Guidance On Utilization Of Al And Data (March 2018, Ministry of Economy, Trade and Industry)
- The Hiroshima Al Process Comprehensive Policy Framework (December 2023, G7)