## nasscom

Responsible Al
Guidelines for Generative Al-



## nasscom

This document contains a description of the normative obligations for researchers, developers and users of generative AI models and applications (hereinafter "guidelines"), with references to corresponding socio-technical recommendations and aids, where possible, to help ensure responsible adoption of generative Al.

These guidelines are the result of consultations with a multi-disciplinary group of Al experts, researchers and practitioners, with representations from the industry, academia, and civil society.

Recognising the fast-paced nature of the technological and regulatory developments impacting generative AI practice, we plan on releasing future editions of this document with revisions and updates that could serve stakeholders better over time.



#### Preamble

The recent powerful developments in generative artificial intelligence (hereinafter "GenAI") and the projected pace of adoption of this revolutionary technology across industries have got people both excited and worried about the future. The excitement comes from the promise of GenAI to massively improve industrial productivity, boost economic growth<sup>1</sup> and scale humanitarian efforts<sup>2</sup>. The worry comes from our sheer unpreparedness<sup>3</sup> to effectively tackle the fast-evolving universe of societal harms that are anticipated with the adoption of GenAl<sup>4</sup>.

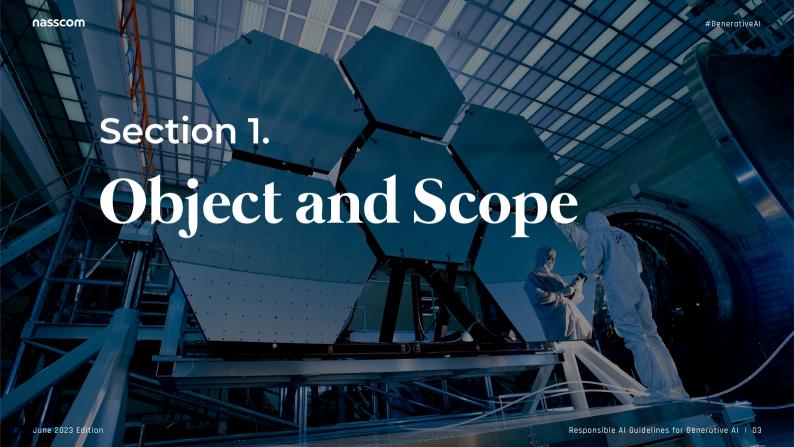
Stakeholders, largely, do not yet align on a set of robust, common standards and protocols for researching, developing, and using GenAl responsibly. This heightens the risk of

GenAI being deployed without appropriate safeguards in place, impacting public safety and potentially pausing the pace of innovation in GenAI<sup>5</sup>.

At nasscom, we believe this calls for urgent action from all concerned stakeholders to cooperate and co-develop responsible approaches for researching, developing and using generative AI models, applications, and tools in alignment with positive human values, for the benefit of humanity as a whole

In line with that spirit, we propose this body of guidelines for those engaged in researching, developing, and using generative AI technologies, with the following provisos:

- This document is not an operational manual or guidebook. It is rather intended to build stakeholder consensus on the core normative obligations of those engaged in researching, developing, or using GenAl technologies.
- We expect the guidelines to become instrumental in defining frameworks for the development of standards, protocols, audit checklists, certifications, monitoring and evaluation mechanisms, and other forms of actionable guidance, tools, and best practices to effectively mitigate potential harms from the adoption of GenAl.



NASSCOM #Generative Al

The guidelines focus on research, development, and use in relation to GenAl. The guidelines define GenAl as a type of artificial intelligence technology that can create artefacts such as image, text, audio, video, and various forms of multi-modal content.

The object of these guidelines is to promote and facilitate responsible development and use of GenAl solutions by different stake-holders. The guidelines also intend to achieve a robust, common understanding of normative obligations amongst stakeholders to help them improve their net social impact with GenAl and to foster trust in the adoption of GenAl technologies across industries.<sup>6</sup>



Research on GenAl solutions may include both fundamental and applied research on GenAl models, applications, tools and techniques.

Note that the categories of "research", "development", and "use" are not mutually exclusive; a given stakeholder could fit into all three categories. Stakeholders may include, but not be limited to, technology companies, startups. open source developers and researchers.



Development of GenAl solutions may include building and deploying GenAl models and sourcing training data for GenAl model design and development to design or power various commercial, non-commercial or personal applications.



Use of GenAl solutions may include employing or modifying GenAl models for any product or service development, enhancement or delivery, conducting scientific or academic research, writing computer code, generating creative outputs (e.g., artworks, musical compositions, product designs) for any purpose - commercial, non-commercial, or personal.

nasscom #GenerativeAL Section 2. Index of Potential Harms

The guidelines seek to aid mitigation of the following harms associated with the research, development, and use of GenAI technologies:



Proliferation of misinformation, disinformation, hateful (seditious, defamatory, socially disharmonising) content<sup>7</sup>



Infringement of intellectual property<sup>8</sup> (e.g., copyrighted works of art, patented designs and inventions, trademarks, trade secrets) and academic malpractice<sup>9</sup> (e.g., plagiarism in research)



Privacy harms through violations of data protection norms and standards<sup>10</sup>



Propagation of harmful social, economic, and political biases<sup>11</sup>



Large-scale job displacements, and loss of livelihood and economic strain for a considerable portion of the existing industrial workforce<sup>12</sup>



Huge carbon and water footprints and associated environmental degradation<sup>13</sup>



Surge in malicious cyber attacks<sup>14</sup>

- Section 3.
- Obligations of those conducting fundamental and applied research on GenAI models, applications, tools, and techniques (hereinafter "researchers")<sup>15</sup>



Demonstrate reasonable caution and foresight by systematically and rigorously anticipating and evaluating both positive and negative contingencies that might arise from the conduct of research using techniques like horizon scanning, scenario planning, etc.



Demonstrate transparency and accountability by releasing public disclosures about the values, goals, and motivations for driving or funding a research project and by describing the methodologies, model training datasets, and tools adopted for the conduct of research in all such disclosures.



Demonstrate reliability and safety by adhering to established privacy-preserving norms and standards in research data collection, processing, and usage, and conducting safety testing of GenAl models in regulated environments.



**Demonstrate inclusion** by accounting for the risk of harmful bias in research and deploying protocols and measures to mitigate it, and by publishing research findings in open-source formats, wherever possible, to democratise framing of new problem statements to advance the state-of-the-art in GenAl, foster collective inquiry into the potential risks and benefits from the adoption of GenAl technologies, and engender prevalent societal values in GenAl.



Support progress of humanity as a whole by prioritising research on GenAl applications, tools, and techniques that hold the maximum potential to enhance human agency and improve the human condition, and by advancing research in technical AI safety to aid the development of best practices for developing, deploying, and using GenAI in a safe, trustworthy, and environment-friendly manner.

Nasscom #GenerativeAl

## Section 4.

Obligations of those engaged in the development of GenAI solutions (hereinafter "developers")<sup>16</sup>

nasscom #GenerativeAl



Demonstrate reasonable caution and foresight by evaluating potential harms from the development, deployment, and use of a GenAl solution through comprehensive risk assessments and internal oversight throughout the lifecycle of the solution, with the aid of critical guiding frameworks (e.g., nasscom's Responsible Al Governance Framework, NITI Aayog's Approach for Operationalising Principles for Responsible Al, UNESCO's Recommendation on the Ethics of Al, OECD Al Principles), by retaining qualified personnel (e.g., risk and compliance officers, ethics councils), and by prescribing a terms of service and guidance for safe and responsible use by private individuals and downstream model and application developers<sup>17</sup>, while disclosing questionable uses of the solution.



**Demonstrate transparency** by publicly disclosing the data and algorithm sources used for modelling and all other technical, non-proprietary information about the solution's development process, capabilities and limitations<sup>18</sup>. The disclosure of any or all such information may be withheld only if there is reasonable apprehension amongst the developers that such disclosure would risk malicious use of the solution and imminent harm to public safety. Developers shall prove such reasonable apprehension to the satisfaction of the regulator whose jurisdiction applies.



Demonstrate reliability and safety by practising due diligence in the adoption of means and methods for solution development and deployment (e.g., nasscom's Responsible Al Architect's Guide) through strict adherence to applicable data protection and intellectual property rules and norms in the collection, processing and usage of model training data<sup>19</sup>, industry best practices for model design, development, deployment, and monitoring (e.g., feeding contextual awareness in model design, designing and development of models by diverse and multidisciplinary teams, phased deployment of large-scale consumer facing applications, human in the loop design, fair and lawful interpretation of results generated by the solution), and deployment of best-in-class cybersecurity infrastructure.



**Demonstrate accountability** by devising technical means for furnishing explanations for outputs generated by GenAl solutions in high-stake contexts (e.g., use of GenAl in consumer credit lending) in accessible, intelligible forms, and by establishing and adhering to fair and equitable schemes for liability apportionment and mechanisms for grievance redressal to deal with mishaps caused by the development, deployment, and use of GenAl solutions.



**Support progress of humanity as a whole** by developing, deploying, and using GenAl solutions in alignment with the positive goals of human progress and societal well-being, in environment-friendly ways that prioritise energy efficiency in model training and development, and by disclosing the solution source code, wherever possible, to reduce duplication of efforts and make computing overall more efficient and sustainable for all.



## Section 5.

Obligations of those using GenAI solutions for commercial, non-commercial, or personal purposes

(hereinafter "users")<sup>20</sup>



Demonstrate reasonable caution and foresight and support progress of humanity as a whole through internal oversight and comprehensive risk assessments covering the entire lifecyle of the GenAl solution, with the aid of critical guiding frameworks (e.g., nasscom's Responsible Al Governance Framework, NITI Aayog's Approach for Operationalising Principles for Responsible AI, UNESCO's Recommendation on the Ethics of AI, OECD AI Principles), by retaining qualified personnel (e.g., risk and compliance officers, ethics councils), by prescribing a terms of service and guidance for safe and responsible use by private individuals and downstream model and application developers<sup>21</sup>, while disclosing questionable uses of the solution, and by balancing any substitution of the current workforce that is induced by the solution's adoption with proportionate investments in worker upskilling and reskilling programs across critical business roles and functions<sup>22</sup>.

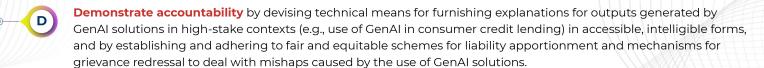


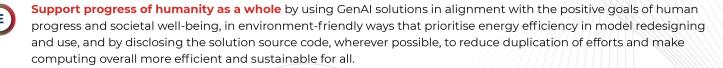
Demonstrate transparency by publicly disclosing all technical, non-proprietary information about the development process, capabilities and limitations of the downstream models and applications (including inter alia details of any modifications performed on the models and corresponding data and algorithm sources), the use of the GenAl models or features for product or service delivery or enhancement, in deliverables generated within an academic or commercial setting, in production of research outputs<sup>23</sup>, and in claims for intellectual property<sup>24</sup>.



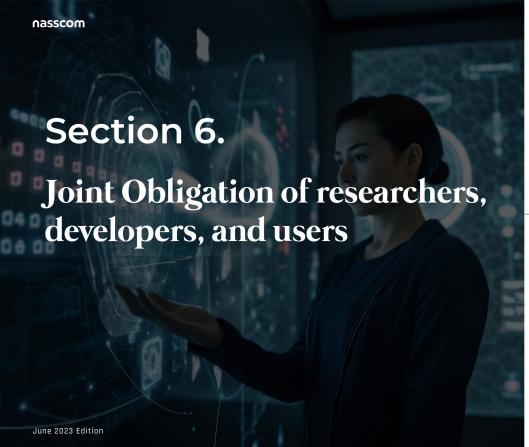
Demonstrate reliability and safety by using the GenAl solution in compliance with the terms of service, prescribed guidance and applicable public regulations for safe and responsible use, by developing and deploying downstream models and applications in compliance with industry best practices (e.g., feeding contextual awareness in model design, development of applications by diverse and multidisciplinary teams, phased deployment of large-scale consumer facing applications, human in the loop design, deployment of applications with guidance for responsible

use, fair and lawful interpretation of results generated by the solution), by not using the solution to infringe or misappropriate the rights of others or to propagate disinformation or harmful social, economic, or political biases, by exercising caution or due diligence in consuming or using content or media generated by the solution, by refraining from sharing any sensitive, confidential, or personally identifiable information in the course of interaction with the solution, and by instating corporate and institutional safeguards and codes of conduct to counter misuse or unauthorised use of the solution<sup>25</sup>.













#### Support progress of humanity as a whole

by committing to steer and support universal Al literacy and awareness programs, technical AI safety research, and regulatory reform projects focused on designing guardrails for safe and trustworthy adoption of GenAl technologies for the benefit of all stakeholders, in collaboration with governmental and non-governmental organisations.





As researchers, developers, and users of GenAl technologies, we resolve to contribute to the co-development and adoption of actionable guidance, tools, and best practices to enable all stakeholders to successfully comply with the guidelines and help humanity advance with the safe and responsible use of GenAl.

#### References

1. Generative AI could raise global GDP by 7% (Goldman Sachs Research), accessible here.

2. Mahanand, Jay, Generative Al: A game-changer for humanitarian assistance (United Nations World Food Programme), accessible here.

3. Hacker, Philipp et al. Regulating ChatGPT and Other Large Generative AI Models (Faculty of Law Blogs, University of Oxford) 1 March 2023, accessible here.

4. Lee, Michelle, and Kruger, Lucas, Risks and ethical considerations of generative AI (Deloitte) 13 March 2023, accessible here.

5. Pause Giant Al Experiments: An Open Letter (Future of Life Institute) 22 March 2023. accessible here. On 30 March 2023 US Federal Trade Commission (FTC) received a submission from the Center for Artificial Intelligence and Digital Policy (CAIDP) requesting it to investigate OpenAI's practices and bar the company from issuing new commercial releases of GPT-4, see CAIDP's submission, accessible here.

6. Longoni et al. News from Generative Artificial Intelligence is Believed Less (ACM Conference on Fairness, Accountability, and Transparency (FAccT '22), June 21-24, 2022, accessible here. Trust in Artificial Intelligence: A Global Study 2023 (KPMG and The University of Queensland, Australia) 22 February 2023, accessible here.

7. Goldstein, Josh, Generative Alls Enabling Fraud and Misinformation: Here Is What You Should Know (Center for Security and Emerging Technology, Georgetown University), 17 January 2023, accessible here. Giansiracusa, Noah and Marcus, Gary, Big Tech Hasn't Fixed Al's Misinformation Problem Yet (Time Magazine) 13 February 2023, accessible here.

8. Appel et al. Generative AI Has an Intellectual Property Problem (Harvard Business Review) 7 April 2023, accessible here.

9. Westfall, Chris, Educators Battle Plagiarism As 89% Of Students Admit To Using ChatGPT For Homework (Forbes) 28 January 2023, accessible here.

10. Burgess, Matt, ChatGPT Has a Big Privacy Problem (WIRED) 4 April 2023, accessible here. Koerner, Katharina, Generative Al: Privacy and tech perspectives (International Association of Privacy Professionals), accessible here.

11. Gordon, Rachel. Large language models are biased: Can logic help save them? (MIT News) 3 March 2023, accessible here.

12. Briggsi et al. The Potentially Large Effects of Artificial Intelligence on Economic Growth (Economics Research, Goldman Sachs) 26 March 2023, accessible here. Mok, Aaron and Zinkula, Jacob, ChatGPT may be coming for our jobs. 2 February 2023, accessible here.

13. Stokel-Walker, Chris, The Generative Al Race Has a Dirty Secret (WIRED UK) accessible here.

14. Dor, Dorit, It's up to us to determine if generative AI helps or harms our world (World Economic Forum), accessible here. OpwnAI: Cybercriminals starting to use ChatGPT (Check Point Research) 6 January 2023, accessible here.

15. Stilgoe, Jack, Developing a Framework for Responsible Innovation (Elsevier) November 2013, accessible here.

16. Early Thoughts on Generative AI: Prepared Remarks of Commissioner Alvaro M. Bedoya, Federal Trade Commission Before the International Association of Privacy Professionals (Federal Trade Commission, Washington D.C. United States of America) 5 April 2023, accessible here.

17. Engler, Alex, Early Thoughts on Regulating Generative Al like ChatGPT (Brookings Institution) 21 February 2023, accessible here.

18. However, note that OpenAI recently claimed an exception to this obligation citing competition and public safety considerations, accessible here.

19. Note that OpenAI in their recent response to a Data Subject Access Request defended collecting large amounts of publicly available personal data on grounds of "legitimate interests", accessible here.

20. Bouzid, Ahmed, Break the Al Blame Cycle: User Responsibility in the Age of Generative Al (CMSWire) 10 April 2023, accessible here.

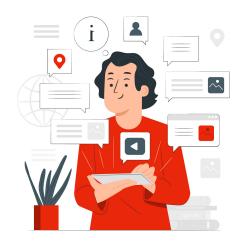
21. Engler, Alex, Early Thoughts on Regulating Generative Al like ChatGPT (Brookings Institution) 21 February 2023, accessible here.

22. Wright, Scott A. and Schultz, Ainslie E. The rising tide of artificial intelligence and business automation: Developing an ethical framework (Elsevier) November-December 2018, accessible here.

23. Brainnard Jeffrey, As scientists explore Al-written text, journals hammer out policies (Science) 22 February 2023, accessible here.

24. Belanger, Ashley, Authors risk losing copyright if Al content is not disclosed, US guidance says (ArsTechnica) 17 March 2023, accessible here.

25. Sloan, Karen. University of California Berkeley Law School Rolls out Al policy ahead of final exams (Reuters) 21 April 2023, accessible here.



### Acknowledgements

We would like to thank all our reviewers for sharing their expert feedback and inputs for overall guiding the preparatory phase of this document to ensure that it met the highest ethical standards.

With their generous and timely support, we were able to demonstrate industry's much-needed steadfastness in responding to what remains one of the toughest regulatory issues of our times.































# nasscom

Write to us at responsibleai@nasscom.in

© nasscom