FACULTY
OF LAW
Charles University

Report on defence of dissertation thesis

Academic year: 2023/2024

Student's name and surname:	Andreas Nanos, LL.M.
Student's ID:	47746701
Type of the study programme:	doctoral
Study programme:	Theoretical Legal Sciences - Law and Legal Theory in European Context
Study ID:	642314
Title of the thesis:	Comparative analysis of Criminal Liability of autonomous driving and strong artificial intelligence
Thesis department:	Department of Criminal Law (22-KTP)
Language of the thesis:	English
Language of defence:	English
Supervisor:	prof. JUDr. Bc. Tomáš Gřivna, Ph.D.
Reviewer(s):	doc. JUDr. Lukáš Bohuslav, Ph.D.
	JUDr. Filip Ščerba, Ph.D.
Date of defence:	18.01.2024 **Venue of defence:** Praha
Attempt:	regular

Course of defence:

The chairman of the committee Doc. Antoš welcomed everyone and asked the candidate to present findings of his dissertation thesis in about 15 minutes. The candidate then presented findings of his dissertation thesis Criminal Responsibility of AI, using his prepared PPT presentantion.
The first opponent, Doc. Ščerba, praised the thesis for interesting, innovative and daring ideas and concluded that the dissertation is of high scientific value and recommends the dissertation for defense.
The second opponent, Dr. Bohuslav then stated his opinion of the dissertation, praising that the work is innovative in and there are no similar works in Czech Republic.
The advisor of the candidate, Prof. Gřivna, expressed his personal thoughts of the candidate and introduced his work during the Ph.D. study.
The candidate was then asked to answer the questions from their reviews:
First, candidate was asked a question regarding the autonomy of robots and whether they can get emotional, which was raised be several times. The candidate answered, that he and other scholars believe that robots will be criminally liable.
Doc. Antoš Do you think, that part of the definition of strong AI is also free will? Candidate answered by describing old and modern deterministic philosophical attitudes towards free will.
Doc. Antoš then asked following question, whether the omission of free will in even the strongest AIs presents a problem in criminal liability of AI. The candidate then expressed his opinion on the problematics.

The member of the committee dr. Krupička asked whether the candidate can identify the moment when we can start to think about criminal liability of AI. The candidate answered that the point needs to be done before we can say that AI has free will.

Doc. Bohuslav asked who can represent AI in the criminal proceedings.

The candidate answered that even the machine should be represented by a lawyer same as human.

Prof. Gřivna asked a question about criminal liability of animals and its relation to the topic.

The candidate answered that the problem lies in the intelligence and their sense of right or wrong.

The candidate then answered remaining questions from the review. During the answers, candidate also used comparisons between Czech and German law.

After all questions were answered, closed session of the committee followed where the voting procedure took place. The committee voted unanimously 5:0:0 in favour of the conclusion that the thesis was successfully defended.

Result of defence: pass (P)

Chair of the board: doc. JUDr. PhDr. Marek Antoš, Ph.D., LL.M. ....
(present)

Committee members: doc. JUDr. Lukáš Bohuslav, Ph.D. (present) ....

prof. JUDr. Bc. Tomáš Gřivna, Ph.D. ....
(present)

JUDr. Jiří Krupička, Ph.D. (present) ....

JUDr. Filip Ščerba, Ph.D. (present) ....