

**Question for written answer E-002437/2024
to the Commission**
Rule 144
David Cormand (Verts/ALE)

Subject: Use of discriminatory algorithms in social protection systems in France and the Netherlands

On 15 October 2024, Amnesty International and *La Quadrature du Net* filed a complaint in France calling for the risk rating algorithm used by the *Caisse nationale des allocations familiales* (CNAF) to be scrapped. This algorithm, which detects overpayments, unfairly targets marginalised groups, violating their fundamental rights.

A similar case in the Netherlands revealed the use of racial profiling by tax authorities, resulting in discrimination against migrant families. Despite strict regulations on artificial intelligence, the use of discriminatory algorithms still raises major concerns.

Accordingly:

1. What specific measures will the Commission put in place, under the Artificial Intelligence Act, to ensure the monitoring and compliance of artificial intelligence systems used by the Member States, particularly in the social benefits sector?
2. What measures will it take to ensure that risk rating systems cease to violate fundamental rights and what rapid intervention mechanisms will be proposed to prevent new cases of discrimination?
3. Will it explicitly include social rating systems and discriminatory profiling practices in the guidelines for the Artificial Intelligence Act?

Submitted: 6.11.2024