We are pleased to present the *Moral-IT* and *Legal-IT* decks.

These physical cards are a responsible research and innovation tool created to enable structured reflection on legal, ethical, technical and social implications of new information technologies.

They are the latest development in <u>our research</u> at the Horizon Digital Economy Research Institute into the role of physical card-based tools in translating law and ethical principles into more accessible forms for design teams. Inspired by legislative changes, such as the new General Data Protection Regulation, we recognise the need to build *legal compliance* into technologies by design and default. High profile scandals of data misuse have increased calls for technologies to be developed in more *ethically* sound ways too. We feel that practical tools for actually doing this and bringing wider values into IT design are lacking. These cards seek to address this gap, by supporting engagement with legal and ethical concepts through a process of translation into a more accessible form.

Our Moral-IT deck poses a wide range of critical ethical questions designers need to ask of their new technology. These are thematically clustered around four themes (privacy, ethics, law and security) and below are some examples.

Our Legal-IT deck translates five complex European legal frameworks that aim to ensure data protection and cybersecurity for data driven technologies. We present the relevant rights, principles, definitions and responsibilities within the: EU General Data Protection Regulation 2016; EU Draft e-Privacy Regulation 2017; EU Network and Information Security Directive 2016; Cybercrime Convention 2001; and Attacks Against Information Systems Directive 2013.

The beauty of cards is they can be used in a wide variety of ways. One approach is as part of our streamlined impact assessment process to unpack risks, likelihood of occurrence, safeguards and challenges of implementation. This proves particularly useful for a team at the early stages of the design of a new application or technology. A board guiding you through this process is downloadable below. They can also be sorted by relevance, clustered thematically and ranked in terms of importance by designers. We have been testing these in a variety of contexts, most recently with research teams as part of the Horizon Services Campaign.

The cards are publicly available as downloadable PDFs which you can print off or send to a professional printer. We would really like to build up dialogue on **who** you are, **how** you are using the cards, **why** and any feedback you have on the tool/process. Please send these on to <u>lachlan.urquhart@gmail.com</u>.

To widen access to these decks and associated tools (e.g. process board) are released under a Creative Commons Attribution-NonCommercial-ShareAlike 4.0 International license (CC BY-NC-SA). These decks have been designed by Dr Lachlan Urquhart and Dr Peter Craigon at the Horizon Digital Economy Research Institute. The photos used in the Moral-IT deck are all royalty and attribution free, sourced on Pixabay. Some of the graphics used in the Legal-IT deck are purchased via a Noun Project subscription.



Moral-IT and Legal-IT Decks by <u>Dr Lachlan Urquhart & Dr Peter Craigon, Horizon Digital Economy Research Institute.</u> is licensed under a <u>Creative Commons Attribution-NonCommercial-ShareAlike 4.0</u> International License.)

The Moral-IT Deck



Privacy

The Moral-IT Deck



Ethics

The Moral-IT Deck



Law

The Moral-IT Deck



Security

The Moral-IT Deck



Data Collection

A selection of cards from the Moral IT deck to prompt your discussion on issues surrounding data collection.

Feel free to also browse the rest of the deck and select other cards for discussion.



Obfuscation





How does your technology protect people's identities?
Does it use anonymisation or pseudonymisation techniques?



Secrecy





Does your technology keep secrets? From whom? Why? Should it?







Trustworthiness





How does your technology create trustworthy, secure relationships with users?







Confidentiality





How does confidentiality feature in your technology?

Does it use methods such as encryption, by default?



Integrity





Is your technology honest?
Can people
rely on it?









Environmental Protection





Is your technology environmentally sustainable now & in the future? Can you explain how?



△ Accessibility





Can your technology be reasonably adjusted to ensure it can be used by as many people as possible? How?



Risk Minimisation





What steps have you taken to address the biggest risks arising from your technology?







Liability





What are the foreseeable harmful effects created by your technology? Who is responsible for these?



A Proportionality





Are your responses to risks appropriate? Do they go too far or not far enough?







Precautionary Principle





Appraising future risks of your technology, should you still proceed i.e.

"Just because you can, should you?"



Intellectual Property





Does your technology respect or challenge IP interests of others, incl.trademarks, copyrights, patents & design rights? How?







How does your technology manage use in undesirable, socially unacceptable or criminal applications?

Legibility & Comprehension



Can everybody understand what your system does? How?











How do you ensure people can exercise ongoing choice about using your system?









Overt Bias & Prejudice





Does your technology overtly treat one group of people differently? Why?







Trust





How do you ensure and maintain citizens' trust?







Temporality





How long does your technology last? How does it manage its impacts from creation to destruction?



Participation





Can citizens participate in decisions about your technology?









Limited Data Collection





Does your technology collect the minimal data necessary, for a specific purpose?

Is it stored for a limited time?







How does your technology protect data sent overseas?









Spectrum of **Control Rights**





How does your technology accommodate users seeking greater control over their personal data?



Transparency Rights





Do you provide sufficient, clear information about how your technology uses personal data? How?



Lawful Processing





Does your technology process personal data lawfully? Specifically, how do you

obtain consent?







Data Security





Does your technology protect data from unanticipated disclosures? How?

7

Can you notify users of a breach quickly?











Have you systematically assessed privacy impacts of your technology? What technical & organisational safeguards should you implement?



Privacy in Public





Does your technology use information collected in a public space?

How do you protect privacy rights of those involved?



Location Privacy





Does your technology collect the location of users?
Why?

Does it need to?

10







Compliance & Accountability





What measures have you used to comply with EU Data Protection Laws? How do you

demonstrate these to users?



Special Categories of Data



How does your technology obtain explicit user consent for processing sensitive info incl. health, religious, political, ethnic origin & sexuality?

Data Management

A selection of cards from the Moral IT deck to prompt your discussion on issues surrounding data management.

Feel free to also browse the rest of the deck and select other cards for discussion.



Identities Management







Does your technology enable citizens to hold & manage multiple identities?









Obfuscation





How does your technology protect people's identities?
Does it use anonymisation or pseudonymisation techniques?



Secrecy





Does your technology keep secrets? From whom? Why? Should it?







Trustworthiness





How does your technology create trustworthy, secure relationships with users?







Confidentiality





How does confidentiality feature in your technology?

Does it use methods such as encryption, by default?



Usable Security





Are the security mechanisms in your technology intuitive to use & easy to understand? How & for whom?









Is your technology robust to unforeseen vulnerabilities? Can it maintain optimal service when challenged?





Data Breach Management





How does your technology manage security breaches?

Can it notify users

% regulators
within 72 hours?





Integrity





Is your technology honest? Can people rely on it?









Secure for Whom





Is security equally available to all people impacted by your technology?

How?







△ Accessibility





Can your technology be reasonably adjusted to ensure it can be used by as many people as possible? How?



Risk Minimisation





What steps have you taken to address the biggest risks arising from your technology?







A Proportionality





Are your responses to risks appropriate? Do they go too far or not far enough?





Legibility & Comprehension



Can everybody understand what your system does? How?









How do you ensure people can exercise ongoing choice about using your system?



Trust





How do you ensure and maintain citizens' trust?







Meaningful Transparency





Do you know why your technology acts the way it does? Can you explain that to people?







Sustainability & E-Waste





What effects does your technology have on the environment, from creation to destruction?





Temporality





How long does your technology last? How does it manage its impacts from creation to destruction?



Participation





Can citizens participate in decisions about your technology?









Limited Data Collection





Does your technology collect the minimal data necessary, for a specific purpose?

Is it stored for a limited time?











How does your technology protect data sent overseas?









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Transparency Rights





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Lawful Processing





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obtain consent?







Data Security





Does your technology protect data from unanticipated disclosures? How?

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Can you notify users of a breach quickly?









Have you systematically assessed privacy impacts of your technology? What technical & organisational safeguards should you implement?



Privacy in Public





Does your technology use information collected in a public space?

How do you protect privacy rights of those involved?



Compliance & Accountability





What measures have you used to comply with EU Data Protection Laws?

How do you demonstrate these to users?



Special Categories of Data



How does your technology obtain explicit user consent for processing sensitive info incl. health, religious, political, ethnic origin & sexuality?

Data Analysis

A selection of cards from the Moral IT deck to prompt your discussion on issues surrounding data analysis.

Feel free to also browse the rest of the deck and select other cards for discussion.



Obfuscation





How does your technology protect people's identities?
Does it use anonymisation or pseudonymisation techniques?



Secrecy





Does your technology keep secrets? From whom? Why? Should it?







Trustworthiness





How does your technology create trustworthy, secure relationships with users?

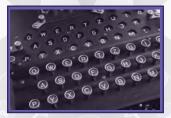






Confidentiality





How does confidentiality feature in your technology?

Does it use methods such as encryption, by default?





Can all the harmful effects of your technology be clearly attributed to it?

Should they be?



Integrity





Is your technology honest? Can people rely on it?









Secure for Whom





Is security equally available to all people impacted by your technology?

How?







Rule of Law





Is everyone subject to the same rules when using your technology? Are they aware







Due Process





How does your technology avoid enabling arbitrary decisions? Does it follow a clear, justifiable decision making process?



Risk Minimisation





What steps have you taken to address the biggest risks arising from your technology?







Liability





What are the foreseeable harmful effects created by your technology?
Who is responsible for these?







Are your responses to risks appropriate? Do they go too far or not far enough?







Precautionary Principle





Appraising future risks of your technology, should you still proceed i.e.

"Just because you can, should you?"



Intellectual Property





Does your technology respect or challenge IP interests of others, incl.trademarks, copyrights, patents & design rights? How?







How does your technology manage use in undesirable, socially unacceptable or criminal applications?



Legibility & Comprehension



Can everybody understand what your system does? How?







Overt Bias & Prejudice





Does your technology overtly treat one group of people differently? Why?







Trust





How do you ensure and maintain citizens' trust?







Meaningful Transparency





Do you know why your technology acts the way it does? Can you explain that to people?







Power Asymmetry





Where does power reside in your technology? Is it balanced?







Fairness & Justice





How do you ensure your technology acts in a fair manner & does not cause injustice to users?



Temporality





How long does your technology last? How does it manage its impacts from creation to destruction?



Participation





Can citizens participate in decisions about your technology?













How does your technology protect data sent overseas?









Spectrum of **Control Rights**





How does your technology accommodate users seeking greater control over their personal data?



Transparency Rights





Do you provide sufficient, clear information about how your technology uses personal data? How?



Lawful Processing





Does your technology process personal data lawfully? Specifically, how do you

obtain consent?











Have you systematically assessed privacy impacts of your technology? What technical & organisational safeguards should you implement?



Privacy in Public





Does your technology use information collected in a public space?

How do you protect privacy rights of those involved?



Location Privacy





Does your technology collect the location of users?
Why?

Does it need to?









Compliance & Accountability





What measures have you used to comply with EU Data Protection Laws?

How do you demonstrate these to users?





Special Categories of Data



How does your technology obtain explicit user consent for processing sensitive info incl. health, religious, political, ethnic origin & sexuality?

Data Sharing

A selection of cards from the Moral IT deck to prompt your discussion on issues surrounding data sharing.

Feel free to also browse the rest of the deck and select other cards for discussion.



Obfuscation





How does your technology protect people's identities?
Does it use anonymisation or pseudonymisation techniques?



Secrecy





Does your technology keep secrets? From whom? Why? Should it?









Confidentiality





How does confidentiality feature in your technology?

Does it use methods such as encryption, by default?







Is your technology robust to unforeseen vulnerabilities? Can it maintain optimal service when challenged?





Data Breach Management





How does your technology manage security breaches?

Can it notify users

% regulators
within 72 hours?







Can all the harmful effects of your technology be clearly attributed to it?

Should they be?



Integrity





Is your technology honest? Can people rely on it?









Secure for Whom





Is security equally available to all people impacted by your technology?

How?







△ Accessibility





Can your technology be reasonably adjusted to ensure it can be used by as many people as possible? How?



Rule of Law





Is everyone subject to the same rules when using your technology? Are they aware







Risk Minimisation





What steps have you taken to address the biggest risks arising from your technology?







Liability





What are the foreseeable harmful effects created by your technology?
Who is responsible for these?







Are your responses to risks appropriate? Do they go too far or not far enough?







Precautionary Principle





Appraising future risks of your technology, should you still proceed i.e.

"Just because you can, should you?"



Intellectual Property





Does your technology respect or challenge IP interests of others, incl.trademarks, copyrights, patents & design rights? How?







How does your technology manage use in undesirable, socially unacceptable or criminal applications?

Legibility & Comprehension



Can everybody understand what your system does? How?





Overt Bias & Prejudice





Does your technology overtly treat one group of people differently? Why?







Trust





How do you ensure and maintain citizens' trust?







Meaningful Transparency





Do you know why your technology acts the way it does? Can you explain that to people?











What effects does your technology have on the environment, from creation to destruction?





Power Asymmetry





Where does power reside in your technology? Is it balanced?







Temporality





How long does your technology last? How does it manage its impacts from creation to destruction?



Limited Data Collection





Does your technology collect the minimal data necessary, for a specific purpose?

Is it stored for a limited time?











How does your technology protect data sent overseas?









Spectrum of **Control Rights**





How does your technology accommodate users seeking greater control over their personal data?



Lawful Processing





Does your technology process personal data lawfully? Specifically, how do you

obtain consent?







Data Security





Does your technology protect data from unanticipated disclosures? How?

7

Can you notify users of a breach quickly?









Have you systematically assessed privacy impacts of your technology? What technical & organisational safeguards should you implement?



Privacy in Public





Does your technology use information collected in a public space?

How do you protect privacy rights of those involved?



Location Privacy





Does your technology collect the location of users?
Why?

Does it need to?

10







Compliance & Accountability





What measures have you used to comply with EU Data Protection Laws?

How do you demonstrate these to users?





Special Categories of Data



How does your technology obtain explicit user consent for processing sensitive info incl. health, religious, political, ethnic origin & sexuality?







Identities Management





Does your technology enable citizens to hold & manage multiple identities?









Obfuscation





How does your technology protect people's identities?
Does it use anonymisation or pseudonymisation techniques?



Secrecy





Does your technology keep secrets? From whom? Why? Should it?









Trustworthiness





How does your technology create trustworthy, secure relationships with users?







Confidentiality





How does confidentiality feature in your technology?

Does it use methods such as encryption, by default?



Usable Security





Are the security mechanisms in your technology intuitive to use & easy to understand? How & for whom?











Is your technology robust to unforeseen vulnerabilities? Can it maintain optimal service when challenged?





Data Breach Management





How does your technology manage security breaches?

Can it notify users

% regulators
within 72 hours?





Physical Safety





How does your technology affect the physical safety of users?

10









Can all the harmful effects of your technology be clearly attributed to it?

Should they be?



Integrity





Is your technology honest? Can people rely on it?









Secure for Whom





Is security equally available to all people impacted by your technology?

How?







Blank Card



B







Blank Card











How can your technology embody human virtues?



Environmental Protection





Is your technology environmentally sustainable now & in the future? Can you explain how?



△ Accessibility





Can your technology be reasonably adjusted to ensure it can be used by as many people as possible? How?



Consumer Protection





Does your technology protect people from unfair commercial behaviours

causing harm or discrimination?

How could it?



Rule of Law





Is everyone subject to the same rules when using your technology? Are they aware







Due Process





How does your technology avoid enabling arbitrary decisions? Does it follow a clear, justifiable decision making process?



Risk Minimisation





What steps have you taken to address the biggest risks arising from your technology?







Liability





What are the foreseeable harmful effects created by your technology? Who is responsible for these?



A Proportionality





Are your responses to risks appropriate? Do they go too far or not far enough?







Precautionary Principle





Appraising future risks of your technology, should you still proceed i.e.

"Just because you can, should you?"







Does your technology provide reasonable care for the wellbeing of citizens? How?



Intellectual Property





Does your technology respect or challenge IP interests of others, incl.trademarks, copyrights, patents & design rights? How?







How does your technology manage use in undesirable, socially unacceptable or criminal applications?

















Legibility & Comprehension



Can everybody understand what your system does? How?











How do you ensure people can exercise ongoing choice about using your system?









Overt Bias & Prejudice





Does your technology overtly treat one group of people differently? Why?







Autonomy & Agency





What are the consequences of your technology for the freedom of choice of users? Does it unreasonably limit it? How?



Trust





How do you ensure and maintain citizens' trust?







Meaningful Transparency





Do you know why your technology acts the way it does? Can you explain that to people?







Sustainability & E-Waste





What effects does your technology have on the environment, from creation to destruction?







Power Asymmetry





Where does power reside in your technology? Is it balanced?







Fairness & Justice





How do you ensure your technology acts in a fair manner & does not cause injustice to users?



Temporality





How long does your technology last? How does it manage its impacts from creation to destruction?



Wellbeing





Does your technology improve the lives of its users?

How?





Participation





Can citizens participate in decisions about your technology?

How?















Blank Card











Limited Data Collection





Does your technology collect the minimal data necessary, for a specific purpose?

Is it stored for a limited time?











How does your technology protect data sent overseas?









Spectrum of **Control Rights**





How does your technology accommodate users seeking greater control over their personal data?



Transparency Rights





Do you provide sufficient, clear information about how your technology uses personal data? How?



Lawful **Processing**





Does your technology process personal data lawfully? Specifically, how do you

6

obtain consent?







Data Security





Does your technology protect data from unanticipated disclosures? How?

7

Can you notify users of a breach quickly?











Have you systematically assessed privacy impacts of your technology? What technical & organisational safeguards should you implement?



Privacy in Public





Does your technology use information collected in a public space?

How do you protect privacy rights of those involved?



Location Privacy





Does your technology collect the location of users?
Why?

Does it need to?

10







Compliance & Accountability





What measures have you used to comply with EU Data Protection Laws? How do you

demonstrate these to users?



Special Categories of Data



How does your technology obtain explicit user consent for processing sensitive info incl. health, religious, political, ethnic origin & sexuality?



Privacy Virtues





Does your technology shape the autonomy, dignity and identity formation of users? How?



















Stakeholders

List three direct or indirect stakeholders impacted by your technology.





Stakeholders

List three direct or indirect stakeholders impacted by your technology.





Use Case

Reflect on two contexts of use for your technology. Describe them below.





Use Case

Reflect on two contexts of use for your technology. Describe them below.





State of the Art

Are there any new technical approaches underpinning your technology?

Consider these, if they are riskier than current approaches and list two reasons why.





State of the Art

Are there any new technical approaches underpinning your technology?
Consider these, if they are riskier than current approaches and list two reasons why.





Surfacing Risks

List the three biggest risks your technology poses.





Surfacing Risks

List the three biggest risks your technology poses.





The Technology

Briefly describe what your technology is and how it works.





The Technology

Briefly describe what your technology is and how it works.





Safeguards

List two safeguards
that address the risks posed
by your technology. Also provide two
practical constraints to implementing
these.





Safeguards

List two safeguards
that address the risks posed
by your technology. Also provide two
practical constraints to implementing
these.

