1	Reflexive governance architectures: considering the ethical implications of autonomous
2	technology adoption in food supply chains
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#### 43 Abstract

Background: The application of autonomous technology in food supply chains gives rise to a number of ethical considerations associated with the interaction between human and technology, human-technology-plant and human-technology-animal. These considerations and their implications influence technology design, the ways in which technology is applied, how the technology changes food supply chain practices, decision-making and the associated ethical aspects and outcomes.

50 **Scope and approach:** Using the concept of reflexive governance, this paper has critiqued 51 existing reflective food-related ethical assessment tools and proposed the structural elements 52 required for reflexive governance architectures which address both the sharing of data, and the 53 use of artificial intelligence (AI) and machine learning in food supply chains.

54 Key findings and conclusions: Considering the ethical implications of using autonomous 55 technology in real life contexts is challenging. The current approach, focusing on discrete ethical elements in isolation e.g., ethical aspects or outcomes, normative standards or ethically 56 57 orientated compliance-based business strategies is not sufficient in itself. Alternatively, the 58 application of more holistic, reflexive governance architectures can inform consideration of 59 ethical aspects, potential ethical outcomes, in particular how they are interlinked and/or 60 interdependent, and the need for mitigation at all lifecycle stages of technology and food 61 product conceptualisation, design, realisation and adoption in the food supply chain. This research is of interest to those who are undertaking ethical deliberation on data sharing, and 62 63 the use of AI and machine learning in food supply chains.

## 64 Keywords: data, ethical aspects, ethical outcomes, reflective governance, reflexive

## 65 governance, AI, food supply

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# 68 Highlights

69	•	Autonomous technology can support decision-making in food supply chains.
70	•	The use of autonomous technology has ethical implications.
71	•	Ethical considerations focus on both aspects and outcomes of technology use.
72	•	Existing governance approaches are limited by being reflective, normative, rule-
73		based.
74	•	Reflexive governance architectures for technology 'concept to realisation' are
75		essential.

77

#### 1. Introduction

78 Modern sociotechnical food systems and the complex legal, economic, technical and 79 ethical considerations that they encompass, can have significant positive as well as negative 80 consequences for society (Miller, 2013). Ethics, as a term, is derived from the Greek word 81 "ethos" meaning conduct; customs or character (Manning, Baines & Chadd, 2006). Ethics is 82 the basis on which principles, values, rules and standards of conduct are based (Surampalli et 83 al., 2020). In food systems, multiple organisations and individuals operate both as direct actors 84 (businesses who supply and purchase within the supply chain, and ultimately the consumer) 85 and indirect actors (government, non-governmental organisations (NGOs), citizens and so 86 forth) who influence both practices and interactions. Ethical positions can vary between these 87 actors, and understanding their mutual and differentiated stances is important (Kirwan, Maye 88 & Brunori, 2017). However, ethical consideration at the system level is complex, and nuanced 89 depending on both the generalised and the specific ethical aspects and ethical outcomes 90 associated with food supply in a given context.

91 Ethically orientated policy decisions, supply chain normative standards and ethical 92 assessments often rely on 'reductionist' methodologies/tools with either single dimension 93 variables, indicators or standards, composite indexes, or 'simple' aggregate metrics (Brunori 94 et al., 2016; Kirwan, Maye & Brunori, 2017). De Ridder et al. (2007) classifies these potential 95 approaches to developing ethical assessment mechanisms as tools: e.g., accounting tools, 96 analysis tools, cost-benefit and cost-effectiveness physical analysis tools, multicriteria analysis 97 tools, participatory tools, scenario analysis tools, the use of indicator datasets, and models or 98 frameworks. Brunori et al., (2016) build on this differentiation between tools and frameworks 99 stating that tools are the analytical techniques used within wider frameworks which contain a 100 series of prescribed procedures that form the stages of assessment. This suggests that ethical 101 assessment tools can be part of a wider construct, the ethical framework, where the series of 102 steps in the overarching process of undertaking ethical deliberation are defined. In summary, 103 frameworks, go beyond reductionist indexes or tools. Instead, frameworks embody transparent 104 processes and procedures to provide more holistic insight rather than reducing ethical 105 deliberations to a purely quantitative assessment (Mayer, 2008). This means that the 106 governance and assessment process associated with ethical deliberation can be structured into 107 a series of predetermined steps or activities understood by all stakeholders. As a result, there 108 needs to be a greater degree of transparency as to the outcomes derived, more so than using 109 reductionist numerical data to support comparisons or to demonstrate compliance (e.g., carbon 110 footprint calculations) or using aggregated indexes to demonstrate performance across a range 111 of sustainability metrics in a single number.

A governance architecture is the 'meta-level of governance' (Biermann, Pattberg, Van 112 113 Asselt & Zelli, 2009; Zelli, 2011). Governance architectures encompass institutions, 114 organisations, regimes, associated normative standards (principles, procedures) and regulations 115 (Zelli, 2011). The term architecture has been used in the literature to consider data governance 116 and the development of data trusts (O'Hara, 2019); artificial intelligence (AI) (Schmitt, 2022); 117 use of robotics (O'Meara, 2011) and more widely e.g. with regard to trade and the protection 118 of the environment (Biermann, Pattberg, Van Asselt & Zelli, 2009). Schmitt (2022) 119 differentiates firstly, between the governance landscape which encompasses multiple 120 initiatives by actors seeking to develop discrete as well as integrated governance structures, 121 and secondly, the governance architecture itself developed through existing and emergent 122 governance regimes.

Food supply chains are established, rules-driven and dynamic regimes existing across different empirical scales and practices within a centralised system that is mediated or reinforced by consumer and producer behaviour (Smith, Stirling & Berkhout, 2005). One example would be the Parmiguano Reggiano PDO cheese supply chain, where there is an

127 existing regime and associated governance structures due to its status as a provenance related 128 food. Lavelli and Beccali (2022) propose that a technology based distributed ledger technology 129 (DLT) and internet of things (IoT) solution could collect, store, integrate and communicate 130 data from multiple stakeholders and multiple stages of the supply chain. The modelling of the 131 smart solution could encompass data collection, information from third party certification and 132 producer groups and through data analysis, pattern recognition and predictive tools create a 133 smart, governance regime. However, reflexive processes are still required at the governance 134 landscape level to address issues such as extant culture, power dynamics, and the emerging 135 socio-cultural framing (equity, fairness, moral hazard and so on) that impacts the adoption of 136 such solutions.

A regime is the assemblage of structure (institutional and physical setting), culture (prevailing perspective), and practices (rules, routines, and habits) (Rotmans & Loorbach, 2009). Regimes can be described as sets of implicit or explicit principles (beliefs of fact and causation, correctness), norms (standards), rules (prescriptions for what actions can be taken), and decision-making procedures that implement collective actors' choice (Krasner, 1982). Dynamic regimes self-organise and when new feedback mechanisms emerge then a new regime is formed (Mayer, 2008).

144 The contemporary role of instrumental normative performance standards in food 145 supply chains is thus a form of rigid, unreflective and unreflexive governance (Leonard & 146 Lidskog, 2021). Unreflexive governance sets specific performance standards, or a list of 147 criteria, in order to organise and control specific regimes of practice (Spence & Rinaldi, 2014). 148 Instrumental decision-making is essential when seeking to ensure regulatory compliance or 149 where decision-making is based on a binary (legal/illegal; compliant/non-compliant) situation. 150 However, such instrumental regimes of practice lack feedback mechanisms that support the 151 revision of goals, outcomes or targets and do not address the unintended consequences of 152 actions (Kirwan, Maye & Brunori, 2017). Further, existing and emergent power dynamics play 153 a strong role in regimes and governance structures (Dean, 2009) and can drive political tactics, 154 the status quo, even inertia, and as a result the formation of coalitions via processes that lead 155 to regime resistance (Geels, 2004). Regime resistance, as a concept, reflects the activities and structures which prevent a regime from transitioning even when socio-economic and 156 157 environmental drivers promote the need for change. Indeed, Stuart & Worosz (2012) assert that 158 anti-reflexivity pressures in food supply chains promote 'business as usual' scenarios and 159 prevent adaptive, agile, progressive reform i.e. they entrench inertia and existing regimes.

160 Existing approaches to ethical assessment, based on individual, organisational or 161 societal framing can be driven by binary thinking leading to the positioning of food supply 162 related dichotomies such as good/bad, organic/conventional, urban/rural, intensive/extensive, 163 or technology-driven/human driven whereas reflexivity can create a more holistic and less 164 contested discourse (Sonnino, Marsden & Moragues-Faus, 2016; Muhammad, Stokes, Morgan 165 and Manning, 2022). Reflection is a goal-oriented activity focused on questioning, evaluating, 166 rethinking and improving practice. Alternatively, being reflexive is informed by reflection and 167 is an ongoing, critical iterative process of engaging with a given situation or context and 168 repeatedly challenging the socio-cultural influences, then following these processes 169 articulating and framing the situation of interest (Barrett, Kajamaa & Johnston, 2020). In other 170 words, reflection can initiate thought processes that 'look at' a given activity or situation. 171 Reflection is 'those intellectual and affective activities in which individuals engage to explore 172 their experience in order for new understandings and appreciation' (Boud, Keogh & Walker, 173 1985, p. 19). Reflection considers what has happened, what worked/did not work or what went 174 well or did not, but the process is separate and discrete and not part of the activity. Reflexivity, 175 in contrast, requires those undertaking ethical deliberation to reflect on, or consider carefully, 176 the potential decisions that can be made, or not made and the actions that can be taken/not taken

177 and the potential impact prior to taking a decision or any action being implemented (Martin, 178 2006). This means that reflexivity is part of the active process of deliberation from anticipating, 179 reflecting, and engaging before, during and after, and when acting upon decisions. Reflexivity 180 promotes food system transition through "holistic re-evaluation of [existing] systems and a 181 willingness to make substantial changes in an industrial organisation" (Stuart & Worosz, 2012, 182 p. 288). In summary, ethical deliberation is complex, and whilst reductionist tools and 183 instrumentally driven decision-making may be used in contemporary supply chains: the 184 reframing of 'business as usual' needs stronger grounding. Thus, it is critical to understand the 185 relative strengths, weaknesses and biases of influence when using reductionist tools, indicators 186 and metrics and also how the methodologies employed in the development of assessment tools or within models and frameworks will impact on the efficacy of their use (Mayer, 2008). 187

188 Using the concept of reflexive governance, this paper aims to critique existing reflective 189 food-related ethical assessment tools and proposes the structural elements required to go further 190 and develop reflexive governance architectures which address the sharing of data, and the use 191 of AI and machine learning in food supply chains. The need for this research is firstly that the 192 two literatures on food supply chain related ethics and data ethics and the ethics associated with data use have not been brought together previously in an integrated review of the literatures. 193 194 Secondly, the use of technology such as AI, machine learning and big data informed algorithms 195 can be opaque and ethical implications of their use can be difficult to determine (Hannah-196 Moffatt, 2019), and if harm is caused by use of an algorithm, e.g. an environmental, health and 197 safety or a food safety incident, it can be difficult to trace the source of the problem and also 198 to identify who is responsible (Mittelstadt et al., 2016). This means scientific enquiry into the 199 potential governance structures that could be applied to address these concerns is of interest.

200 Options for further development of contemporary ethical assessment practices to move 201 from instrumental to reflective and then reflexive approaches are examined and this informs 202 the evaluation of the embedding of reflexive governance in food supply chains with specific 203 focus on data sharing, the use of AI and machine learning. The structure of the rest of the paper 204 is as follows: Section 1 introduces the research and Section 2 positions ethical considerations 205 in the context of the food supply chain presenting definitions for ethical aspects and ethical 206 outcomes, and ethical focus on decision-making and consequences. Section 3 critiques the 207 ethical implications of data sharing and technology use within food supply chains and the need 208 for ethical deliberation. Section 4 critiques existing approaches to ethical deliberation and 209 ethical assessment associated with food supply chains and food systems and Section 5 provides 210 concluding thoughts and opportunities for future research on developing reflexive governance 211 frameworks with specific emphasis on data sharing, use of AI and machine learning.

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## 2. Ethical considerations in the food supply chain

213 The ethical aspects and impacts associated with growing, harvesting and processing food 214 can produce positive, neutral or negative intended, or unintended, outcomes in a food system 215 or within a specific supply chain context. The ethical aspects of food supply chains and the 216 drive for sustainability remains implicitly embedded within the triple bottom line (economic, social and environmental aspects) and often is articulated in technical and normative aspects 217 218 of sustainability rather than being explicitly defined (Amantova-Salmane, 2015). Schlaile et 219 al., (2017) differentiate between descriptive, normative and prescriptive aspects: *descriptive* 220 aspects associated with describing and providing boundaries to the issue; prescriptive aspects 221 where there is received wisdom on what should or must be done, and *normative aspects* which 222 can encompass prescriptive aspects, but are also contested by different actors with alternative 223 normative values when they consider what ethical, or sustainable 'looks like,' for example 224 differentiating between standard, good and excellent animal welfare (Muhammad, Stokes, 225 Morgans, & Manning, 2022). In summary, normative ethics describe how things ought to be

and inform the development of 'the set of rules that govern human conduct.' (Dignum, 2019, p.37).

228 Normative ethics are favoured in market orientated food supply chains. Rather than 229 describing values, beliefs or norms that influence behaviour (descriptive ethics), normative 230 ethics evaluate behaviour by "appealing to standards or norms that are independent of custom" 231 i.e. normative standards prescribe standards of what ought to be (Fischer, 2004, p. 398). 232 Normative ethics are defined in prescriptive, compliance-based market driven food supply 233 chain standards, e.g., the GLOBALGAP suite of standards, that encompass rules and protocols 234 for right or proper conduct based on a moral evaluation of how people ought to act (Manning, 235 2020). Indeed, the use of food supply chain standards, audits and third-party verification may 236 actually disguise an opaque, power-mediated, politicised, isomorphic, market-based agenda to 237 drive conformity and reduce transaction cost through what are often promoted as objective 238 assessment tools, indices and metrics (Lebaron & Lister, 2015; Manning, 2020).

239 Framing develops through communication and discourse between different spheres, 240 actors and groups and as discursive coalitions unfold with regard to an ethical issue (Kirwan, 241 Maye, & Brunori, 2017). Ethical deliberation places existing activities in a given context and 242 can drive transition in supply chains and wider food systems through differentiated, evolving "frames of reference" (Kirwan, Maye & Brunori, 2017), such as the Sustainable Development 243 244 Goals or SDGs (Bandari et al. 2022). Ethical assessment tools have been used firstly, as process 245 tools to assess and determine ethical priorities and secondly, as mechanisms to support ethical 246 decision-making. It is important to differentiate between the use of an ethical assessment tool 247 (called frameworks by some literature) to guide, support assessment and prioritisation of ethical 248 aspects; the context associated with specific ethical issues, and the use of a 'framework' in its 249 wider sense for the provision of theoretical, conceptual or governance structures to inform ethical decision-making and rationalisation of intended and potentially unintendedconsequences or outcomes of a specific decision.

252 The duality of the use of the term framework, and the multiple uses in the literature (e.g. from 253 an academic, industry or societal perspective) creates a challenge in terms of developing a 254 narrative and so three descriptions are used herein, firstly, data governance frameworks (see 255 Brewer et al., 2021), secondly ethical aspects assessment frameworks (see Mepham, 2010; 256 Höglund, 2020) and thirdly ethical governance frameworks (see Voss & Kemp, 2006; 257 Beranger 2018). Each framework contains governance structures which are developed to 258 ensure ethical aspects, ethical concerns and the role of individuals and organisations are 259 considered through the application of ethical theory, but they vary in the degree of reflexivity 260 that is embedded in their development and use. To differentiate more clearly, reflexive, ethical 261 governance frameworks are described as *reflexive governance architectures*. The vocabulary 262 used in the literature to explore the context of ethical aspects and ethical outcomes, otherwise described as targets, objectives, or impacts as with the multi-level structure of the SDGs and 263 264 associated targets, is critiqued to substantiate the role of reflexive governance architectures.

#### 265 **2.1 Ethical aspects**

266 From the environmental perspective and considering the terms used in normative standards 267 such as EN ISO 14001:2015, an *aspect* is an "element of an organisation's activities or products or services that interacts or can interact with the environment" and an *impact* is a "change to 268 269 the environment, whether adverse or beneficial, wholly or partially resulting from an 270 organisation's environmental aspects." Therefore, an organisation can interact positively or 271 negatively with the environment through its activities, products or services and this interaction 272 is the environmental aspect. Höglund (2020) when considering ethical aspects differentiates 273 between those that relate to production and nature and those that relate to humans and 274 consumption. Manning, Baines & Chadd (2006, p.366) define ethical aspects of food

production as "the ethical considerations which relate to the organisation's activities, products or services." These include, but are not limited to: food sourcing; resource management and the impact on the environment; inter-organisational partnerships within the supply chain; intraorganisational partnerships, working conditions, health and safety, and training; ethical norms of business customers, third parties and consumers; aspects of food safety, nutritional content, quality and affordability; livestock health, welfare and husbandry standards and the use of technology, and in this case, AI and machine learning.

282 AI based applications can be used to improve safety, product quality, diagnostic ability and 283 problem-solving capability, production efficiency and resource use (Kumar, Kharkwal, Kohli, 284 & Choudhary, 2016). Ethical aspects can be considered in terms of technology and engineering design (Mulvenna, Boger & Bond, 2017); human-technology interaction (Korn, 2017) and 285 286 design and adoption of AI (Kumar, Kharkwal, Kohli, & Choudhary, 2016); for example, the 287 use of drones for spraying and self-steer tractors (Ryan, 2022), and AI and robots for agri-food (van der Burg et al., 2022). Rogozea (2009) identifies a number of ethical aspects of AI 288 289 adoption, albeit mainly considered in a biomedical context. These include confidentiality, 290 responsibility, rights, respect, informed consent, standards, malpractice, and the modification of interactions between people, power dynamics and accessibility. An additional consideration 291 292 is the replacement of work roles previously undertaken by humans, reflecting the aspects of 293 power being given to technological applications (Kumar, Kharkwal, Kohli & Choudhary, 294 2016). Other studies cite aspects such as fairness (as opposed to bias), preservation of human 295 autonomy (agency), technical robustness and safety, prevention of harm, explicability, 296 accuracy, accountability, data governance and privacy, transparency, confidentiality, 297 discrimination, security, unintended uses of data and right to know or not to know results, 298 diversity, environmental and societal wellbeing (Brall, Schröder-Bäck & Maeckelberghe, 299 2019; Karimian, Petelos & Evers, 2022). Further ethical aspects of the use of AI are

300 accessibility, auditability, culpability, explainability, interpretability, reliability, responsibility, 301 transparency, and trustworthiness (Friedman & Nissenbaum, 1996; Martin, 2019; Manning et 302 al., 2022). In this respect, Rakowski, Polak and Kowalikova (2021, p. 201) state "Technology 303 is thus not a neutral tool: it has its own value, but at the same time society can determine the 304 direction of its development", for example in the delivery of the SDGs (SDGs, 2022). van der 305 Burg et al. (2022) in their work on the ethical aspects of the application of AI in agri-food 306 systems cite the following aspects that need to be considered: moral agency, moral status, 307 responsibility and liability, the value of robot-human relations and other sentient beings such 308 as livestock, aspects of human employment and labour, benefits of AI robot use and to whom, 309 the framing of good farming, environmental sustainability, data sharing and the distribution of 310 power.

311 Manning et al., (2022) note that whilst there are different perspectives and nuances on 312 where a specific use of AI in the food system is positioned on the socio-technological 313 determinism spectrum, (where people or technology can have the primary role in decision-314 making), the ethical aspects of the use of AI will vary from application to application. This 315 means that ethical aspects such as explainability or trustworthiness of AI will have different framing as in different contexts, e.g., with a robotic milking machine or a mobile app for food 316 317 allergen information, what it is to be explainable or trustworthy will vary and be appropriate to 318 context of use. Concepts such as animal welfare or worker welfare will influence perceptions of the ethical use of AI technology. This means ethical deliberation on human-technology-crop 319 320 and human-technology-animal interactions may not reflect the same ethical aspects, for 321 example, the use of an AI application in crop production compared with the monitoring and 322 determination of animal welfare indicators.

#### 323 **2.2 Ethical impacts**

324 Technology can mediate an organisation's socio-economic and environmental performance 325 and the organisation's *ethical impact* through improved efficiencies in enterprise resource 326 planning, logistics and transport management systems (Agyabeng-Mensah, Ahenkorah & 327 Korsah, 2019). Manning, Baines & Chadd (2006, p.368) describe an ethical impact as "any 328 ethical influence whether adverse or beneficial, totally or partly resulting from an 329 organisation's activities, products or services." Ethical impacts, outcomes or consequences can 330 be intended or unintended, singular or plural. Plural ethical impacts can result from activities, 331 products or services acting as a catalyst to deliver multiple impacts and outcomes making 332 reflexive ethical deliberation difficult to achieve in practice if ethical impacts are considered 333 individually, or in isolation. Examples of ethical impacts include positive and intended impacts 334 such as better worker conditions, improved animal welfare outcomes or reduced crop 335 protection product use or negative and unintended impacts such as a pollution incident, an 336 animal welfare problem or a food safety incident.

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## 2.3 Ethical objectives, targets and outcomes

338 Ethical objectives and targets are intended ethical outcomes. Ethical targets are 339 "detailed performance target[s]... that arise from the ethical objectives and which need to be 340 defined and complied with in order to achieve those objectives." (Manning, Baines & Chadd, 341 2006, p. 368). Ethical objectives are "an overall ethical goal, consistent with the corporate 342 social responsibility policy that an organisation sets itself to achieve" (Manning, Baines & 343 Chadd, 2006, p. 368). The SDGs could therefore be considered as an appropriate (widely 344 known and authoritative) frame of reference of desirable ethical goals or outcomes and their 345 associated targets which help orient processes of ethical deliberation to determine what 346 sustainability 'looks like' in practice.

#### 347 **2.4 Consequentialism, an ethical theory**

348 Consequentialism considers the consequences of human actions and the extent to which 349 desired results are achieved, and undesired results are not (Robertson & Fadil, 1999). Patel 350 (2020) describes consequentialism as considering ethics and morality through the 351 consequences, outcomes or effects of decisions or actions taken. Consequentialism positions that the 'morally right action is the one with the best overall consequences' (Dignum, 2019, 352 353 p.37). Consequentialist ethics (or teleological ethics) focus on whether the ethical implications 354 of the outcome or consequences are more important than the ethics associated with the action, 355 whilst, *rule-based ethics* (principle-based, duty based or deontological) focus on consideration 356 of the action itself and whether it was ethical, based on prescribed rules, laws or obligations 357 i.e. was what was done good or bad, right or wrong (Dignum, 2019; Patel, 2020). Mepham (2000) explains this dichotomy of approach as the difference between ethics being identified 358 359 as a result of assessing costs and benefits, a utilitarian approach, or alternatively focusing on 360 'rights and duties.' There is a third approach in ethical theory, *virtue ethics*, which associates 361 concepts such as fairness and justice with an activity, action or outcome, introducing notions 362 of the good consumer who acts via a process of food citizenship (De Tavernier, 2012; Del Savio & Schmietow, 2013; Mepham, 2000) and by inference the good farmer, the good 363 364 processor and the good retailer.

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#### 2.5 Virtue ethics and ethical agency

Virtue ethics focuses on the character of the individual rather than the action or the consequence and what a 'good' person would do (Dignum, 2019). Driessen and Heutinck (2015) consider the 'good farmer' in the context of the interaction between the dairy cow, the farmer and the technology, in this case autonomous milking machines where ethical norms and principles evolve with the introduction of technology and what is then perceived as good in terms of the good farmer, good cows, a good life and a good robot. How the good robot-good farmer collaboration is defined is important, but there is less research on this interaction in agrifood supply chains compared to, for example, in care or learning environments (Ryan, van der
Burg and Bogaardt, 2021, van der Burg et al., 2022).

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#### 3. Data and technology related ethics

376 The Open Data Institute (ODI, 2022, p.1) define data ethics as "a branch of ethics that evaluates 377 data practices with the potential to adversely impact on people and society, in data collection, 378 sharing and use." Thus, the concept of data ethics reflects appropriate actions related to how data is collected, maintained, used and shared and the ethical impact on individuals, 379 380 communities and society. Data ethics should be addressed during data stewarding, when either 381 information is created from the data or actions are driven by the interpretation of data (ODI, 382 2022). Ethical questions associated with data can be characterised as factors that relate to the 383 data itself i.e., ethics of data; the ethics associated with results generated by an algorithm (ethics 384 of algorithms); and how those results are used in practice (ethics of practice), see Beranger 385 (2018). Algorithms can be developed to profile, classify, provide information to support 386 decision-making, and understand and interact with the immediate and more extended 387 environment. Their design can mean algorithms are value-laden, biased and can discriminate (Mittelstadt et al., 2016). Mittelstadt et al., (2016) highlight six types of ethical concerns that 388 389 arise with the use of algorithms. Three concerns relate to the episteme (type or level of 390 evidence): inconclusive evidence, inscrutable evidence, and misguided evidence. *Inconclusive* 391 evidence is where statistical analysis does not provide actionable insight so although correlation 392 can be shown, causality cannot be proven i.e. patterns may suggest there are associations or 393 relationships, but causation cannot be demonstrated in practice (Tsamados et al., 2021). 394 Inscrutable evidence suggests that the data available lacks transparency, explainability, or 395 interpretability and does not allow the algorithm to reach a conclusion, meaning the data may 396 come from a dubious source, or be unverifiable. Misguided evidence (otherwise known as 397 garbage in-garbage out) means conclusions are only as reliable as the data used and the level 398 of neutrality of the process used (Tsamados et al., 2021). These three concerns focus on the 399 quality of evidence and the degree to which it can inform an action, and also mediate the degree 400 of trust between agents sharing information and these concerns inform notions of 401 trustworthiness in the data-technology-human(s) interaction.

402 Three normative concerns are presented by Mittelstadt et al., (2016). Firstly, the use of 403 the algorithm may lead to unfair outcomes as a result of the decision, action or event. For 404 example, an action can be perceived as unfair if it is believed to be discriminatory to an 405 individual or a group. Secondly, some actions or activities that use algorithms can lead to 406 transformative effects by changing contemporary norms and modifying what is 'said to be' the 407 accepted standard, guideline, code or appropriate forms of association. Examples include the 408 development of algorithms to support personalised diets or personalised medicine. It is 409 important to recognise that algorithm used to determine patterns in data-based applications can 410 replace more qualitative approaches that allow categorisation of trends or themes. This 411 algorithm driven process can lead to reductionism and abstraction and as a result the richness 412 or nuance associated with the data and the information that can be derived from it can be lost. 413 This lack of a holistic approach to data analysis means that the potential to gain insight into social phenomenon when using algorithms to recognise patterns in quantitative data, or the use 414 415 of historic training datasets, does not necessarily highlight emergent human perceptions, 416 attitudes or behaviour (Mehozay & Fisher, 2019). The third normative concern is *traceability* 417 i.e. the harm caused by an algorithm can be difficult to trace and also to identify who is 418 responsible especially as in ethical deliberation the cause and the responsibility for a potential 419 or actual harm needs to be traced (Mittelstadt et al., 2016).

There are many ethical considerations that AI shares with other technology including: the complexity of the systems that the applications are used in; notions of responsibility; perceptions of what transparency is in the context of technology use; the ethical aspects of

423 machines replacing humans and the difficulty in predicting the ethical impacts that can arise in 424 the future associated with the context and/or use of the technology (Boddington, 2017). In 425 terms of virtuous or good technology, beneficial AI is said to refer to AI that is safe and 426 beneficial for society (Baum, 2017). In order for autonomous machines to be ethical agents in 427 themselves, the AI must be designed so that:

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• It is possible to choose between different actions and outcomes,

- At least one option (action/outcome) must be socially beneficial so the agent is
  able to mediate notions of harm (but what it is to be socially beneficial may be
  contested by different stakeholders), and
- The agent recognises socially beneficial actions/outcomes and is able to take a
  decision because it is the right ethical option. This level of ethical agency
  requires an element of automated analysis to take place as previous decisions
  and their outcomes have to be evaluated in order to inform better future
  decisions (Dignum, 2019).

437 Malle (2016) considers the difference between moral competence and moral agency in 438 the context of robots, see also van der Burg et al., 2022. Moral competence, in terms of the 439 capabilities of a robot, Malle argues, has five aspects: a moral vocabulary, moral cognition and 440 affect, moral decision-making and action, moral communication and a system of norms. Malle 441 and Scheutz (2017) reflect on this further stating that in human-technology interaction, the 442 moral competence of the robot needs to be considered alongside the moral competence of the 443 human(s) who design, and use the robots, and by extension the AI applications. Thus, human 444 moral competence will impact on the moral competence of the robot. Indeed, Malle, Scheutz, 445 Forlizzi & Voiklis (2016, p.125) argue there is an asymmetry in how humans consider other 446 humans and robots when they take action to address a moral dilemma namely "that people 447 blame robots more for inaction than action but blame humans more for action than inaction in the identical dilemma." Moral agency, the "contextualised normative judgment and action to
respond to the demands and contingencies of the present" (Antadze & McGowan, 2017, p.2),
is of importance here. Whilst humans have the ability to demonstrate moral agency,
determining what moral agency is in the context of the use of robots in the food supply chain
(see van der Burg et al., 2022) requires further exploration.

The next section considers the use of compliance based, reflective and reflexive approaches with particular emphasis on AI and machine learning. It is positioned here that ethical assessment is only one element of undertaking reflexive ethical deliberation.

#### 456

#### 4. Ethical assessment and reflexive ethical deliberation

457 Based on the premise that no individual actor has the absolute moral truth, when considering 458 ethical aspects and outcomes, collective ethical deliberation is essential, especially where an 459 action involves multiple actors (Gracia, 2003). There is dialogic openness and knowledge 460 creation, when the deliberation process compares potential courses of action, identifies which 461 are morally justified and which have the strongest moral underpinning. Such reasoning is not 462 based on quantification, but on argumentation where: "quantification has, as its goal, to resolve 463 the question rationally and completely; whilst the only goal of argumentation is to be 464 "reasonable," and therefore open-ended" (Garcia 2003, p. 227). Whilst reflection encompasses 465 learning *through* experience, a reflexive approach embraces learning *in* experience. Reflection is a cognitive activity, whereas reflexivity is a dialogic, practical and relational activity. 466 467 Reflection involves giving order to situations, whereas practical reflexivity accepts multiplicity, circularity and unsettling conventional practices and is grounded in a 468 469 constructionist and deconstructionist view of the world (Cunliffe & Easterby-Smith, 2004; 470 Pässilä, Oikarinen & Harmaakorpi, 2015). In summary, reflection focuses on questioning, 471 evaluating, and rethinking of existing experience(s) to improve practices and gain new 472 understanding, and in turn informs being reflexive (Boud, Keogh & Walker, 1985; Barrett,

Kajamaa & Johnston, 2020). Both of these processes are essential for ethical assessment andthe building and implementation of reflexive governance architectures.

#### 475 **4.1 Reflexive governance**

476 Reflexive governance drives the continuous, intentional assessment of objectives, the 477 means and pathways used to consider current practices and the need for restructuring particular 478 regimes of practice (Kirwan, Maye & Brunori, 2017). As a result, reflexive governance is a 479 mechanism to evaluate and reframe relations between multiple actors and enable civic 480 participation with regulators (Marsden, 2016). Examples of reflexive governance include the 481 processes that have been developed to produce national and regional food strategies, such as 482 the use of citizens assemblies, and supply chain transition strategies such as net zero food 483 supply agendas (Marsden, 2013; 2016). Production-consumption relationships are worthy of 484 further consideration in the context of developing reflexive governance structures that combine 485 the use of ethical assessment tools within a wider governance architecture allowing for holistic 486 ethical deliberation. For example, the use of AI and machine-learning based technology and 487 applications can reduce food loss and food waste. An example is the IoT based system proposed 488 by Gayathri et al., (2021), where such approaches enable the more efficient use of resources 489 (natural, physical, human, financial, social capital), whilst ensuring that ethical aspects and 490 outcomes are addressed both with regard to the activities themselves and the ethical use of the 491 data collected. However, to be truly effective and encompassing, reflexive governance 492 structures rely upon multidisciplinary and interdisciplinary scientific knowledge and expertise 493 (Marsden, 2016).

494 Reflexive governance should entail institutional and procedural arrangements that frame
495 multiple episteme, cognitive and normative beliefs, alternative understandings and viewpoints,
496 governance levels, and problem-solving approaches (Marsden, 2013). Sonnino, Marsden and

497 Moragues-Faus (2016, p.487) describe these reflexive governance architectures as an "active 498 and progressive canvas for reassembling resources and human efficiencies around more 499 effective production-consumption relations." Calls in the literature for wider adoption of 500 reflexive governance link to sustainable development (Voss, Bauknecht & Kemp, 2006), the 501 SDGs, meeting net zero ambitions, and processes for technology adoption and innovation 502 (Lindner et al., 2016). However, others caution that governance 'in' and governance 'of' a 503 given construct are quite different approaches and need to be considered discretely (Rip, 2006). 504 In particular that: "unintended and often unexpected effects [outcomes] occur because actors 505 do not take the overall socio-technical dynamics into account" (Rip & Groen, 2001, p.21)

506 Herein, it has been positioned that ethical framing, via the use of reflexive governance 507 architectures can inform contemporary and future food supply chain governance structures. 508 This is of particular interest as new practices and technologies such as AI are adopted and 509 embedded in common practice in food production. van Bruxvoort & van Keulen (2021, p.1). 510 state that in considering the use of AI in its wider social context it is important to view "the 511 algorithm embedded in an organisation with infrastructure, rules, and procedures as one 'to-512 be-designed system'." With the context of the use of AI and machine learning in food supply 513 chains, the relevance of reflexive governance is contextualised in terms of "anticipation, 514 reflectivity, inclusion and responsiveness' aspects of responsible (research and) innovation 515 (RRI) (see Stilgoe, Owen & Macnaghten, 2013; Gianni & Goujon, 2018; Craigon et al., 2023; 516 for a wider discussion on this theme). Indeed, Lindner et al., (2016, p. 14) state:

517 "The implication for reflexive governance is quite strong: innovation is a social 518 phenomenon, determined not just by the scientific and empirical knowledge in society, but 519 also by the views and needs of social actors. Governance processes can therefore play a role 520 in determining and realising the direction of innovation, as can the other actors involved in 521 technological development." 522 So how reflexive are contemporary ethical assessment approaches in food supply chains?

523

## 4.2 Ethical matrices

524 Ethical matrices are a tool to support ethical reflection. Ethical matrices are pluralistic, 525 addressing multiple stakeholder interests and ethical principles (Kaiser & Forsberg, 2001). The 526 seminal matrix on which many of these 3 x 4 matrices are based is the Mepham (2000) Food 527 Ethics Matrix (Figure 1). This matrix includes ethical principles of respect for wellbeing (health 528 and welfare), autonomy (freedom and choice) and justice (fairness) in the context of producers, 529 consumers, and the entity involved (organism or fauna and flora). Technology use is not an 530 explicit aspect addressed in the matrix, more its use can be assessed in terms of the elements 531 in the matrix. The Food Ethics Council Ethical Matrix (Figure 2) is a framework that is based on the three ethical principles: respect for wellbeing, for autonomy, and for justice as an 532 533 assessment tool for common morality found in the Mepham (2000) version.

534

## Take in Figures 1 and 2

535 Kaiser and Forsberg (2001) too, use a matrix approach to identify ethical aspects for a 536 wide range of stakeholders, replacing autonomy with dignity in their matrix, arguing that this 537 reflects a principles-based ethics approach, or *principlism*. Principlism has been described as a form of ethical reflection which is based on four principles: benevolence, that the result of 538 539 technology use or implementation is positive; *non-maleficence* that the use or implementation 540 of the technology will do no harm; *autonomy/dignity* namely that the use or existence of the 541 technology will not limit or compromise affected party's freedom; and *justice*, i.e. the use or 542 outcomes of using the technology are deemed fair (Beauchamp & Childress, 2012; Thompson 543 et al., 2021). Thompson et al., (2021) assert that the matrices are a modified principlist tool 544 where the four principles form elements of the matrix, or a rubric to inform collaborative 545 reflection and discussion.

546	Mepham (2010) differentiates between a specified principles matrix that captures the
547	ethical aspects that policy decisions may wish to respect (Figure 1) and a policy objectives
548	matrix that, rather than defining ethical aspects, highlights policy proposals that relate to those
549	aspects. This dual approach of applying a specified principles matrix and a policy objectives
550	matrix stops short of defining ethical outcomes but does provide a tool to identify a policy
551	solution for a given ethical aspect. The matrices have been used for decades in the food supply
552	chain with little revision. However, Höglund, (2020) in the proposed ethical matrix describes
553	the four groups in previous matrices in more simple terms namely: producer, consumer, treated
554	organism and biota, as 'affected parties' where three of these relate to the production of food,
555	i.e., the action or activity, and the other affected party relates to the consumption of food and
556	the decision-making that is associated with the consumer (Figure 3). Höglund positions that
557	there are three reflective questions that need to be asked when using the matrix as an assessment
558	tool:
559	• What/who are the affected parties in a given situation?
560	• What values are at stake for these affected parties and where is there mutual
561	alignment or potential value conflict?
562	• Can the value conflicts be addressed by considering from the ethical perspective of
563	duty [what ought to be done], consequences [what will happen if the action is taken],
564	virtue [what would a good person do] or care [attending and meeting the needs of
565	others]?
566	This demonstrates that Höglund proposes that ethical aspects and ethical impacts of actions,
567	decisions and practices can be assessed using a matrix approach providing the assessment is

569Take in Figure 3

guided by a set of questions.

568

570 Reflexivity, and in particular ethical reflexivity, acknowledges that humans constantly and 571 consciously reflect on normative judgments and ethical principles in a given context to then 572 inform decision-making, deliberation and intuition usually on a case-by-case basis (Beever & 573 Brightman, 2016). Thus, the ethical matrix approach synthesizes deontological principles with utilitarian values to inform the mapping of ethical aspects and potentially informs reflection on 574 575 impact(s) in a given context (Mepham 2010; Korthals, 2015). Korthals (2015) suggests that 576 tools, such as matrices, allow the users to approach ethics in a principles-based, value orientated 577 approach, but these tools are limited in terms of considering complexity so it is a challenge not 578 to be selective and consider aspects individually rather than in a broader holistic, systemic 579 view. Further, a drawback of using an ethical matrix is where there is a strong dependence on 580 past experience as part of the reflection process so that decision outputs can be influenced by 581 persuasive confirmation bias (Thompson et al., 2021). From their structural arrangement, these 582 matrices inform reflectivity, but to be reflexive requires an additional reflexive deliberation 583 process.

584

#### 4.3 Multi-criteria performance matrix

585 Kirwan, Maye and Brunori (2017) in their work developed a 5x4 matrix they propose as a 586 multi-criteria performance matrix (Figure 4) that uses five dimensions (economic, social, 587 environmental, health and ethical) and four spheres of debate and communication (public, 588 market, scientific and policy) to consider ethical aspects and impacts in a given context. They 589 describe ethical aspects as ethical attributes that can be clustered under themes (the 590 dimensions). Further, they suggest considering these ethical attributes in a 'reflexive 591 governance framework' where the framework informs deliberation and decision-making i.e., 592 they proposed a two-stage approach asserting that:

593 "In adopting a reflexive governance approach, firms are able to anticipate unintended
594 (and unwanted) consequences of supply chain operations and adapt their regimes of practice
595 accordingly, before they become unsustainable" (Kirwan, Maye & Brunori, 2017, p. 30).

596 **Take in Figure 4** 

If the individuals using them have the appropriate skills in reflexivity, the three matrices 597 598 and this framework can enable iterative participatory goal formation and drive interactive 599 strategy development as highlighted by Mepham (2010). The SDGs, for example could play 600 an orienting role in the process of principle development, support iterative participatory goal 601 formation, and drive interactive strategy development. However, there are no inbuilt reflexivity 602 processes within the matrix-based tools and if the team using the matrix do not possess 603 reflexivity skills, the process of utilising the matrices could stop at reflection only. Additional 604 bolt-on processes could support the adaptivity of strategies and institutions to address 605 complexity, uncertainty or ambiguity and provide a functional process to anticipate long term 606 systemic effects of supply chain strategies, especially in the context here of the application of 607 AI and machine learning.

608

## 4.4 Reflexive governance typologies

609 Critiquing the elements of existing ethical matrices as tools for ethical assessment of 610 the use of AI and machine learning in food supply chains, Beranger (2018) embeds a 611 supplementary deliberation phase and develops a reflexive ethical governance architecture 612 typology with five key dimensions:

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- 1. Assessing the technical aspects of data;
- 6146156156152. Assessing the ethical aspects of the use of AI and machine learning in food615
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618 4. Determining the ethical impacts of practice, and 619 5. Developing reflexive governance processes that act as a governance 620 architecture around the ethical deliberation process. 621 Table 1 draws together these five dimensions and integrates the work of Beranger (2018) to 622 consider the characteristics of each dimension in more detail. It is important to note that some 623 characteristics sit in more than one dimension e.g. accountability is assessed within the ethical 624 aspects of practice, and within ethical impacts of practice and developing reflexive governance. Take in Table 1 625 626 The five dimensions are further informed by Voss and Kemp's (2006) five principles to guide the design and implementation of reflexive governance in practice, as reviewed by Kastrinos 627 628 & Weber, (2020). These principles are of value in developing a process that enables: 629 • Integrated (transdisciplinary) knowledge production, that informs the creation of 630 multiple perspectives for addressing complex and co-evolving issues. 631 • Adaptivity of strategies and institutions driven by the degree and depth of drawing 632 monitoring systems and processes to address uncertainty and ambiguity with regard to 633 values, problem perceptions and possible solutions. 634 Ability to anticipate the long-term systemic effects of supply chain strategies, 635 considering the complex dynamics that can occur. 636 Iterative participatory goal formulation, to consider potential value trade-offs as 637 well as potential synergies between different actors' and stakeholders,' and 638 • Interactive strategy development, that can consider the required resources and 639 (potentially conflicting) interests of different stakeholders from a range of areas of 640 social, economic and political activity.

641 Using the five principles developed by Voss and Kemp (2006) as a guide, the matrices, 642 depending on the abilities of the individuals using them, can integrate transdisciplinary 643 knowledge production that focuses on ethical aspects of the use of AI but not necessarily 644 technical aspects of data, or ethical aspects of the design or use of AI and machine learning. As 645 the use of technologies such as self-driving tractors, robots and AI informed applications, 646 decision-support systems and software (Ryan, 2022) increases these five principles become 647 more important in terms of their embedding in ethical assessments and reflexive governance 648 architectures. Figure 5 presents an integration of the work of Voss and Kemp to compare and 649 contrast the ethical assessment tools with regard to their ability to inform reflexive governance. 650 The tools are of value to inform integrating transdisciplinary knowledge production depending on the skillset of the team undertaking the assessment (represented as a  $\checkmark$  in Figure 5), but 651 652 unless the team have reflexive skills between them the tools alone will not enable iterative participatory goal formation, drive interactive strategy development nor act as a catalyst to 653 654 improve adaptability of strategies and institutions to address uncertainty or ambiguity.

#### 655 **Take in Figure 5**

Spence and Rinaldi (2014), based on the work of Dean (2009), suggest four dimensions as a connected and differentiated lens of enquiry when considering governance: fields of visibility analytic, techne analytic, episteme analytic, and the identity formation analytic. These are now presented in turn with a focus on reflexive ethical consideration of the use of AI and machine learning in food supply chains.

The *fields of visibility of governance* reflect the visible objects or subjects of governance. These include matrices, charts, and other artefacts of analysis that promote transparency and openness. However, opacity may exist as certain ethical aspects may be considered outside of the glare of customers, consumers and others. The ownership of artefacts and the meetings, and

other interactions in which they are used will influence the power dynamics within governance
structures (Spence & Rinaldi, 2014).

667 The *techne of governance* is the collection of technical means to demonstrate compliance 668 with visible values, espoused beliefs and ideals (Spence & Rinaldi, 2014). These technical 669 aspects include standards, tools and frameworks and training programmes and skills 670 development and individual and collective vocabulary, with associated meanings. Standards in 671 this context are the defined criteria or 'sets of rules' that support the classification of a product into a given category (Kirwan, Maye, & Brunori, 2017), or define a way of doing. The techne 672 of governance can include meetings, training, auditing and incentives based on norms defined 673 in frameworks, standards and specifications, promoting a rationale of governance through 674 675 education, normalisation, regulation and delivering to market needs (Spence & Rinaldi, 2014).

The *episteme of governance* refers to the trust mechanisms, discourses and rhetoric of 676 677 value, expertise, language thinking, questioning and derived meaning associated with practices 678 of governing including routines, rituals and norms for conduct of actors (Dean, 2009). 679 Algorithms are not ethically or morally neutral (Tsamados et al., 2021), so episteme associated 680 with algorithms, can be described as 'a new way of knowing' and how human thoughts, 681 decisions and rationalisations are translated into a technological knowing that "excludes 682 reflexivity, language, and subjectivity from the construction of self" (Mehozay & Fisher, 2019, 683 p. 525). Mehozay and Fisher's work on algorithmic risk analysis, albeit based on criminology, 684 is of value when considering the use of AI and ethical considerations in the food supply chain. 685 Hannah-Moffat (2019) considers the gap between actuarial risk (assessing risk as a human 686 based on historical data, experience etc.) and algorithmically determined risk when considering 687 social justice and criminal sentencing. The reason for including these sources here is that the 688 food supply chain, especially agriculture, lags behind other sectors in the use of algorithmic

689 risk assessment and algorithmic based decision-making. If a gap persists between the design 690 and operation of algorithms and human understanding of the ethical implications and outcomes 691 that could arise, this could have severe consequences on individuals, communities, even society 692 as a whole (Mittelstadt et al., 2016). Hannah-Moffatt (2019) concludes that the rationalities 693 and techniques of algorithmic risk governance are based on constructs such as probability and 694 patterns within data to then guide policy, but big data informed algorithms are opaque and 695 when considering ethical or moral aspects the algorithms are devoid of social, political and 696 ethical consciousness. The episteme analytic considers the contemporary mechanisms, 697 discourses, language and rhetoric, and capturing the nuances in AI and machine learning, or 698 indeed the training datasets on which they are based, is difficult.

699 With regard to the *identity formation of governance*, the role of identity is important as it 700 mediates actions, practices and ways of considering self, others, groups, roles and influences 701 implementation of governance structures (Spence & Rinaldi, 2014). It is difficult to capture 702 perceptions of identity or social context in the 'human self' created by algorithms which 703 essentially is an aggregate of multiple data points (Mehozay & Fisher, 2019). Mittelstadt et al., 704 (2016) distinguish between an algorithm as a mathematical construct, the actions and effects 705 the algorithm can initiate when used in a given technology or programme, and then how that 706 technology is configured to undertake a specific task (application). What has been previously 707 described in this paper as the human-technology-plant or human-technology-animal interaction 708 is important here as perceptions of identity, being the farmer, the animal care-giver 709 (Muhammad, Stokes, Morgans, & Manning, 2022), and evolving aspects of identity, can be 710 challenging with concern over rules, weighting and how uncertainty are addressed in what to 711 may appear to users to be an opaque process to either provide evidence for a given outcome 712 and/or to trigger or motivate an action (Mittelstadt et al., 2016). Feher (2021) outline that 713 digital identity reflects the profiles within digital services and, as authentication processes and self-validation become more sophisticated, the human self and the digital self must become more aligned, especially so with regard to responsibility, moral agency and moral competence. The boundaries of personal digital identity management (including control of privacy, rights, responsibilities and freedoms) is an ethical aspect of data use, especially as technologies and the algorithms associated with them change (Feher, 2021).

719 The four fields of governance visibility analytic, techne analytic, episteme analytic, and the 720 identity formation analytic are central to developing reflexive governance architectures. 721 Marsden (2013, p. 131) argues that such networked reflexive governance frameworks 722 [architectures] can "foster new forms of socio-technical inclusion, coherence and 723 consolidation". This review paper makes a contribution by drawing together this 724 interdisciplinary literature to inform future empirical work on the development of reflexive 725 governance architectures to support the ethical consideration of the use of AI and machine 726 learning in food supply chains.

#### 727 **5.** Concluding thoughts

#### 728 **5.1 Governmentality**

729 Governmentality, the role and conduct of governance actors (corporations, senior employees, 730 regulators etc.) and the governed i.e., supply chain partners, workers, customers, consumers 731 (Spence and Rinaldi, 2014) in the problematisation and mitigation of ethical aspects and 732 outcomes is of crucial importance within the architecture of regimes of practice. The 733 architecture involves both collegiate practice (meetings, boards, committees) and people 734 (employees, shareholders, customers, consumers), where the interaction is mediated by 735 systems (control systems, reporting systems and sanction and reward-based systems) see 736 Spence and Rinaldi (2014). Existing power dynamics form a barrier to engaging in meaningful 737 reflexive governance (Marsden, 2013), especially when actors seek to "reconcile the demands 738 of reflexivity (being open, self-critical and creative) with the demands of their existing political 739 world" (Hendriks & Grin, 2007, p.333). Governmentality can drive existing inbuilt biases, both 740 visible and opaque that 'govern' food supply chain structures and interactions (Mittelstadt et 741 al., 2016). Without ethical consideration at an early stage, especially if these biases are 742 embedded in training datasets, they can translate into AI and machine learning applications 743 e.g., as determined in recruiting and hiring of staff (see Raghavan, Barocas, Kleinberg & Levy, 744 2020; Sühr, Hilgard & Lakkaraju, 2021) and in criminal justice (Hannah-Moffat, 2019; 745 Mehozay & Fisher, 2019). Indeed Ryan (2022), suggests more focus needs to be placed on 746 ethical aspects such as explainability, accountability, interpretability, and understandability.

## 747 **5.2 Trust frameworks**

748 Brewer et al., (2021) describe how governance systems for data exchange are complex, 749 posing ethical challenges especially when they focus on technologies such as AI, and propose 750 'data trusts' as one form of collaborative, participatory, data governance architecture with 751 particular emphasis on 'trust frameworks.' A trust framework is developed by a community, 752 supply chain or network on the basis of members having similar goals and objectives. It defines 753 rights and responsibilities, specifies normative standards, policies, processes and procedures in 754 order to consider the level of risk associated with participants and the transactions that are 755 involved (NSTIC, 2011). Temoshok and Abruzzi, (2018, p4) state that a trust framework 756 manages roles, liability and legal issues, uses, shares, protects and secures identity information, 757 and conducts identity management responsibilities agreements, trust and governance through 758 "a set of rules and polices that govern how [members] will operate and interact." Brewer et al., 759 (2021) propose four distinct elements of a data trust that would be engaged with the use of AI 760 and machine learning in food supply chains. These are

(1) A governance and legally contractual normative framework that defines rules, and
 roles, accountability, responsibility for all members;

- 763 (2) A security and permissioning normative framework that controls access for
  764 members, and security of the data that is shared;
- 765 (3) A **knowledge mapping element** which establishes the interoperability of the data trust
- e.g. manages interfaces, quality control processes and curation standards, and an

767 (4) An **operational component** where the interactions and processes occur.

768 Data trusts can include multiple frameworks with different operating functions and also 769 involving different members of the community (NSTIC, 2011). Research for the UK Food 770 Standards Agency has considered the development of food data trusts (FSA, 2021) and the 771 Open Data Institute (2019) has considered food data trusts and their role in reducing food waste.

## 772 **5.3 Reflexive governance architectures**

773 Hendriks and Grin (2007, p.342) assert that developing reflexive governance architectures 774 enables capacity building and acts as a catalyst that 'encourages actors to scrutinise and 775 reconsider their underlying assumptions, institutional arrangements and practices' (Marsden, 776 2013). The collection, sharing, exchange and analysis of data is one such example where 777 institutional arrangements and practices, underlying assumptions, rules and norms can develop 778 through the interactions of business-to-business (B2B) or through business-to-consumer (B2C) 779 interaction. Indeed, it is accepted practice that B2B data sharing requires complex governance 780 systems that define and determine aspects such as statutory obligations, confidentiality, data 781 ownership, commercial rights, use and access to data and so forth, and data exchanges that 782 involve personal data (B2C) need to protect obligations to individuals enshrined by regulations 783 such as the United Kingdom's (UK) and the European Union's (EU) General Data Protection 784 Regulation (GDPR, 2018; Brewer et al., 2021).

785 Five dimensions of ethical reflexive governance have been considered with a particular 786 focus on reflexive ethical governance architectures that consider AI and machine learning, and 787 the typology of technical aspects of data; ethical aspects of AI and machine learning; ethical 788 aspects of the practice being considered; ethical impacts of practice, and the role of reflexive 789 data governance, for example the use of a data trust framework. Using the concept of reflexive 790 governance, this paper has critiqued existing reflective food-related ethical assessment tools 791 and proposed the structural elements required for reflexive governance architectures which 792 address the sharing of data, the use of AI and machine learning in food supply chains. The use 793 of ethical aspects assessment tools within a wider reflexive governance architecture offer the 794 opportunity for further development of contemporary ethical assessment practices to move 795 from instrumental principlism to reflective assessment of ethical aspects and potential 796 outcomes and then informs thinking around emergent reflexive governance approaches that 797 address ethical deliberation in food supply chains.

798

#### 5.4 Summary

799 Whilst the integration of the literatures of ethical assessment in the food supply chain and 800 reflexive governance architectures is a strength in this work, to date much work on application 801 of AI and machine learning and developing data trust frameworks is still at the research 802 application and review stage. This is a limitation in terms of the direct application of this 803 research within the industry. However, creating awareness of the difference between reflective 804 and reflexive governance is of value to the industry and can inform contemporary practices so 805 that the current use of ethical assessment tools can be extended to include more collaborative, 806 holistic, reflexive ethical governance. Future research needs to develop the governance 807 typology further, such as the development of a reflexive framework for the development of 808 data trusts in food supply chains. Examining food supply chain scenarios through applying 809 reflexive ethical lenses means the conceptual research herein can be applied, critiqued and can 810 evolve to inform practical approaches, tools, applications and governance frameworks for the811 food industry.

812

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### **Figure. 1. Mepham (2000) Food Ethics Matrix**

#### 

Respect for	Wellbeing (Health & welfare)	Autonomy (freedom & choice)	Justice (fairness)
Producer	Adequate income and working conditions	Freedom to adopt or not adopt	Fair treatment in trade and law
Consumer	Availability of safe food; acceptability	Consumer choice (e.g. labelling)	Universal affordability of food
Treated Organism	Animal welfare	Behavioural freedom	Intrinsic value
Biota (fauna and flora)	Protection of the biota	Maintenance of biodiversity	Sustainability of biotic populations

#### 

### **Figure 2. The Food Ethics Council Ethical Matrix**

Respect for	Wellbeing	Autonomy	Justice (fairness)
	(Health & welfare)	(freedom & choice)	
People in the food	Income and working	Freedom of action	Fair trade laws and
industry	conditions		practices
Citizens	Food safety and	Democratic, informed	Availability of
	quality of life	choice	affordable food
Farm animals	Animal welfare	Behavioural freedom	Intrinsic value
The living	Conservation	Maintenance of	Sustainability
environment		biodiversity	

1120 Source https://www.foodethicscouncil.org/

## 1121 Figure 3. Alternative version of the matrix (Höglund, 2020)

Respect for	Wellbeing (Health & welfare)	Autonomy (freedom & choice)	Justice (fairness)
Producer	Income and working conditions	Freedom to adopt or not	Fair treatment
Consumer	Availability, safety	Free choice	Universal affordability
Organism	Animal welfare	Behavioural freedom	Respect for telos
Biota	Conservation of animal and plant life	Maintenance of biodiversity	Sustainability

# 1134 Figure 4. Multi-criteria performance matrix (Kirwan, Maye & Brunori, 2017)

Dimension/	Economic	Social	Environmental	Health	Ethical
Sphere					
Public	Affordability. Creation and distribution of added value. Contribution to economic development.	Information and communication. Food security.	Resource use. Pollution.	Nutrition. Food safety. Traceability.	Animal welfare. Responsibility. Labour relations. Fair trade.
Scientific	Contribution to economic development. Technological innovation. Governance.	Consumer behaviour. Territoriality.	Resource use. Biodiversity. Efficiency. Technological innovation. Food waste.	Nutrition. Food safety.	Fair trade. Animal welfare.
Market	Efficiency. Profitability/ competitiveness. Connection. Technological innovation. Resilience.	Information and communication. Territoriality. Connection.	Efficiency.	Food safety. Traceability.	Fair trade. Territoriality.
Policy	Creation and distribution of added value. Contribution to economic development. Efficiency. Resilience. Food waste.	Consumer behaviour. Labour relations.	Food waste. Pollution.	Nutrition. Food safety. Traceability	Food security Governance.

## 1137 Figure 5. The reflection/reflexivity interaction of the application of ethical assessment

- 1138 tools to consider the use of AI or technology in food supply chains
- 1139

		Ethical matrices (e.g. Mepham, 2000)	Multi-criteria performance matrix (Kirwan et al., 2017)
Voss & Kemp (2006) Integrating	Technical aspects of data	X or 🗸	~
transdisciplinary knowledge production	Ethical aspects of AI and machine learning	X or 🗸	~
	Ethical aspects of the practice being considered	$\checkmark$	~
	Ethical impacts of practice	~	~
Enabling iterative participatory goal formation		X or 🗸	X or 🗸
Driving interactive strategy development		X or 🗸	X or 🗸
Adaptivity of strategies and institutions to address uncertainty or ambiguity	Role of reflexive governance.	Х	Х
Ability to anticipate long term systemic effects of supply chain strategies		Х	Х

1140 Can be addressed X limited or unable to be addressed (Both indicators are mediated by

1141 skillset of those using the tools)

1142

# Table 1. Dimensions of a reflexive ethical governance architecture typology to consider the use of AI and machine learning (Adapted from Beranger, 2018; Ryan, 2022)

Technical aspects of data	Ethical aspects of AI and machine learning	Ethical aspects of practice	Ethical impacts of practice	Reflexive governance
Accessibility Consistency Integrity Organisation Protection Security Traceability	Automation Bias/non-bias Explicability Finality Interpretability Liability Protection Quality Reliability Self-determination Transparency	Accountability Advertising Automation Autonomy Confidentiality Culture Dehumanisation Deontology Dignity Diversity Equality Fairness Freedom Free will Governance Justice Management Plurality Privacy Regulation Safety Solidarity Trustworthiness	Accountability Communication Consistency Culture Disclosure Dehumanisation	Accountability Bias/ non-bias Benefits Confidentiality Culture Governance Integrity Liability Management Non-maleficence Organisation Power/ empowerment Privacy Regulation Responsibility Security Social good Sustainability Traceability Transparency Trust Trustworthiness