AI Data governance:
The fiduciary model as a path to collective and controlled value creation

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  - Open Source
  - Open Data
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  - Open innovation

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  - Using the law to value the production of digital commons
  - □ https://www.theses.fr/s267877

@VBchlt   □ Vincent Bachelet
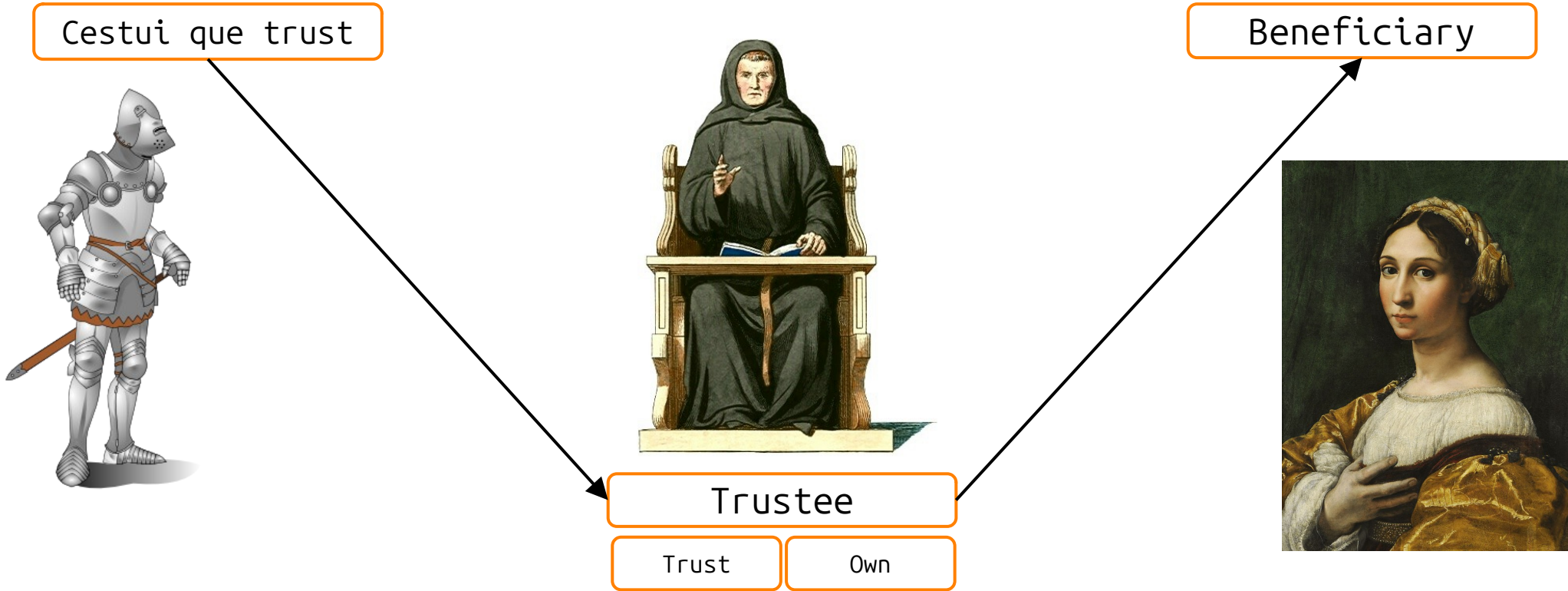
The trust, a well-known mechanism in the FLOSS ecosystem

- Fiduciary Licence Agreement (FLA) recommended by the FSFE
  - Varia from Contributor Licence Agreement
  - Contributor → Trustee
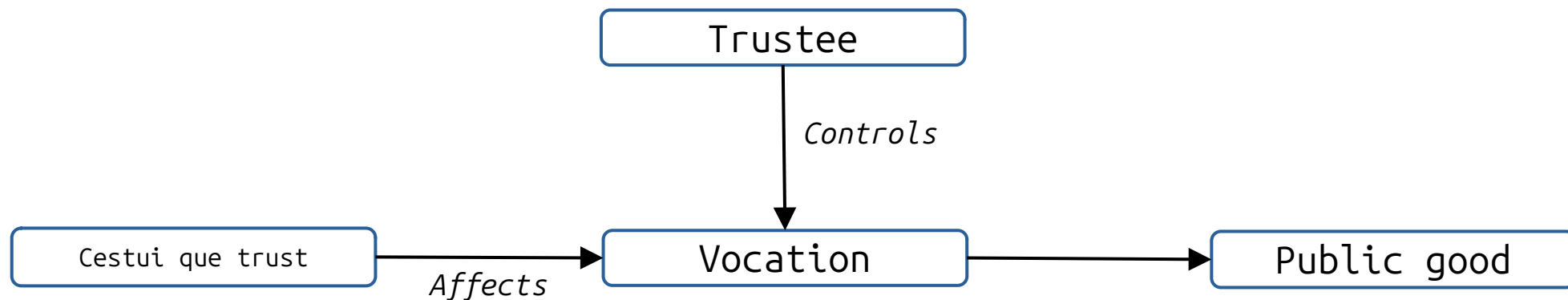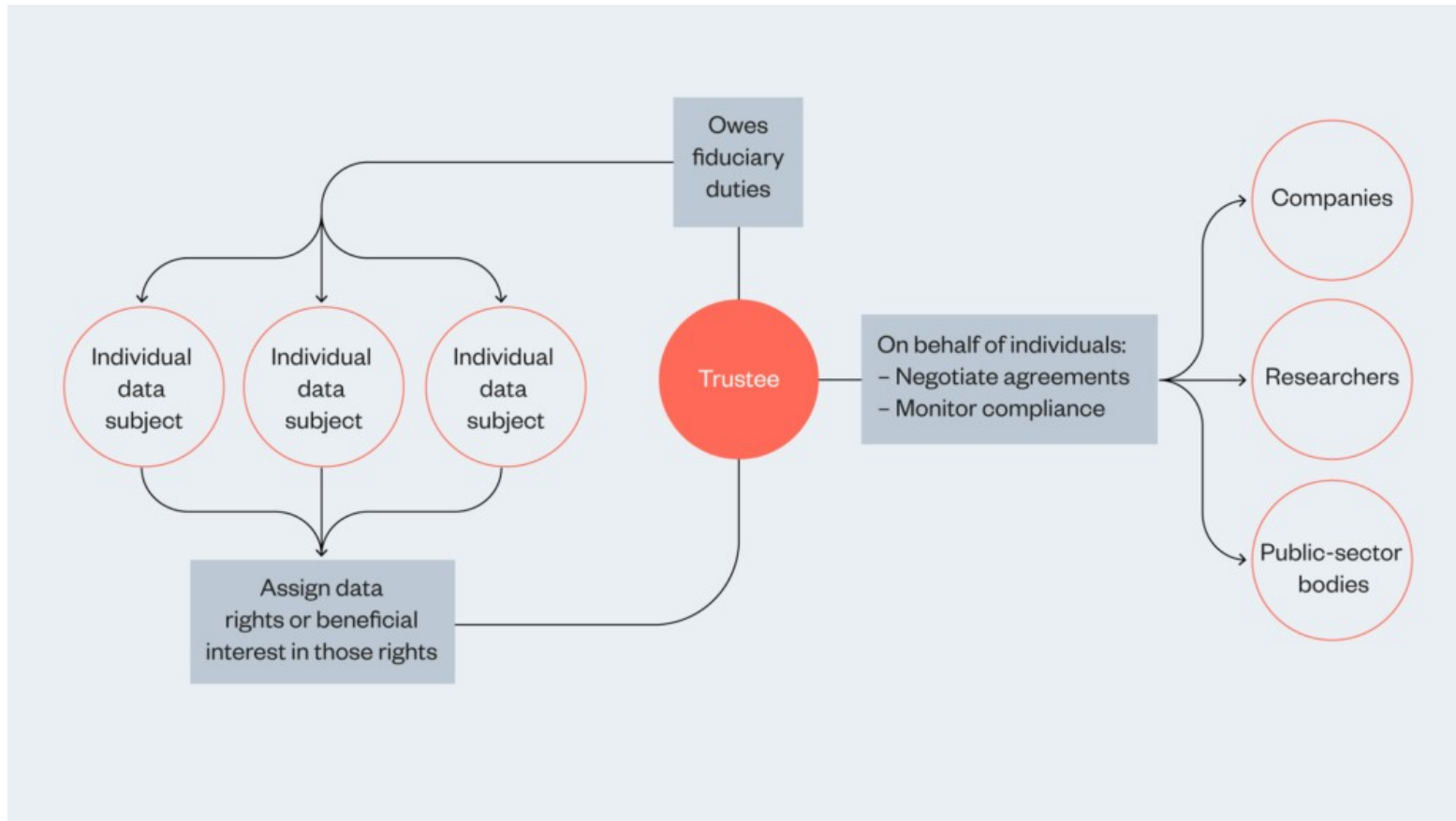 - Special Open Source dedication clause

How does it work ?

Cestui que trust

Beneficiary

Trustee

Trust | Own

Charitable trust

1) Assets allocated to a specific vocation rather than for the benefit of an individual or organisation

2) Allows assets to be removed from the market and assigned a permanent vocation

3) Established for the public good – Allows open sourcing / open data

Le *charitable trust*

Trustee

Controls

Cestui que trust —— *Affects* —→ Vocation —→ Public good

Data trust

https://www.adalovelaceinstitute.org/wp-content/uploads/2021/03/How-data-trusts-work-1024x574.png

Commons AI - AI Data Governance

Data trust

1) Guarantee the effectiveness of the opt-out within the framework of the TDM exception

2) Ensure rights management in the same way as CMO

3) Ensure redistribution of the value generated by data use

Thank you for listening

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