Legal Personality of AI: Challenges and Opportunities

Dr. Ashwini N Dalal

Assistant Professor, NMD College, Gondia, India

ashwinidalal27@gmail.com

Abstract*: The researcher in this paper discussed the emerging concept of AI and its role in daily life of the people. The computing technological innovation in the form of AI leads opens the vista of opportunities and challenges. One of the challenges is the questions of accountability. The AI technology is expanding like a cob web in every walk of life, from governance to healthcare, diagnostics to education to the predictions of weather and many more, the list is ever expanding. While using AI if anything goes wrong who will be responsible, the software developer, the owner, or the user. Hence from the perspective of this liability perspective the discussion is opened in international and national regime that, whether the AI can be eligible to be recognised as legal personality like corporation? The Concept of giving legal Status of Artificial Personality (AP) is vehemently debated topic in legal, ethical, and technological circles. It involves determining whether AI systems should be recognized as legal entities with rights, duties, and liabilities, akin to corporations or humans. Legal personality is the capacity of an entity to have legal rights and obligations. There are two main types of legal persons: Natural Persons: Human beings with inherent rights and responsibilities. Artificial Persons: Entities like corporations, which are treated as separate legal entities. Now the growing technological interventions in human life and combination of human with computing technology a new personality has emerge as Artificial Intelligence (AI). This AI is doing work independently with efficiency and perfection like humans. Hence the issues of recognitions of a third category of personality i.e. AI and its legal rights and liabilities are in the discussion in across world forums. The Proposed AI Legal Personality: A new category for intelligent systems capable of independent decision-making. Now the moot question is why Discuss Legal Personality for AI? The answer is 1. Autonomous Decision-Making: Advanced AI can act independently, making decisions without human intervention (e.g., self-driving cars, AI financial traders).2. Accountability Gaps: When an AI causes harm, in that case who is liable? Should it be the developer, user, or the AI itself?3. Economic Role: AI systems increasingly influence global markets, raising questions about their legal status in contracts, intellectual property, and ownership. In this paper the researcher analysed the arguments for & against Granting Legal Personality to AI, also analysed the Government's National Strategies for AI.*

Keywords: AI, Legal Personality, Accountability, Technological Innovation