

Notice to the Profession

Artificial intelligence use in the Federal Court of Australia

29 April 2025

On 28 March 2025 the Chief Justice of the Federal Court of Australia issued a <u>media statement</u> relating to the use of Generative Artificial Intelligence.

The year 2025 is likely to see a number of developments and issues about the use of Artificial Intelligence, especially Generative Artificial Intelligence, by courts and in court proceedings.

The Judges of the Federal Court of Australia have been considering and discussing the development of either Guidelines or a Practice Note in relation to the use of Generative Artificial Intelligence by practitioners and court users.

The Federal Court is keen to ensure that any Guideline or Practice Note appropriately balances the interests of the administration of justice with the responsible use of emergent technologies in a way that fairly and efficiently contributes to the work of the Court.

To this end, the Federal Court will consider the practices of other courts, and consult with litigants conducting their own proceedings and with the legal profession before it finalises any position.

Parties will continue to be responsible for the material that is tendered to the Court.

In the meantime, the Court expects that if legal practitioners and litigants conducting their own proceedings make use of Generative Artificial Intelligence, they do so in a responsible way consistent with their existing obligations to the Court and to other parties. Further, it is also expected that parties and practitioners disclose such use if required to do so by a Judge or Registrar of the Court.

The Court's AI Project Group will be commencing its consultation process shortly. The Court will meet with various representative bodies, as well as inviting submissions from the legal profession, litigants conducting their own proceedings or members of the public directly which can be provided by email to <u>AI_Consultation@fedcourt.gov.au</u> by 13 June 2025.

D S Mortimer Chief Justice Date: 29 April 2025