



## Ordine internazionale e diritti umani

International Legal Order and Human Rights  
Ordenamiento Jurídico Internacional y Derechos Humanos  
Ordre Juridique International et Droits de l'Homme  
Diretta da Claudio Zanghì, Lina Panella, Carlo Curti Gialdino

EDITORIALE  
SCIENTIFICA

### SHAPING FAIR AI: OVERCOMING ALGORITHMIC BIAS AND FOSTERING INCLUSION

The article explores artificial intelligence as a new locus of tension between efficiency and substantive justice. Far from being a neutral tool, algorithms act as implicit normative devices, shaping rights, access to resources, and social inclusion. The study highlights the risks of automated discrimination and systemic bias, showing how algorithmic rationality tends to crystallize pre-existing inequalities. Against this backdrop, law cannot remain reactive but must intervene *ex ante*, embedding constitutional principles directly into algorithmic design. Only through the constitutionalisation of computational architectures and distributed accountability across the entire life cycle can AI become inclusive, aligning technological innovation with the demands of justice and fundamental rights.