

Declassified E.O. 12356 Section 3.3/NND No.

785015

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13pp.

Declassified E.O. 12356 Section 3.3/NND No.

785015

10000/100/681

ARMISTICE TERMS, GENERAL
JUNE - SEPT. 1943

13pp

FOLIO	DATE	REF	TO/FROM	SUBJECT
1 to 13	18 June	Copy N° 10.	From AFHQ.	Armistice Terms for Italy.
14 to 26	18 June.	" " "	"	" Ditto. "
27	24 June.	-	Memo by C.C.A.O. on Armistice Terms for Italy.	
28 } 29 }	22 June.	-	Comments on Draft Terms. Lt. Col. Spofford.	
30.	25 June	-	To: C.C.A.O.	
31.	25 June.	1415/7973/CA.	To: C.C.A.O.	Comments by Chief Legal Officer.
32.	25 June.	-	To: C.C.A.O. From: Gen. Alexander. Problem of Military Government.	
33.	27 June	1415/7982/CA.	To: C.C.A.O.	Comments by Lt. Col. C.M. Spofford.
34 } 35 }	30 June.	1415/7982/CA.	To: A.F.H.Q.	Draft Armistice Terms.
36 } 37 } 38 }	3 Aug	-	From 12th Weather Region	Italian Meteorological Service.
39 } 40 } 41 }	3 Aug.	-	From: Northwest African Air Forces.	Approval of recommendations.
42.	6 Aug.	-	From: A.F.H.Q.	Routing Slip re Armistice Terms.
43	19 "	38/HQ.	To: M.G.S.	Armistice Terms
44	9 Sep.	38/H.Q.	To: all SCAOs	Effect of Armistice
45	25 "	38/H.Q.	To: DCCAD	
46	15 Oct	PA-37	From: EHEB-TERMINAL	

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File

45

Amistice Texas

38/HQ

D.C.C.A.O.

25 Sept.

3

1. The C.C.A.O. and I have had a discussion this morning on the manner in which the successor Allied Administration will take over from AMOAT. There will be quite a few legal and practical questions involved which will involve the terms of the Amistice agreement. I have seen the draft agreement but not the final form. In any event, we should have copies of both the long and short agreements here.

2. The C.C. A.O., therefore, asks that you obtain copies of both and bring them back with you.

C. S. O.

P/P

106R

44

ANGOT/38/HQANGOT HQ SICILY9 September 1943

SUBJECT: Effect of Armistice

TO : All S.C.A.O.s

1. The Armistice concluded with the Italian Government does not immediately effect the position of ANGOT in occupied Italian territories. Until further notice, you will continue to carry out your duties in accordance with existing instructions.

By order of Chief Civil Affairs Officer:

Distribution:

Agrigento	6
Caltanissetta	6
Catania	6
Enna	4
Palermo	35
Ragusa	6
Siracusa	14
Trapani	6
Messina	8
ANGOT Liaison	1
ANGOT 8th Main	1
Col. Hume	1
File	2
Float	1
Divisions	6
M.C.S., AFHQ	2

Charles H. Spofford
CHARLES H. SPOFFORD
Lt. Col., G. S. C.
Chief Staff Officer

7065

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43

AMGOT/38/HQ

19 August 1943

Subject: Armistice Terms

To : Military Government Section

File

1. The attached file is returned. It appears from the latest draft of the Armistice Terms, which we have in our possession (fifth draft of 5 June), that the preservation of meteorological stations is generally covered by paragraph 12.

2. The paragraphs reserving general powers to the United Nations (e.g. paragraph 23) are broad enough to authorize orders of the sort contemplated by paragraph 4 of the memorandum of 3 August, but a greater particularity may be desired.

3. It is assumed that later drafts of the Armistice Terms have been prepared. Accordingly, these comments are probably academic.

CHARLES M. SPOFFORD
Lt. Col., G.S.C.
Chief Staff Officer

AMGOT HQ
15 Army Group

Encls.

1064

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40

1st Ind.

G-23

HEADQUARTERS NORTHWEST AFRICAN AIR FORCES, APO 650, 3 August 1943.

TO: Commanding General, NATOUSA.

The recommendations set forth in basic paragraph 4 are approved.

For the Commanding General:

WILLIAM W. DICK
Colonel, A.G.D.,
Air Adjutant General.

1063

SECRET

HEADQUARTERS
TWELFTH WEATHER REGION
APO 650

3 August 1943.

SUBJECT: Italian Meteorological Service.

TO : Commanding General, North African Theatre of Operations, APO 512.
(THRU: Commanding General, Northwest African Air Force, APO 650)

1. The 12th Weather Squadron, which provides weather service for the North African Theatre of Operations, operates within the boundaries of Twelfth Weather Region. Attention is invited to Inclosure No. 1. Already there are three American weather stations in Sicily and several other mobile units, which are attached to tactical groups, are alerted for movement to Sicily.

2. Personnel and equipment provided for the 12th Weather Squadron are limited. However, with the present organization, it is possible to place ten (10) fixed stations in North Africa to maintain weather service and also to provide ten (10) mobile and ten (10) fixed stations for service off the continent of Africa.

3. Weather service in North Africa is greatly augmented by reports received through the French Meteorological Service. Excellent cooperation has been received from this service. Such cooperation has made possible operation of the 12th Weather Squadron in a large area with approximately thirty (30) stations.

4. As the weather service expands to provide service for combat units, supply of personnel and equipment for this service becomes increasingly more difficult. Therefore, in order to alleviate this shortage, and if any treaty is made with Italy, it is recommended that the following provisions be included in the agreement:

a. That the Italian Meteorological Service in Sicily and Italy remain intact and be instructed to cooperate with American and British Meteorological Services.

b. That all personnel remain at their posts and continue to make observations.

c. That all communications remain intact and that no equipment be destroyed or moved.

d. That no weather data be broadcast or exchanged until proper ciphers can be distributed.

e. That all climatological data be turned over to the American and British Services as well as any information on the operation of the German Meteorological Service.

JOSEPH A. MILLER, JR.,
Lt. Col., Air Corps,
Regional Control Officer. 1062

SECRET

SECRET

1419/7012/04

SUBJECT: Draft Armistice Terms

Military Government Section,
A.F.H.Q.

Reference the Armistice Terms for Italy forwarded under cover of G-3 Section Plans letter 18 June.

1. I presume that since the draft papers in Annex 1 and Annex 2 have been prepared by Washington and London in consultation with each other, no specific comments by AMGOT, except insofar as AMGOT is concerned, are required. Nevertheless if certain points of detail can still be altered, specific comments of sections of AMGOT below refer to them.

GENERAL COMMENTS

2. The documents make two pre-suppositions which affect AMGOT differently. In the event of a Central Government continuing to exist with which an Armistice can be concluded, a Commission of Control (referred to in Articles 42 and 43 of Annex 1) will take control and AMGOT will not then be concerned with such areas as are controlled by the Central Government under direction of the Commission of Control. It is however, not clear whether areas which have been occupied and administered by AMGOT, e.g. ROMANIA, prior to the conclusion of such Armistice, would or would not continue to be so administered. It is further not clear if such areas are to continue to be administered by AMGOT, what the relation of AMGOT will be to the Commission of Control. In other words, if the Central Government continues to exist under the Commission of Control, will this Government also govern occupied areas, or will it not. In the event that the Central Government does govern such areas, except possibly purely military zones, the administrative personnel of AMGOT will no longer be required for administrative functions in the territory.

3. If, alternatively, areas already occupied and areas to be occupied (see para 19 of Annex 1) do not come under the control of the Central Government and the Commission of Control, then it will be necessary for AMGOT to know what other areas, in addition to ROMANIA and ALBANIA, it is desired or intended to be occupied. It is necessary to have this information in order to forecast what additional staff will be required. It is also in this connection necessary to obtain confirmation that it is not intended to occupy the whole of Italy and administer it through such an organization as AMGOT; this is excluded to be implicit in the wording of Annex 1.

4. Arising out of the foregoing, it appears to be desirable to include an article in Annex 1, if the conclusion is correct, that the areas which have been occupied...

1067

2. The documents make two pre-suppositions which affect ANZOT differently. In the event of a Central Government continuing to exist with which an Armistice can be concluded, a Commission of Control (referred to in Articles 42 and 43 of Annex 1) will take control and ANZOT will not then be concerned with such areas as are controlled by the Central Government under direction of the Commission of Control. It is however, not clear whether areas which have been occupied and administered by ANZOT, e.g. MOULIN, prior to the conclusion of such Armistice, would or would not continue to be so administered. It is further not clear if such areas are to continue to be administered by ANZOT, what the relation of ANZOT will be to the Commission of Control. In other words, if the Central Government continues to exist under the Commission of Control, will this Government also govern occupied areas, or will it not. In the event that the Central Government does govern such areas, except possibly purely military zones, the administrative personnel of ANZOT will no longer be required for administrative functions in the territory.

3. If, alternatively, areas already occupied and areas to be occupied (see para 19 of Annex 1) do not come under the control of the Central Government and the Commission of Control, then it will be necessary for ANZOT to know what other areas, in addition to MOULIN and those areas affected by forthcoming operations QUEST, HUTTEN and WIMM, it is desired or intended to be occupied. It is necessary to have this information in order to forecast what additional staff will be required. It is also in this connection necessary to obtain confirmation that it is not intended to occupy the whole of Italy and administer it through such an organization as ANZOT; this is concluded to be implicit in the wording of Annex 1.

4. Arising out of the foregoing, it appears to be desirable to include an Article in Annex 1, if the conclusion is correct, that the areas which have been occupied and are to be occupied under Article 19 and are directly administered by an Allied Military Government, will continue so to be administered and will not be controlled by the Central Government and Commission of Control.

5. In the event of the second set of circumstances arising, namely that there is no Central Government, it is implicit in Annex 2 that the Allied occupation and direct administration will be extended to more areas than contemplated under the circumstances in which Annex 1 would operate. In this connection it is therefore also necessary to know what is the maximum extension of direct administration contemplated, under the circumstances in question, namely in the absence of any Central Government.

ADMINISTRATIVE CONSIDERATIONS

6. In Annex 1 the use of the term "United Nations" has doubtless been considered, but may give rise to difficulties, in that commanders of Allied forces and their staffs may find it difficult to proclaim and sign terms on behalf of any Allied country from which they have not obtained particular authority.

[Handwritten signatures and initials]
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7. Consideration has no doubt been given to the consistency of the terms laid down in Annex 1 with the statement of policy contained in the directive from the Combined Chiefs of Staff to the effect that the administration of the occupied territory is to be benevolent and that the object of the Allies is to restore a free Italy.

8. It is felt that the terms of Article 24 of Annex 1 could with advantage be amplified and a redraft of this Article can be submitted if it is desired.

9. It is not clear from the draft of Annex 1 what is proposed to be done with diplomatic and consular officers of neutral countries (a) in occupied; (b) in unoccupied, parts of Italy.

10. In the event of the second set of circumstances arising, namely that there is no Central Government, it is suggested that the proclamations issued after the draft declaration, should conform to the form which is being used for AMGOT for the areas now to be occupied. A redraft of the proposed proclamation No. 1 can be made if required. It appears in particular to be unnecessary for the officer making the proclamation to take powers for his successor, since once the powers have been taken by virtue of a particular appointment, such powers devolve automatically on the successor to the appointment.

AMGOT Rear Headquarters,
AFHQ
HQAF

1061
Major General,
C.G.S.A.C.
AMGOT

Pennington

COPIES TO: C.G.S., 141 Force
Master file

BIGOT

MOST SECRET

141F/7812/CA

27 June 1943

Memorandum for: C.C.A.O.

I have the following comments on the draft armistice terms for use if there is a central government and draft declaration for use if there is no central government.

1. My comment on the armistice terms is a general one, which is probably not within our province. It seems to me that the terms are, particularly from paragraph 23 onward, unnecessarily detailed and by their number alone give the impression of being a heavy bill of costs. Having in mind the fact that we will have already posted proclamations stating that our object is to restore a free Italy and also our directive as to the benevolent character which the administration of the military government is to have, should not some effort be made to avoid the appearance of undue harshness while retaining necessary military and civil control. The broad general principle is expressed in paragraph 23. I can see the advantage in being specific in respect of the military clauses which will have to be applied forthwith, (e.g. 1 to 23). However, the clauses having to do with civil matters, as finance (paragraphs 24, 25) and with political matters (paragraphs 31 to 33) are not specific enough to be the final answer on these points and so might be left general in their terms to be elaborated later by the control commission.

2. I agree with the others who have commented on the use of the term "United Nations" to describe the Allied contracting party. In view of the doubtful status of many of the exiled governments and of some of the Latin American Allies, I should question the desirability of entering into a treaty in their name, particularly one which by its character will require review, interpretation and perhaps amendment from time to time.

3. In respect of the declaration and attached proclamation, I think we should suggest that the form of the proclamations which have been worked out by the AMGOT legal staff should be used. Clearly these should be followed if the AMGOT system of law is then in effect in one part of Italian territory. Even if it is not, I think we have all agreed that the AMGOT proclamations offer improvements in certain respects.

C. M. SPENCER

Lt. Col., G.S.C.

Principal Administrative Officer

AMGOT Rear HQ

AFHQ

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AMGOT Rear HQ
AFHQ


C. M. LAFFORD

Lt. Col., G.S.C.

Principal Administrative Officer

AMGOT

BIGOT

POST SECRET

Headquarters,

Force HQ.

To: The Commander-in-Chief, Allied Forces

From: General Alexander.

Subject: Problem of Military Government.

I have been thinking about the implications as far as military government is concerned of a successful Husky, and I foresee certain complications.

In the first post-Husky phase (up to and including all territory as far as Lat. 41° N.) no serious difficulties arise. The administration of the additional territory will only be an extension of the civil administration of Norway. No separate planning is required. The existing machinery is adequate, and the necessary staff arrangements will be made by my C.C.A.O. to deal with the situation.

The real problem arises in the second phase, namely, when occupation, as the result of military operations or other developments, expands north of latitude 41° N.

New factors then enter into the problem, and a plan is necessary to take care of the capital and all the territory occupied prior to the actual occupation of the capital itself.

At this point the centre of gravity of the administration changes and the type of civil administration must necessarily undergo modification according to whether:-

- (a) there is or is not a central government;
- (b) that government should or should not, under proper control, exercise authority in the occupied area;
- (c) it is intended either to extend the occupation, or to avoid any extension, to the whole country;
- (d) if the whole country is not occupied, the central government should or should not exercise authority from the occupied capital over the unoccupied area.

Before a plan can be drawn for the extension of the civil administration of the Allied armies north of latitude 41° N. a directive clarifying points (b), (c) and (d) is necessary.

I propose to send you a further memorandum on these matters. After you have had an opportunity of studying it, I shall be glad to discuss it with you.

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I propose to send you a further memorandum on these matters. After you have had an opportunity of studying this, I shall need a directive from you for my guidance.

I am sending a copy of this memorandum to the British Resident Minister, as I understand that arrangements have now been agreed, between Washington and London, for him to be directly concerned in these matters.

(Signed) H. R. ALEXANDER.

General.

June 25th, 1943.

31
10
FIGOT

MOST SECRET

141P/7973/CA

C. C. A. O.

1. I have read the attached terms and draft declaration and proclamation and have the following comments.

2. The use of the term "United Nations" should be reconsidered. It is extremely doubtful who are meant by that term and whether the Commander of an Allied Force is entitled to proclaim on behalf of any nation from whom he has not a particular authority. The use of the term is also inadvisable as it might encourage demands to participate in an occupation from members of the United Nations which were not concerned.

3. Paragraph 14 of the terms as to exercising options on purchasing and acquiring Italian ships is not clear. It might not be desired that the option should be exercised or practicable to enforce the clause.

4. The financial terms have no doubt received consideration by the Chief Financial Officer.

5. Paragraph 44 contains no provision as to amendment of the Terms by agreement.

6. The draft Proclamation should be amended as suggested in pencil and the words in pencilled brackets omitted. The words "United Nations" are referred to above and their use should be reconsidered. It is not usual or advisable in proclamation documents to take powers on behalf of the officer making the proclamation "and his successors." Once the powers have been taken by virtue of a particular appointment (e.g., that of military governor), such powers devolve automatically on the successor to such appointment.

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4. The financial terms have no doubt received consideration by the Chief Financial Officer.
5. Paragraph 44 contains no provision as to amendment of the Terms by agreement.
6. The draft Proclamation should be amended as suggested in pencil and the words in pencilled brackets omitted. The words "United Nations" are referred to above and their use should be reconsidered. It is not usual or advisable in proclamation documents to take powers on behalf of the officer making the proclamation "and his successors." Once the powers have been taken by virtue of a particular appointment (e.g., that of military governor), such powers devolve automatically on the successor to such appointment.

W. C. Chandler

Lt. Colonel
Chief Legal Officer

25 June 1943

C.CAO.~~5~~ #30

I take it that you would prefer that HORRIFIED should continue to be an occupied territory. I presume that the reasons are based on high strategy, otherwise I do not see why we should continue to occupy HORRIFIED ~~where~~ together with the smaller islands are part and parcel of the mainland administration. Colonies and dependencies are taken care of under Article 41.

There are
good reasons
Q

a.l.s.
25/6

Lt. Col Spottord.

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Comments on Draft Terms.

1055

Annex 1.

Para 7. Presume that omission of whether or not Italian personnel shall continue to man such ships when escorting convoys etc. is intentional.

Para 24. ^X Would prefer a reference such as "Except as specified in para 41 to the second sentence. Will submit re-draft ^{this para,}

Para 26. What treatment is to be allotted to diplomatic and consular officials in neutral countries? Spain is an important case in point. ✓

Para 29. Consider that the 'impounding' requires further definition as to ^{to} who will be responsible for such action and such custodianship.

Para 33 a. "will not be removed" in line 4 is ambiguous.

alv.
22/6

^X Would like the papers back for an attempted redraft of '24' to cover ^{ATIFA} liabilities and not only currency. alv.

Suggested changes in proposed Amistice Terms.
24. The Italian government will pay to the United Nations on demand the full cost of occupation of Italian territory. As a payment on account of such occupation costs the Italian Govt will:

(1) Supply free of charge such amounts of ~~gold~~ Italian currency as the United Nations may require to defray the costs of occupation; (2) Assume full liability to Italian banks or other institutions for all amounts of Italian currency borrowed or otherwise acquired by the United Nations

(3) Withdraw and redeem in Italian currency within such time-limits and on such terms, including rate of exchange, as the United Nations may specify all holdings in Italian territory of British Military Authority Notes and United States yellow seal currency and British and American coinage ~~used~~ ^{issued} in connection with the military occupation ~~to~~ and hand over the currency and coinage so withdrawn to the United Nations

(4) With respect to Allied Military lire issued during military operations or occupation, either, as determined by the United Nations, (a) withdraw and redeem such currency with Italian lire currency at the rate of 1 for 1 within such time limits and on such terms as the United Nations may specify and hand over the currency so withdrawn free of cost to the United Nations; or (b) will ~~in all~~ take all measures to treat such Allied Military lire currency on the same basis, with the same redemption or security protection and with the same value as other Italian lire currency; and

(5) Assume full liability and responsibility for any and all obligations, liabilities and responsibilities of the Allied Military Government in Italian territory and its officers, employees

Currency and British and American coinage ~~used~~ in connection with the military occupation ~~to~~ and hand over the currency and coinage to the United Nations.

(4) With respect to Allied military lire issued during military operations or occupation, either, as determined by the United Nations, (a) withdraw and redeem such currency with Italian lire currency at the rate of 1 for 1 within such time limits and on such terms as the United Nations may specify and hand over the currency to the United Nations; or (b) will ~~also~~ take all measures to treat such Allied military lire currency on the same basis, with the same redemption or security protection and with the same value as other Italian lire currency; and

(5) Assume full liability and responsibility for any and all obligations, liabilities and responsibilities of the Allied military Government in Italian territory and its officers, employees, agents and agencies, including the Allied military Financial Agency.

24 a. The Italian government will take such measures as may be required by the United Nations for the control of financial institutions and businesses and property in Italian territory, for the control of transactions in foreign exchange, currency, bullion and securities, financial and foreign commercial transactions involving trade or communication of any kind with anyone outside of Italy, and for the regulation of trade, production, commerce, prices and rationing, and will comply with any instructions issued by the United Nations regarding these and similar matters.

24b. All laws, decrees, orders or other measures taken by the Italian govt to sequester, block, confiscate or otherwise discriminate against property situated in ~~the~~ Italian territory ~~seized~~ owned by the United Nations or any national thereof will be abrogated and all such property will be returned to the United Nations or their nationals in such manner as the United Nations may require or compensation or reparation thereof will be made by the Italian govt.

32. Add "and property taken from persons by virtue of such laws will be restored to them by the Italian government or full compensation thereof will be made by the Italian government" after the word "reverted" in line 10 of para 32

TOP SECRET

MEMORANDUM BY C.S.A.O. ON ARMISTICE TERMS FOR
ITALY

1. The two documents referred to on page 1 of the covering note under A and B and marked as Annex 1 and Annex 2 envisage two different sets of circumstances. The first document envisages the signing of an Armistice or the equivalent of an Armistice with a central Italian Government which remains in being. The second document envisages the absence of any central Government. The two circumstances affect A.D.C.M. and civil administration generally in two quite different ways.

2. In the event of a central Government existing with which an Armistice can be signed, that central Government will continue to govern Italy, subject:

(a) to the existence of the Commission of Control referred to in

Articles 42 and 43 through which the orders of the United Nations will be conveyed to the Italian Government on whom the executive action will depend.

and (b) the direct administration of certain areas already occupied, e.g. ROHRPIL.

3. In these circumstances there will be no Allied Military civil administration in the country generally and the Italian civil administration will continue. The only exception will consist of certain areas referred to in Article 19 where the United Nations may decide to take over direct control. In these areas if the United Nations decide to assume direct control, there will be an Allied civil administration similar to that which is contemplated

2. In the event of a central Government existing with which an Armistice can be signed, that central Government will continue to govern Italy, subject:

(a) to the existence of the Commission of Control referred to in Articles 42 and 43 through which the orders of the United Nations will be conveyed to the Italian Government on whom the executive action will depend.

and (b) the direct administration of certain areas already occupied, e.g. HORRIFIED.

3. In these circumstances there will be no Allied Military civil administration in the country generally and the Italian civil administration will continue. The only exception will consist of certain areas referred to in Article 13 where the United Nations may decide to take over direct control. In these areas if the United Nations decide to assume direct control, there will be an Allied civil administration similar to that which is contemplated for HORRIFIED, but by the nature of these things these areas will not be the whole country and will not include the central Government.

4. AMSTOT has no general comments on the document marked Annex 1 except to ascertain (i) if it is contemplated that in any event HORRIFIED will continue to be an occupied and directly administered area or not, and (ii) some forecast of what the other occupied and directly administered areas are likely to be. This information is necessary in order to forecast what personnel will be required to meet the eventuality. I think an Article should be inserted in the terms to the effect that the areas which have been occupied and were under the direct Allied administration at the time of signature of the Armistice will continue to be so administered.

In the event of the second set of circumstances arising, namely that there is no central Government, it may be necessary to extend the Allied occupation and direct administration to more areas than would be contemplated in the circumstances in Annex 1. For these purposes it is necessary for AAGOT to know what is the maximum extension of the proposed occupied area, since the implications of Annex 2 are that even in that eventuality, the whole of the country would not be occupied. This is necessary to forecast the maximum staff which will be needed.

24/6

[Handwritten signature]

SECRET

(EQUALS EXCLUDED FROM SECRET)

SECRET

ALLIED FORCE HEADQUARTERS •

G-3 SECTION
PLANS

COPY NO. 11

18 June 1943.

MEMORANDUM:

SUBJECT : Armistice Terms for ITALY.

1. Forwarded herewith for your consideration are copies of:

- a. Draft instrument of surrender (armistice terms if there is still a central government with which we can negotiate).
- b. Draft declaration (if Italian resistance ceases and there is no central government with which we can negotiate).

2. These documents were prepared in London by the Military Sub-committee for Post-War problems. They have been coordinated with the Service Ministries, Foreign Office, the Joint Planning Staff, etc. They have not yet, however, received the approval of the British Chiefs of Staff, nor have they been submitted to the Combined Chiefs of Staff.

3. It is proposed to correlate without delay the views of the AFHQ staff sections and agencies concerned in this matter, so that the Commander-in-Chief may be in a position to comment upon the documents should he be invited to do so by the Combined Chiefs of Staff.

4. It is requested, therefore, that your comments on the inclosures be forwarded to this office as early as practicable.

(Preferably not later than 26 June 2)
RSD

C. S. SUGDEN,
Brigadier,
Deputy Asst. Chief of Staff, G-3.

DISTRIBUTION:

C-in-C Med
AOC-in-C Med
G-1

Copy No.
1
2
3

b. Draft declaration (if Italian resistance ceases and there is no central government with which we can negotiate).

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4. It is requested, therefore, that your comments on the inclosures be forwarded to this office as early as practicable.

(Preferably not later than 26 June 2)
PHB

C. S. SUGDEN,
Brigadier,
Deputy Asst. Chief of Staff, G-3.

DISTRIBUTION:

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ANNEX I

COPY

2nd Revise

5th June 1943.

Draft Instrument of Surrender (for use in the event of Italy suing for the suspension of hostilities whilst the war with Germany continues).

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[WHEREAS the Royal Italian Government and the Italian Supreme Command acknowledges that the Italian forces have been totally defeated and that Italy can no longer carry on the war against the United Nations and have accordingly requested a suspension of hostilities]

AND WHEREAS the United Nations are willing to lay down the terms on which they are prepared to suspend hostilities against Italy provided that their military operations against Germany and her allies are not obstructed and that Italy does not assist those powers in any way

The following terms have been presented by
on behalf of the Supreme Command of the United Nations, duly authorised to that effect,
and have been accepted by.....
representing the Supreme Command of the Italian land, sea and air forces, and duly authorised to that effect by the Royal Italian Government:-

1. Italian participation in the war in all theatres will cease immediately. There shall be no opposition to landings or other operations of the sea, land, and air forces of the United Nations.

can no longer carry on the war against the United Nations and have accordingly requested a suspension of hostilities]

AND WHEREAS the United Nations are willing to lay down the terms on which they are prepared to suspend hostilities against Italy provided that their military operations against Germany and her allies are not obstructed, and that Italy does not assist those powers in any way

The following terms have been presented by
on behalf of the Supreme Command of the United Nations, duly authorised to that effect,

and have been accepted by.....,
representing the Supreme Command of the Italian land, sea and air forces, and duly authorised to that effect by the Royal Italian Government:-

1. Italian participation in the war in all theatres will cease immediately. There shall be no opposition to landings or other operations of the sea, land, and air forces of the United Nations.

2. The Italian Supreme Command will give full information concerning the disposition and condition of all Italian land, sea and air forces, wherever they are situated, and of all such forces of Italy's allies as are situated in Italian or Italian-occupied territory.

3. Italian land, sea and air forces will proceed to and remain in their barracks, camps or ships, pending directions from the United Nations as to their future status and disposal. Exceptionally, such naval personnel shall proceed to shore establishment as the United Nations may direct.

4. Italian land, sea and air forces will, within the periods to be laid down by the United Nations, withdraw from all areas outside Italian territory

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notified to the Italian Government by the United Nations and proceed to areas to be specified by the United Nations. Such movement of Italian land, sea and air forces will be carried out in conditions to be laid down by the United Nations and in accordance with the orders to be issued by them. All Italian officials will similarly leave the areas notified, except any who may be permitted to remain by the United Nations. Those permitted to remain will comply with the instructions of the United Nations.

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5. No requisitioning, seizures or other coercive measures shall be effected by Italian land, sea and air forces or officials in regard to persons or property in the areas notified under Article 4.

c. The demobilisation of Italian land, sea and air forces in excess of such establishments as shall be notified will take place as prescribed by the United Nations.

7. Italian warships of all descriptions, auxiliaries and transports will be assembled as directed in ports to be specified by the United Nations. * Certain of them may be employed under the authority of the United Nations for making safe the waters round Italy and for conveying supplies etc., and for this purpose will retain such armament as the United Nations may direct: the remainder will be dealt with as prescribed by the United Nations.

8. Italian aircraft of all kinds will not leave the ground or water, except as directed by the United Nations.

9. Without prejudice to the provisions of Articles 14, 16 and 29 below, all merchant ships fishing or other craft of whatever flag, all aircraft and inland

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ty in the areas notified under Article 4.

6. The demobilisation of Italian land, sea and air forces in excess of such establishments as shall be notified will take place as prescribed by the United Nations.

7. Italian warships of all descriptions, auxiliaries and transports will be assembled as directed in ports to be specified by the United Nations. * Certain of them may be employed under the authority of the United Nations for making safe the waters round Italy and for conveying supplies etc., and for this purpose will retain such armament as the United Nations may direct: the remainder will be dealt with as prescribed by the United Nations.

8. Italian aircraft of all kinds will not leave the ground or water, except as directed by the United Nations.

9. Without prejudice to the provisions of Articles 14, 16 and 29 below, all merchant ships fishing or other craft of whatever flag, all aircraft and inland transport of whatever nationality in Italian or Italian-occupied territory or waters will, pending verification of their identity and status, be prevented from leaving.

* Note. If at the date of the Armistice the whole of the Italian fleet has been assembled in Allied ports, this sentence would run:- "Italian warships of all descriptions, auxiliaries, and transports will remain in the ports where they are at present assembled, subject to any instructions which may be issued by the United Nations."

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10. The Italian Supreme Command will make available all information about naval, military and air devices, installations, and defenses; about all communication systems established by Italy or her Allies on Italian territory or in the approaches thereto; about minefields or other obstacles to movement by land, sea or air and such other particulars as the United Nations may require in connection with the use of Italian bases, or with the operations, security, or welfare of the United Nations land, sea or air forces. Italian forces and equipment will be made available as required by the United Nations for the removal of the above-mentioned obstacles.

11. The Italian Government will furnish forthwith lists of quantities of all war material showing the location of the same. The war material will be placed in store under such control as the United Nations may direct. The ultimate disposal of war material will be prescribed by the United Nations.

12. There shall be no destruction of nor damage to nor except as authorized or directed by the United Nations any removal of war material, wireless, radio-location or meteorological stations, rail, road, port or other installations, or in general, public or private utilities or property of any kind, wherever situated; and the necessary maintenance and repair will be the responsibility of the Italian authorities.

13. The manufacture, production and construction of war material and the import, export and transit of such war material is prohibited, except as directed by the United Nations. The Italian Government will comply with any directions given by the United Nations for the manufacture, production or construction and

11. The Italian Government will furnish forthwith lists of quantities of all war material showing the location of the same. The war material will be placed in store under such control as the United Nations may direct. The ultimate disposal of war material will be prescribed by the United Nations.

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13. The manufacture, production and construction of war material and the import, export and transit of such war material is prohibited, except as directed by the United Nations. The Italian Government will comply with any directions given by the United Nations for the manufacture, production or construction and the import, export or transit of such war material.

14. All Italian merchant shipping and fishing and other craft, wherever they may be, and any constructed or completed during the period of the present Instrument will be made available in good condition by the competent Italian authorities at such places and for such purposes and periods as the United Nations may prescribe. Transfer to enemy or neutral flags is prohibited. Crews shall remain on board, pending further instructions regarding their continued employment or disposal. Any existing options to repurchase or re-acquire or to resume control of Italian or former Italian vessels sold or otherwise transferred or chartered during the war shall forthwith be exercised, and the above provisions shall apply to all

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such vessels and their crews.

15. The United Nations will endeavour to provide for the essential economic needs of the Italian people so far as circumstances permit; but they reserve the right to recover the cost of supplies and transport for the purpose from the Italian Government. It is to the interest of the Italian Government and people to insure that Italian ships and equipment are made available in good and serviceable condition, together with their crews as required.

16. United Nations merchant ships, fishing, and other craft in Italian hands wherever they may be (including for this purpose those of any country which has broken off diplomatic relations with Italy), whether or not the title has been transferred as the result of prize court proceedings or otherwise, will be surrendered to the United Nations and will be assembled in ports to be specified by the United Nations for disposal as directed by them. The Italian Government will take all such steps as may be required to secure any necessary transfers of title. Any neutral merchant ships, fishing or other craft under Italian operation or control will be assembled in the same manner pending arrangements for their ultimate disposal. Any necessary repairs to any of the above mentioned vessels will be effected by the Italian Government, if required and at their expense.

17. No radio or telecommunication installations or other forms of intercommunication, ashore or afloat, under Italian control whether belonging to Italy or any nation other than the United Nations will transmit until directions for the control of these installations have been prescribed by the United Nations. The United Nations will institute such censorship of press broadcasting and publications and supervision of intercommunication as may be necessary, or, at their discretion, may

has broken off diplomatic relations with Italy), whether or not the title has been transferred as the result of prize court proceedings or otherwise, will be surrendered to the United Nations and will be assembled in ports to be specified by the United Nations for disposal as directed by them. The Italian Government will take all such steps as may be required to secure any necessary transfers of title. Any neutral merchant ships, fishing or other craft under Italian operation or control will be assembled in the same manner pending arrangements for their ultimate disposal. Any necessary repairs to any of the above mentioned vessels will be effected by the Italian Government, if required and at their expense.

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18. The warships, auxiliaries, transports and merchant and other vessels and aircraft in the service of the United Nations will have the right freely to use the territorial waters around and the air over Italian territory.

19. The United Nations will require to occupy certain parts of Italian territory. The territories or areas concerned will from time to time be notified by the United Nations, and all Italian land, sea and air forces will thereupon withdraw from such territories or areas in accordance with the instructions issued by the United Nations. The provisions of this Article are without prejudice to those of Article 4 above.

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20. In the territories or areas referred to in Article 19 all naval military and air installations, power stations, all ports and harbours, all transport and all intercommunication installations, facilities and equipment and such other installations or facilities as may be required by the United Nations will be made available in good consition by the competent Italian authorities with the personnel required for working them. The Italian Government will also supply, free of cost, such other local resources or services as the United Nations may require.

21. Without prejudice to the provisions of the present Instrument the United Nations will exercise all the rights of an occupying Power in the territories or areas referred to in Article 19. Personnel of the Italian administrative and public services will carry out their functions under the control of the United Nations Supreme Command, unless otherwise directed.

22. In addition to the rights in respect of occupied Italian territory prescribed by Articles 19-21,

(a) members of the land, sea or air forces and officials of the United Nations will have the right of passage in or over non-occupied Italian territory and will be afforded all the necessary facilities and assistance in performing their functions;

(b) the Italian authorities will make available in non-occupied Italian territory all transport facilities required by the United Nations, including free transit for their war material and supplies; and will comply with instructions issued by the United Nations regarding the use and control of airfields, ports, shipping, inland transport systems and vehicles, intercommunication systems, power-stations and public utility services, and connected repair and construction

areas referred to in Article 19. Personnel of the Italian administrative and public services will carry out their functions under the control of the United Nations Supreme Command, unless otherwise directed.

22. In addition to the rights in respect of occupied Italian territory prescribed by Articles 19-21,

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(b) the Italian authorities will make available in non-occupied Italian territory all transport facilities required by the United Nations, including free transit for their war material and supplies; and will comply with instructions issued by the United Nations regarding the use and control of airfields, ports, shipping, inland transport systems and vehicles, intercommunication systems, power-stations and public utility services, and connected repair and construction facilities.

23. The Italian Government and people will abstain from all action detrimental to the interests of the United Nations and will carry out promptly and efficiently all orders given by the United Nations.

24. The Italian Government will supply free of cost such Italian currency as the United Nations may require. The Italian Government will withdraw and redeem in Italian currency within such time-limits and on such terms as the United Nations may specify all holdings in Italian territory of currencies issued by the United Nations during military operations or occupation and will hand over the currencies so withdrawn free of cost to the United Nations. The Italian Government will take

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such measures as may be required by the United Nations for the control of banks and businesses in Italian territory, for the control of foreign exchange, and foreign commercial and financial transactions and for the regulation of trade and production, and will comply with any instructions issued by the United Nations regarding these and similar matters.

25. There shall be no financial, commercial or other intercourse with or dealings with or for the benefit of countries at war with any of the United Nations or territories occupied by such countries.

26. Relations with countries at war with any of the United Nations, or occupied by any such country, will be broken off. Italian diplomatic and consular officials accredited to or serving on missions with any such country will be recalled. Diplomatic and consular officials of such countries will be dealt with as the United Nations may prescribe.

27. Italian subjects will, pending further instructions, be prevented from leaving Italian territory except as authorized by the United Nations and will not in any event take service with any of the countries referred to in Article 26, nor will they proceed to any place for the purpose of undertaking work for any such country. Those at present so serving or working will be recalled as directed by the United Nations.

28. The military, naval and air personnel and material and the merchant shipping, fishing and other craft and the aircraft, vehicles and other transport equipment of any country against which any of the United Nations is engaged in active hostilities, or which is occupied by any such country, remain liable to attack or seizure wherever found in or over Italian territory or waters.

26. Relations with countries at war with any of the United Nations, or occupied by any such country, will be broken off. Italian diplomatic and consular officials accredited to or serving on missions with any such country will be recalled. Diplomatic and consular officials of such countries will be dealt with as the United Nations may prescribe.

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28. The military, naval and air personnel and material and the merchant shipping, fishing and other craft and the aircraft, vehicles and other transport equipment of any country against which any of the United Nations is engaged in active hostilities, or which is occupied by any such country, remain liable to attack or seizure wherever found in or over Italian territory or waters.

29. (a) The Warships, auxiliaries and transports of any such country or occupied country in Italian or Italian-occupied ports and waters and the aircraft vehicles and other transport equipment of such countries in or over Italian or Italian occupied territory will, pending further instructions, be prevented from leaving.

(b) The military, naval and air personnel and the civilian nationals of any such country or occupied country in Italian or Italian-occupied territory will be prevented from leaving and will be interned pending further instructions.

(c) All property in Italian territory belonging to any such country or occupied country or its nationals will be impounded and kept in custody pending further instructions.

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(d) The Italian Government will comply with any instructions given by the United Nations concerning the internment, custody or subsequent disposal, utilization or employment of any of the above mentioned persons, vessels, aircraft, material or property.

30. [War Criminals]

31. All Fascist organizations, including all branches of the Fascist Militia (MVSN), the Secret Police (OVRA) and Fascist Youth Organizations will be distanced in accordance with the directions of the United Nations, except any such organizations or parts thereof as may be specified by the United Nations.

32. All Italian laws involving discrimination on grounds of race, religion or political opinions will be rescinded, and persons detained on such grounds will, as directed by the United Nations, be released and relieved from all legal disabilities to which they have been subjected.

33. (a) Prisoners of war belonging to the forces of the United Nations and any nationals of the United Nations, including Abyssinian subjects, confined, interned, or otherwise under restraint in Italian or Italian-occupied territory will not be removed and will forthwith be handed over to representatives of the United Nations or otherwise dealt with as the United Nations may direct.

(b) Persons of whatever nationality including Albanians who have been placed under restriction, detention or sentence (including sentences in absentia) on account of their dealings or sympathies with the United Nations, will be released under the direction of the United Nations, and relieved from all legal disabilities to which they have been subjected.

(c) The Italian Government will take such steps as the United Nations may

32. All Italian laws involving discrimination on grounds of race, religion or political opinions will be rescinded, and persons detained on such grounds will, as directed by the United Nations, be released and **relieved from all legal disabilities** to which they have been subjected.

33. (a) Prisoners of war belonging to the forces of the United Nations and any nationals of the United Nations, including Abyssinian subjects, confined, interned, or otherwise under restraint in Italian or Italian-occupied territory will not be removed and will forthwith be handed over to representatives of the United Nations or otherwise dealt with as the United Nations may direct.

(b) Persons of whatever nationality including Albanians who have been placed under restriction, detention or sentence (including sentences in absentia) on account of their dealings or sympathies with the United Nations, will be released under the direction of the United Nations, and relieved from all legal disabilities to which they have been subjected.

(c) The Italian Government will take such steps as the United Nations may direct to safeguard the persons and property of foreign states and nationals.

34. The Italian Government will comply with such directions regarding restitution and reparation and payment of the costs of occupation during the period of the present Instrument, as the United Nations may prescribe.

35. The Italian Government will carry out during the period of the present Instrument, such measures of disarmament and demilitarisation as may be prescribed by the United Nations.

36. The Italian Government will supply all information and provide all documents required by the United Nations.

37. The Italian Government will pass and enforce such legislative and adminis-

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(EQUALS BRITISH MOST SECRET)

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18

trative measures as may be necessary for the execution of the present Instrument.

Italian military and civil authorities will comply with any instructions issued by the United Nations for the same purpose. 1042

38. The term "the United Nations" in the present Instrument includes the Control Commission referred to in Article 42 below, the Supreme Command of the United Nations, and any other authority which the United Nations may designate for the purpose.

39. Reference to Italian land, sea and air forces in the present Instrument shall be deemed to include Fascist Militia and all such other military or paramilitary units, formations or bodies as the United Nations may prescribe.

40. The term "war material" in the present Instrument denotes all material specified in such lists or definitions as may from time to time be issued by the Control Commission referred to in Article 42 below.

41. The term "Italian territory" includes all Italian colonies and dependencies and shall, for the purpose of the present Instrument (both without prejudice to the question of sovereignty) be deemed to include Albania; provided however that, except in such cases and to such extent as the United Nations may direct, the provisions of the present Instrument shall not apply in or affect the administration of any Italian colony or dependency already occupied by the United Nations or the rights or powers therein possessed or exercised by them.

42. A Control Commission appointed by the United Nations will regulate and control the execution of the present Instrument. Any disagreement regarding the interpretation or execution of the present Instrument will be decided by the Control Commission, whose decision will be final.

military units, formations or bodies as the United Nations may prescribe.

40. The term "war material" in the present Instrument denotes all material specified in such lists or definitions as may from time to time be issued by the Control Commission referred to in Article 42 below.

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42. A Control Commission appointed by the United Nations will regulate and control the execution of the present Instrument. Any disagreement regarding the interpretation or execution of the present Instrument will be decided by the Control Commission, whose decision will be final.

43. The Italian Government will send a delegation to the headquarters of the Control Commission to represent Italian interests and to transmit the orders of the Commission to the competent Italian authorities.

44. The present Instrument shall be confirmed by the Royal Italian Government. It will enter into force hours after the Instrument of Confirmation has been received at....., and hostilities between the United Nations and Italy will cease in all theatres of war at that time. It will remain in operation until the coming into force of the Peace Treaty with Italy.

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45. The present Instrument may be denounced by the United Nations with immediate effect if the Italian Government do not fulfil their obligations under the Instrument or, as an alternative, the United Nations may penalise contravention of it by measures appropriate to the circumstances, such as the extension of the areas of military occupation, or air or other punitive action.

Drawn up in English and Italian, the English text being authentic, and signed on the at
(hour).....(time) at.....(place).

(Signatures)

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(REDACTED BY THE SECRETARY OF DEFENSE)

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(COPIES DESTROYED 1964)

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ANNEX II

2nd Revise
5th June, 1943.

DRAFT DECLARATION OF UNITED NATIONS TO ITALY

(for use in the event of an Italian collapse, and
the absence of a Central Government with whom we
can or are willing to negotiate: the war with
Germany continuing)

1. In the absence of a central Italian Government with which the United Nations are prepared to deal, the Commander-in-Chief of the forces operating against Italy makes in their name this declaration for the purpose of making clear the needs and intentions of the United Nations armed forces in the present and pending military and political situations.

2. The United Nations armed forces require the use of Italian territory for their military operations and in all such territory they will have all the rights of an occupying Power. They cannot allow the collapse of organised government and administration to prejudice them in their main purpose of carrying on the war against Germany and her allies. It rests with the local Italian Commanders and civil authorities to determine whether and how far in pursuing their aim the United Nations armed forces are compelled to add to the misfortune of Italy.

3. It is to the interest alike of the Italian population and of the United Nations armed forces that law and order should be upheld throughout Italy and especially in the regions which these forces have to enter. Except in so far as the Commander-in-Chief of the United Nations Armed Forces may otherwise direct, Italian officials, courts and police should continue to function under such directions as the Commander-in-Chief may issue.

Existing laws and regulations will remain in force except in so far as it may be found necessary to modify them to meet the principles of justice, military necessities, or the safety of the forces of the United Nations.

4. The United Nations will endeavour to provide for the essential economic needs of the Italian people so far as circumstances permit. It is an absolute condition, however, of the forbearance shown and the help afforded by the United Nations that the Italian people abstain from all action detrimental to the success of the United Nations' operations and carry out promptly and efficiently all orders given by the United Nations' authorities, in particular in regard to the handing over of ships and other transport services, installations and equipment.

Subject to the directions of the United Nations, citizens should continue their several occupations, keep open the churches, schools, and follow as far as

of one United Nations armed forces in the present and pending military and political situations.

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3. It is to the interest alike of the Italian population and of the United Nations armed forces that law and order should be upheld throughout Italy and especially in the regions which these forces have to enter. Except in so far as the Commander-in-Chief of the United Nations Armed Forces may otherwise direct, Italian officials, courts and police should continue to function under such directions as the Commander-in-Chief may issue.

Existing laws and regulations will remain in force except in so far as it may be found necessary to modify them to meet the principles of justice, military necessities, or the safety of the forces of the United Nations.

4. The United Nations will endeavour to provide for the essential economic needs of the Italian people so far as circumstances permit. It is an absolute condition, however, of the forbearance shown and the help afforded by the United Nations that the Italian people abstain from all action detrimental to the success of the United Nations' operations and carry out promptly and efficiently all orders given by the United Nations' authorities, in particular in regard to the handing over of ships and other transport services, installations and equipment.

Subject to the directions of the United Nations, citizens should continue their several occupations, keep open the churches and schools, and follow as far as possible the usual habits and customs of their lives and the business of the community.

5. The United Nations have no desire to continue active hostilities against the Italian armed forces, but here again it is an absolute condition that the latter cease all resistance, both active and passive, and comply loyally with the instructions of the United Nations military authorities.

6. Orders and proclamations issued will inform the Italian armed forces, officials and population of what is required of them and of what is forbidden; and will contain provisions amongst others in regard to routing and other instructions for warships; the use, control and disposal of merchant ships, fishing and all small craft, of all aircraft, of transport and intercommunication facilities; the repair and production of ships craft and transport equipment; and other matters requiring regulation, as well as for the release of prisoners of war and civilian internees of United Nations' nationalities.

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7. The United Nations reserve full rights with regard to the provisions required to be inserted in any formal Instrument relative to the suspension of hostilities should the course of events make such an Instrument necessary.

8. The sternest measures will be taken against all persons responsible for impeding the operations of the United Nations' forces or acting in a manner prejudicial to their interests.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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GROUP 1 EXCLUDED FROM AUTOMATIC DOWNGRADING AND DECLASSIFICATION

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(REALLY BADLY MOST SECRET)

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Draft - Proclamation No. 1.

Preamble.

Whereas Italy's action in entering the war aggression against the members of the United Nations, have resulted in her total defeat and the occupation of her territory by the forces of the United Nations.

and whereas in the absence of a central Italian Government with which the United Nations are prepared to negotiate it is necessary to arrange for the maintenance of law and order and for the safety and sustenance of the people;

and whereas it is necessary for the United Nations to make use of Italian territory for their military operations;

Now therefore I (name and titles) hereby proclaim:

1. Jurisdiction. All territories in Italy now or hereafter occupied by any forces under my command will be under my exclusive military jurisdiction and will remain under such jurisdiction for as long as military considerations demand and until an Italian Government recognised by the United Nations is established. I therefore assume for myself and for any successor of mine full judicial legislative administrative and executive powers and responsibility in regard to all territories in Italy occupied from time to time by the forces of the United Nations and exclusive jurisdiction over all persons and property therein.

2. Public Order. I will take all steps which I may deem necessary and expedient for the purpose of establishing and maintaining public order and safety and of facilitating so far as possible the satisfaction of the essential economic needs of the people and in so doing I will as far as military exigencies permit respect all laws, customs, and private rights in the said territories.

All persons in the said territories must abstain from any actions of a nature calculated to disturb the public peace and order or prejudice the interests of the Forces of the United Nations and they must conform promptly and efficiently with all orders given by me or under my authority.

3. Courts. Subject to such orders and regulations as may be prescribed by me or by any successor of mine Italian Courts both penal and civil shall continue to function. Their jurisdiction is prescribed in a separate Proclamation.

4. Military Courts and Martial Law. Proclamations issued by myself or a successor of mine will make such provision as may be deemed necessary in relation to the administration of martial law. Offences against Proclamations and Orders issued thereunder and such other offences as may be deemed necessary to be

Now therefore I (name and titles) hereby proclaim:

1. Jurisdiction. All territories in Italy now or hereafter occupied by any forces under my command will be under my exclusive military jurisdiction and will remain under such jurisdiction for as long as military considerations demand and until an Italian Government recognised by the United Nations is established. I therefore assume for myself and for any successor of mine full judicial legislative administrative and executive powers and responsibility in regard to all territories in Italy occupied from time to time by the forces of the United Nations and exclusive jurisdiction over all persons and property therein.

2. Public Order. I will take all steps which I may deem necessary and expedient for the purpose of establishing and maintaining public order and safety and of facilitating so far as possible the satisfaction of the essential economic needs of the people and in so doing I will as far as military exigencies permit respect all laws, customs, and private rights in the said territories.

All persons in the said territories must abstain from any actions of a nature calculated to disturb the public peace and order or prejudice the interests of the Forces of the United Nations and they must conform promptly and efficiently with all orders given by me or under my authority.

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4. Military Courts and Martial Law. Proclamations issued by myself or a successor of mine will make such provision as may be deemed necessary in relation to the administration of martial law. Offences against Proclamations and Orders issued thereunder and such other offences as I may determine will be tried by military courts.

5. Civil Officials. All lawfully established local administrative authorities, and all officers and employees of all State Municipal and other public services are hereby authorised and required to continue to execute and discharge their duties powers and functions subject to such conditions of limitations as may be prescribed under the authority of myself or any successor of mine.

6. Restoration of Peaceful Conditions. In order that peaceful conditions and the safety of life and property may rapidly be restored, I hereby call upon all persons to preserve order and tranquility and to go about their normal occupations in good will and without fear.

7. Promulgation. This and all subsequent Proclamations, Ordinances or Orders of the United Nations authorities will be displayed at Court Houses, Municipal Buildings, Police Stations in those parts of Italy which are occupied from time to time by the forces of the United Nations, and will be made known throughout Italy by such other means as the United Nations may direct.

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(ORIGINALS ARE NOT SECRET)

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ALLIED FORCE HEADQUARTERS

G-3 SECTION
PLANS

COPY NO. 10

18 June 1943.

MEMORANDUM:

SUBJECT : Armistice Terms for ITALY.

1039

1. Forwarded herewith for your consideration are copies of:
 - a. Draft instrument of surrender (armistice terms if there is still a central government with which we can negotiate).
 - b. Draft declaration (if Italian resistance ceases and there is no central government with which we can negotiate).
2. These documents were prepared in London by the Military Sub-committee for Post-War problems. They have been coordinated with the Service Ministries, Foreign Office, the Joint Planning Staff, etc. They have not yet, however, received the approval of the British Chiefs of Staff, nor have they been submitted to the Combined Chiefs of Staff.
3. It is proposed to correlate without delay the views of the AFHQ staff sections and agencies concerned in this matter, so that the Commander-in-Chief may be in a position to comment upon the documents should he be invited to do so by the Combined Chiefs of Staff.

4. It is requested, therefore, that your comments on the inclosures be forwarded to this office as early as practicable.

(Preferably not later than 26 June)

C. S. SUGDEN,
Brigadier,
Deputy Asst. Chief of Staff, G-3.

DISTRIBUTION:

Copy No.
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2

C-in-C Med
AOC-in-C Med
G-3

- b. Draft declaration (if Italian resistance ceases and there is no central government with which we can negotiate).
2. These documents were prepared in London by the Military Sub-committee for Post-War problems. They have been coordinated with the Service Ministries, Foreign Office, the Joint Planning Staff, etc. They have not yet, however, received the approval of the British Chiefs of Staff, nor have they been submitted to the Combined Chiefs of Staff.
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(Preferably not later than 26 June 1945)

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Brigadier,
Deputy Asst. Chief of Staff, G-3.

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2nd Revise

5th June 1943.

Draft Instrument of Surrender (for use in the event of Italy suing for the suspension of hostilities whilst the war with Germany continues).

ANNEX I

[WHEREAS the Royal Italian Government and the Italian Supreme Command

acknowledges that the Italian forces have been totally defeated and that Italy can no longer carry on the war against the United Nations and have accordingly requested a suspension of hostilities]

AND WHEREAS the United Nations are willing to lay down the terms on which they are prepared to suspend hostilities against Italy provided that their military operations against Germany and her allies are not obstructed, and that Italy does not assist those powers in any way

The following terms have been presented by
on behalf of the Supreme Command of the United Nations, duly authorised to that effect,

and have been accepted by.....
representing the Supreme Command of the Italian land, sea and air forces, and duly authorised to that effect by the Royal Italian Government:-

1. Italian participation in the war in all theatres will cease immediately. There shall be no opposition to landings or other operations of the sea, land, and air forces of the United Nations.

can no longer carry on the war against the United Nations and have, according to the request of a suspension of hostilities.

AND WHEREAS the United Nations are willing to lay down the terms on which they are prepared to suspend hostilities against Italy provided that their military operations against Germany and her allies are not obstructed, and that Italy does not assist these Powers in any way.

The following terms have been presented by
on behalf of the Supreme Command of the United Nations, duly authorised to that effect,

and have been accepted by.....
representing the Supreme Command of the Italian land, sea and air forces, and duly authorised to that effect by the Royal Italian Government:-

1. Italian participation in the war in all theatres will cease immediately.

There shall be no opposition to landings or other operations of the sea, land, and air forces of the United Nations.

2. The Italian Supreme Command will give full information concerning the disposition and condition of all Italian land, sea and air forces, wherever they are situated, and of all such forces of Italy's allies as are situated in Italian or Italian-occupied territory.

3. Italian land, sea and air forces will proceed to and remain in their barracks, camps or ships, pending directions from the United Nations as to their future status and disposal. Exceptionally, such naval personnel shall proceed to shore establishments as the United Nations may direct.

4. Italian land, sea and air forces will, within the periods to be laid down by the United Nations, withdraw from all areas outside Italian territory

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notified to the Italian Government by the United Nations and proceed to areas to be specified by the United Nations. Such movement of Italian land, sea and air forces will be carried out in conditions to be laid down by the United Nations and in accordance with the orders to be issued by them. All Italian officials will similarly leave the areas notified, except any who may be permitted to remain by the United Nations. Those permitted to remain will comply with the instructions of the United Nations.

5. No requisitioning, seizures or other coercive measures shall be effected by Italian land, sea and air forces or officials in regard to persons or property in the areas notified under Article 4.

6. The demobilisation of Italian land, sea and air forces in excess of such establishments as shall be notified will take place as prescribed by the United Nations.

7. Italian warships of all descriptions, auxiliaries and transports will be assembled as directed in ports to be specified by the United Nations. * Certain of them may be employed under the authority of the United Nations for making safe the waters round Italy and for conveying supplies etc., and for this purpose will retain such armament as the United Nations may direct: the remainder will be dealt with as prescribed by the United Nations.

8. Italian aircraft of all kinds will not leave the ground or water, except as directed by the United Nations.

9. Without prejudice to the provisions of Articles 14, 16 and 29 below, all merchant ships fishing or other craft of whatever flag, all aircraft and inland

by Italian land, sea and air forces or officials in regard to persons or property in the areas notified under Article 4.

6. The demobilisation of Italian land, sea and air forces in excess of such establishments as shall be notified will take place as prescribed by the United Nations.

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8. Italian aircraft of all kinds will not leave the ground or water, except as directed by the United Nations.

9. Without prejudice to the provisions of Articles 14, 16 and 29 below, all merchant ships fishing or other craft of whatever flag, all aircraft and inland transport of whatever nationality in Italian or Italian-occupied territory or waters will, pending verification of their identity and status, be prevented from leaving.

* Note. If at the date of the Armistice the whole of the Italian fleet has been assembled in Allied ports, this sentence would run:- "Italian warships of all descriptions, auxiliaries, and transports will remain in the ports where they are at present assembled, subject to any instructions which may be issued by the United Nations."

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10. The Italian Supreme Command will make available all information about naval, military and air devices, installations, and defenses; about all communication systems established by Italy or her Allies on Italian territory or in the approaches thereto; about minefields or other obstacles to movement by land, sea or air and such other particulars as the United Nations may require in connection with the use of Italian bases, or with the operations, security, or welfare of the United Nations land, sea or air forces. Italian forces and equipment will be made available as required by the United Nations for the removal of the above-mentioned obstacles.

11. The Italian Government will furnish forthwith lists of quantities of all war material showing the location of the same. The war material will be placed in store under such control as the United Nations may direct. The ultimate disposal of war material will be prescribed by the United Nations.

12. There shall be no destruction of nor damage to nor except as authorized or directed by the United Nations any removal of war material, wireless, radio-location or meteorological stations, rail, road, port or other installations, or in general, public or private utilities or property of any kind, wherever situated; and the necessary maintenance and repair will be the responsibility of the Italian authorities.

13. The manufacture, production and construction of war material and the import, export and transit of such war material is prohibited, except as directed by the United Nations. The Italian Government will comply with any directions given by the United Nations for the manufacture, production or construction and

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13. The manufacture, production and construction of war material and the import, export and transit of such war material is prohibited, except as directed by the United Nations. The Italian Government will comply with any directions given by the United Nations for the manufacture, production or construction and the import, export or transit of such war material.

14. All Italian merchant shipping and fishing and other craft, wherever they may be, and any constructed or completed during the period of the present Instrument will be made available in good condition by the competent Italian authorities at such places and for such purposes and periods as the United Nations may prescribe. Transfer to enemy or neutral flags is prohibited. Crews shall remain on board, pending further instructions regarding their continued employment or disposal. Any existing options to repurchase or re-acquire or to resume control of Italian or former Italian vessels sold or otherwise transferred or chartered during the war shall forthwith be exercised, and the above provisions shall apply to all

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such vessels and their crews.

15. The United Nations will endeavour to provide for the essential economic needs of the Italian people so far as circumstances permit; but they reserve the right to recover the cost of supplies and transport for the purpose from the Italian Government. It is to the interest of the Italian Government and people to insure that Italian ships and equipment are made available in good and serviceable condition, together with their crews as required.

16. United Nations merchant ships, fishing, and other craft in Italian hands wherever they may be (including for this purpose those of any country which has broken off diplomatic relations with Italy), whether or not the title has been transferred as the result of prize court proceedings or otherwise, will be surrendered to the United Nations and will be assembled in ports to be specified by the United Nations for disposal as directed by them. The Italian Government will take all such steps as may be required to secure any necessary transfers of title. Any neutral merchant ships, fishing or other craft under Italian operation or control will be assembled in the same manner pending arrangements for their ultimate disposal. Any necessary repairs to any of the above mentioned vessels will be effected by the Italian Government, if required and at their expense.

17. No radio or telecommunication installations or other forms of intercommunication, ashore or afloat, under Italian control whether belonging to Italy or any nation other than the United Nations will transmit until directions for the control of these installations have been prescribed by the United Nations. The United Nations will institute such censorship of press broadcasting and publications and supervision of intercommunication as may be necessary, or, at their discretion, may

has broken off diplomatic relations with Italy), whether or not the title has been transferred as the result of prize court proceedings or otherwise, will be surrendered to the United Nations and will be assembled in ports to be specified by the United Nations for disposal as directed by them. The Italian Government will take all such steps as may be required to secure any necessary transfers of title. Any neutral merchant ships, fishing or other craft under Italian operation or control will be assembled in the same manner pending arrangements for their ultimate disposal. Any necessary repairs to any of the above mentioned vessels will be effected by the Italian Government, if required and at their expense.

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18. The warships, auxiliaries, transports and merchant and other vessels and aircraft in the service of the United Nations will have the right freely to use the territorial waters around and the air over Italian territory.

19. The United Nations will require to occupy certain parts of Italian territory. The territories or areas concerned will from time to time be notified by the United Nations, and all Italian land, sea and air forces will thereupon withdraw from such territories or areas in accordance with the instructions issued by the United Nations. The provisions of this Article are without prejudice to those of Article 4 above.

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20. In the territories or areas referred to in Article 19 all naval military and air installations, power stations, all ports and harbours, all transport and all intercommunication installations, facilities and equipment and such other installations or facilities as may be required by the United Nations will be made available in good condition by the competent Italian authorities with the personnel required for working them. The Italian Government will also supply, free of cost, such other local resources or services as the United Nations may require.

21. Without prejudice to the provisions of the present Instrument the United Nations will exercise all the rights of an occupying Power in the territories or areas referred to in Article 19. Personnel of the Italian administrative and public services will carry out their functions under the control of the United Nations Supreme Command, unless otherwise directed.

22. In addition to the rights in respect of occupied Italian territory prescribed by Articles 19-21,

(a) members of the land, sea or air forces and officials of the United Nations will have the right of passage in or over non-occupied Italian territory and will be afforded all the necessary facilities and assistance in performing their functions;

(b) the Italian authorities will make available in non-occupied Italian territory all transport facilities required by the United Nations, including free transit for their war material and supplies; and will comply with instructions issued by the United Nations regarding the use and control of airfields, ports, shipping, inland transport systems and vehicles, intercommunication systems, power stations and public utility services, and connected repair and construction

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(a) members of the land, sea or air forces and officials of the United Nations will have the right of passage in or over non-occupied Italian territory and will be afforded all the necessary facilities and assistance in performing their functions;

(b) the Italian authorities will make available in non-occupied Italian territory all transport facilities required by the United Nations, including free transit for their war material and supplies; and will comply with instructions issued by the United Nations regarding the use and control of airfields, ports, shipping, inland transport systems and vehicles, intercommunication systems, power stations and public utility services, and connected repair and construction facilities.

23. The Italian Government and people will abstain from all action detrimental to the interests of the United Nations and will carry out promptly and efficiently all orders given by the United Nations.

24. The Italian Government will supply free of cost such Italian currency as the United Nations may require. The Italian Government will withdraw and redeem in Italian currency within such time-limits and on such terms as the United Nations may specify all holdings in Italian territory of currencies issued by the United Nations during military operations or occupation and will hand over the currencies so withdrawn free of cost to the United Nations. The Italian Government will take

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such measures as may be required by the United Nations for the control of banks and businesses in Italian territory, for the control of foreign exchange, and foreign commercial and financial transactions and for the regulation of trade and production, and will comply with any instructions issued by the United Nations regarding these and similar matters.

25. There shall be no financial, commercial or other intercourse with or dealings with or for the benefit of countries at war with any of the United Nations or territories occupied by such countries.

26. Relations with countries at war with any of the United Nations, or occupied by any such country, will be broken off. Italian diplomatic and consular officials accredited to or serving on missions with any such country will be recalled. Diplomatic and consular officials of such countries will be dealt with as the United Nations may prescribe.

27. Italian subjects will, pending further instructions, be prevented from leaving Italian territory except as authorized by the United Nations and will not in any event take service with any of the countries referred to in Article 26, nor will they proceed to any place for the purpose of undertaking work for any such country. Those at present so serving or working will be recalled as directed by the United Nations.

28. The military, naval and air personnel and material and the merchant shipping, fishing and other craft and the aircraft, vehicles and other transport equipment of any country against which any of the United Nations is engaged in active hostilities, or which is occupied by any such country, remain liable to attack or seizure wherever found in or over Italian territory or waters.

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28. The military, naval and air personnel and material and the merchant shipping, fishing and other craft and the aircraft, vehicles and other transport equipment of any country against which any of the United Nations is engaged in active hostilities, or which is occupied by any such country, remain liable to attack or seizure wherever found in or over Italian territory or waters.

29. (a) The Warships, auxiliaries and transports of any such country or occupied country in Italian or Italian-occupied ports and waters and the aircraft vehicles and other transport equipment of such countries in or over Italian or Italian occupied territory will, pending further instructions, be prevented from leaving.

(b) The military, naval and air personnel and the civilian nationals of any such country or occupied country in Italian or Italian-occupied territory will be prevented from leaving and will be interned pending further instructions.

(c) All property in Italian territory belonging to any such country or occupied country or its nationals will be impounded and kept in custody pending further instructions.

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(d) The Italian Government will comply with any instructions given by the United Nations concerning the internment, custody or subsequent disposal, utilization or employment of any of the above mentioned persons, vessels, aircraft, material or property.

30. [War Criminals]

31. All Fascist organizations, including all branches of the Fascist Militia (MVSN), the Secret Police (OVRA) and Fascist Youth Organizations will be disbanded in accordance with the directions of the United Nations, except any such organizations or parts thereof as may be specified by the United Nations.

32. All Italian laws involving discrimination on grounds of race, religion, or political opinions will be rescinded, and persons detained on such grounds will, as directed by the United Nations, be released and relieved from all legal disabilities to which they have been subjected.

33. (a) Prisoners of war belonging to the forces of the United Nations and any nationals of the United Nations, including Abyssinian subjects, confined, interned, or otherwise under restraint in Italian or Italian-occupied territory will not be removed and will forthwith be handed over to representatives of the United Nations or otherwise dealt with as the United Nations may direct.

(b) Persons of whatever nationality including Albanians who have been placed under restriction, detention or sentence (including sentences in absentia) on account of their dealings or sympathies with the United Nations, will be released under the direction of the United Nations, and relieved from all legal disabilities to which they have been subjected.

(c) The Italian Government will comply with any instructions given by the United Nations concerning the internment, custody or subsequent disposal, utilization or employment of any of the above mentioned persons, vessels, aircraft, material or property.

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(b) Persons of whatever nationality including Albanians who have been placed under restriction, detention or sentence (including sentences in absentia) on account of their dealings or sympathies with the United Nations, will be released under the direction of the United Nations, and relieved from all legal disabilities to which they have been subjected.

(c) The Italian Government will take such steps as the United Nations may direct to safeguard the persons and property of foreign states and nationals.

34. The Italian Government will comply with such directions regarding restitution and reparation and payment of the costs of occupation during the period of the present Instrument, as the United Nations may prescribe.

35. The Italian Government will carry out during the period of the present Instrument, such measures of disarmament and demilitarisation as may be prescribed by the United Nations.

36. The Italian Government will supply all information and provide all documents required by the United Nations.

37. The Italian Government will pass and enforce such legislative and adminis-

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(EVALUATES BRITISH MOST SECRET)

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trative measures as may be necessary for the execution of the present Instrument. Italian military and civil authorities will comply with any instructions issued by the United Nations for the same purpose.

38. The term "the United Nations" in the present Instrument includes the Control Commission referred to in Article 42 below, the Supreme Command of the United Nations, and any other authority which the United Nations may designate for the purpose.

39. Reference to Italian land, sea and air forces in the present Instrument shall be deemed to include Fascist Militia and all such other military or paramilitary units, formations or bodies as the United Nations may prescribe.

40. The term "war material" in the present Instrument denotes all material specified in such lists or definitions as may from time to time be issued by the Control Commission referred to in Article 42 below.

41. The term "Italian territory" includes all Italian colonies and dependencies and shall, for the purpose of the present Instrument (buth without prejudice to the question of sovereignty) be deemed to include Albania; provided however that, except in such cases and to such extent as the United Nations may direct, the provisions of the present Instrument shall not apply in or affect the administration of any Italian colony or dependency already occupied by the United Nations or the rights or powers therein possessed or exercised by them.

42. A Control Commission appointed by the United Nations will regulate and control the execution of the present Instrument. Any disagreement regarding the interpretation or execution of the present Instrument will be decided by the Control Commission, whose decision will be final.

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42. A Control Commission appointed by the United Nations will regulate and control the execution of the present Instrument. Any disagreement regarding the interpretation or execution of the present Instrument will be decided by the Control Commission, whose decision will be final.

43. The Italian Government will send a delegation to the headquarters of the Control Commission to represent Italian interests and to transmit the orders of the Commission to the competent Italian authorities.

44. The present Instrument shall be confirmed by the Royal Italian Government. It will enter into force hours after the Instrument of Confirmation has been received at....., and hostilities between the United Nations and Italy will cease in all theatres of war at that time. It will remain in operation until the coming into force of the Peace Treaty with Italy.

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45. The present Instrument may be denounced by the United Nations with immediate effect if the Italian Government do not fulfil their obligations under the Instrument or, as an alternative, the United Nations may penalise contravention of it by measures appropriate to the circumstances, such as the extension of the areas of military occupation, or air or other punitive action.

Drawn up in English and Italian, the English text being authentic, and 4030
signed on the at
(hour) (time) at (place).

(Signatures)

Declassified E.O. 12356 Section 3.3/NND No. 785015

(Signatures)

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ANNEX II

2nd Revise
5th June, 1943.

DRAFT DECLARATION OF UNITED NATIONS TO ITALY

(for use in the event of an Italian collapse, and
the absence of a Central Government with whom we
can or are willing to negotiate: the war with
Germany continuing)

1. In the absence of a central Italian Government with which the United Nations are prepared to deal, the Commander-in-Chief of the forces operating against Italy makes in their name this declaration for the purpose of making clear the needs and intentions of the United Nations armed forces in the present and pending military and political situations.

2. The United Nations armed forces require the use of Italian territory for their military operations and in all such territory they will have all the rights of an occupying power. They cannot allow the collapse of organized government and administration to prejudice them in their main purpose of carrying on the war against Germany and her allies. It rests with the local Italian Commanders and civil authorities to determine whether and how far in pursuing their aim the United Nations armed forces are compelled to add to the misfortune of Italy.

3. It is to the interest alike of the Italian population and of the United Nations armed forces that law and order should be upheld throughout Italy and especially in the regions which these forces have to enter. Except in so far as the Commander-in-Chief of the United Nations Armed Forces may otherwise direct, Italian officials, courts and police should continue to function under such directions as the Commander-in-Chief may issue.

Existing laws and regulations will remain in force except in so far as it may be found necessary to modify them to meet the principles of justice, military necessities, or the safety of the forces of the United Nations.

4. The United Nations will endeavour to provide for the essential economic needs of the Italian people so far as circumstances permit. It is an absolute condition, however, of the forbearance shown and the help afforded by the United Nations that the Italian people abstain from all action detrimental to the success of the United Nations' operations and carry out promptly and efficiently all orders given by the United Nations' authorities, in particular in regard to the handing over of ships and other transport services, installations and equipment.

Subject to the directions of the United Nations, citizens should continue their several occupations, keep open the educational and social and family as far as

2. The United Nations armed forces require the use of Italian territory for their military operations and in all such territory they will have all the rights of an occupying power. They cannot allow the collapse of organized government and administration to prejudice them in their main purpose of carrying on the war against Germany and her allies. It rests with the local Italian Commanders and civil authorities to determine whether and how far in pursuing their aim the United Nations armed forces are compelled to add to the misfortune of Italy.

3. It is to the interest alike of the Italian population and of the United Nations armed forces that law and order should be upheld throughout Italy and especially in the regions which these forces have to enter. Except in so far as the Commander-in-Chief of the United Nations Armed Forces may otherwise direct, Italian officials, courts and police should continue to function under such directions as the Commander-in-Chief may issue.

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Subject to the directions of the United Nations, citizens should continue their several occupations, keep open the churches and schools, and follow as far as possible the usual habits and customs of their lives and the business of the community.

5. The United Nations have no desire to continue active hostilities against the Italian armed forces, but here again it is an absolute condition that the latter cease all resistance, both active and passive, and comply loyally with the instructions of the United Nations military authorities.

6. Orders and proclamations issued will inform the Italian armed forces, officials and population of what is required of them and of what is forbidden; and will contain provisions amongst others in regard to routing and other instructions for warships; the use, control and disposal of merchant ships, fishing and all small craft, of all aircraft, of transport and intercommunication facilities; the repair and production of ships, craft and transport equipment; and other matters requiring regulation, as well as for the release of prisoners of war and civilian internees of United Nations' nationalities.

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7. The United Nations reserve full rights with regard to the provisions required to be inserted in any formal Instrument relative to the suspension of hostilities should the course of events make such an Instrument necessary.

8. The sternest measures will be taken against all persons responsible for impeding the operations of the United Nations' forces or acting in a manner prejudicial to their interests.

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Draft - Proclamation No. 1.Preamble.

Whereas Italy's action in entering the war aggression against the members of the United Nations, have resulted in her total defeat and the occupation of her territory by the forces of the United Nations;

and whereas in the absence of a central Italian Government with which the United Nations are prepared to negotiate it is necessary to arrange for the maintenance of law and order and for the safety and sustenance of the people;

and whereas it is necessary for the United Nations to make use of Italian territory for their military operations;

Now therefore I (name and titles) hereby proclaim:

1027

1. Jurisdiction. All territories in Italy now or hereafter occupied by any forces under my command will be under my exclusive military jurisdiction and will remain under such jurisdiction ~~for~~ as long as military considerations demand and until an Italian Government recognised by the United Nations is established. I therefore assume ~~for~~ myself and for any successor of mine full judicial legislative administrative and executive powers and responsibility in regard to all territories in Italy occupied from time to time by the forces of the United Nations and exclusive jurisdiction over all persons and property therein.

2. Public Order. I will take all steps which I may deem necessary and expedient for the purpose of establishing and maintaining public order and safety and of facilitating so far as possible the satisfaction of the essential economic needs of the people and in so doing I will as far as military exigencies permit respect all laws, customs, and private rights in the said territories.

All persons in the said territories must abstain from any actions of a nature calculated to disturb the public peace and order or prejudice the interests of the Forces of the United Nations and they must conform promptly and efficiently with all orders given by me or under my authority.

3. Courts. Subject to such orders and regulations as may be prescribed by me or by any successor of mine Italian Courts both penal and civil shall continue to function. Their jurisdiction is prescribed in a separate Proclamation.

4. Military Courts and Martial Law. Proclamations issued by myself or a successor of mine will make such provision as may be deemed necessary in relation to the administration of ~~martial law~~ ^{Further Proclamations} ~~Offences against Proclamations and Orders~~ issued thereunder and such other

Now therefore I (name and titles) hereby proclaim:

7027

1. Jurisdiction. All territories in Italy now or hereafter occupied by any forces under my command will be under my exclusive military jurisdiction and will remain under such jurisdiction ~~for~~ as long as military considerations demand and until an Italian Government recognised by the United Nations is established. I therefore assume ~~for~~ myself and for any successor of mine full judicial legislative administrative and executive powers and responsibility in regard to all territories in Italy occupied from time to time by the forces of the United Nations and exclusive jurisdiction over all persons and property therein.

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3. Courts. Subject to such orders and regulations as may be prescribed by me or by any successor of mine Italian Courts both penal and civil shall continue to function. Their jurisdiction is prescribed in a separate Proclamation.

Further Proclamations
4. Military Courts and Martial Law. Proclamations issued by myself or a successor of mine will make such provisions as may be deemed necessary in relation to the administration of ~~the~~ *martial law* offences against Proclamations and Orders issued thereunder and such other offences as I may determine will be tried by military courts.

5. Civil Officials. All lawfully established local administrative authorities, and all officers and employees of all State Municipal and other public services are hereby authorised and required to continue to execute and discharge their duties powers and functions subject to such conditions of limitations as may be prescribed under the authority of myself or any successor of mine.

6. Restoration of Peaceful Conditions. In order that peaceful conditions and the safety of life and property may rapidly be restored, I hereby call upon all persons to preserve order and tranquility and to go about their normal occupations in good will and without fear.

7. Promulgation. This and all subsequent Proclamations, Ordinances or Orders of the United Nations authorities will be displayed at Court Houses, Municipal Buildings, Police Stations in those parts of Italy which are occupied from time to time by the forces of the United Nations, and will be made known throughout Italy by such other means as the United Nations may direct.

1058