

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

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10000/101/209

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785015

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SUBVERSIVE ACTIVITIES  
NOV. 1943 - JULY 1944

|             |           |
|-------------|-----------|
| Adjutant    | <i>my</i> |
| Asst. Acs.  | <i>HP</i> |
| Asst. Acs.  |           |
| Chief Clerk | <i>HP</i> |

29/755B

CONFIDENTIAL

29 July 1944

Tel. Ext. 292

REFERENCE : 16088/G-1

SUBJECT : Army Newspapers - Anti-Sabotage Campaign.

TO : Distribution below.

1. The attached Copy of HQ. AAL. letter AAL/5045/5/A(PS) dated 14 July 1944 is forwarded herewith.
2. Immediate action should be taken to impress upon all officers and ORs. the seriousness of pilfering of WD stores & equipment.

FOR THE ESTABLISHMENTS OFFICER

RCE/AS

*J. L. Jones*  
J. L. JONES,  
Lt. Colonel,  
G-1(B)

DISTRIBUTION

Vice - President, Economic Section (12)  
Vice - President, Admin. Section (10)  
Vice - President, Political Section  
Secretary General  
Civil Affairs Branch  
Director, Internees & Displaced Persons  
Sub - Commission  
Italian Refugees Branch  
Security Branch  
G-4  
HQ. Commandant  
OC. Brit. Detachment

Adjutant  
Navy Sub-Commission  
Army Sub-Commission  
Air Forces Sub-Commission  
Communications Sub-Commission  
War Materials Disposal Sub-Commission  
PRO.  
Regional Commissioner, Region I - IX  
Regional Commissioner, Rome Region  
Provincial Commissioner, Foggia Province

|             |           |
|-------------|-----------|
| Adjutant    | <i>my</i> |
| Asst. Acs.  | <i>JP</i> |
| Asst. Acs.  |           |
| Chief Clerk | <i>AK</i> |

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Navy Sub-Commission  
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Air Forces Sub-Commission  
Communications Sub-Commission  
War Materials Disposal Sub-Commission  
PRO.  
Regional Commissioner, Region I - IX  
Regional Commissioner, Rome Region  
Provincial Commissioner, Foggia Province

C O P Y

CONFIDENTIAL & URGENT

SUBJECT : Army Newspapers - Anti - Sabotage Campaign.

HQ ALLIED ARMIES IN ITALY

AAI/5045/5/A(P3).  
14 July 1944.

HQ 5. Corps.  
HQ No. 1 District.  
HQ No. 2 District  
HQ No. 3 District.  
RASC.

1. The amount of theft of WD stores and equipment by members of the Services is causing concern, and a campaign is about to be conducted in the Army Newspapers against it. This will not be announced as a formal campaign, but will be unconnected articles on this general theme.

2. This action in the Press should be reinforced by action in units. What is required is to bring home to all ranks the persistent slowing up of our war effort caused by losses through theft. It should be made clear that petty theft, politely called 'scrounging', 'flogging' etc., is still theft. A healthy public opinion requires to be created against these practises, which at present tend to be tolerated and even admired.

3. The Press campaign is beginning at once, and the contents of this letter should be made known to all CO's as quickly as possible.

(Sgd) C.H. PATON,  
Brigadier,  
DAC.

JDF/IV.

Copy to :- Rear Eighth Army.

G1 (US)

'Q'

Pro

Welfare.

3712

27 November 1943

SECRET R:

WAR CRIMES IS

1. The ultimate disposition of persons charged with the commission of war crimes is a matter for consideration by the governments of the Allied Nations.
2. Trials by military courts of persons suspected of war crimes will not be held unless directed by this Headquarters. Such persons will be held in custody pending decision as to their disposal. While suspects are under detention all available information about them and about war crimes of which they are suspected will be collected and forwarded to this Headquarters.
3. The following procedure will govern:
  - a. Secret reports, through code and channels, will be made to this Headquarters containing all possible information concerning the specific individual held under detention as a war criminal suspect and concerning the time, place, character and details of the alleged war crime. It is imperative that each report include not only the names and addresses of witnesses but also the list of the evidence which may reasonably be expected to give in any proceedings which may later be requested to substantiate each testimony for trial purposes. In order that these investigations may be kept strictly within covered channels, they will be made by persons subject to the direct orders of the Commanding Officer making the report.
  - b. Reports submitted to this Headquarters shall pertain only to persons then being held in detention.
  - c. For the purpose of this directive, war crimes are acts committed by persons in violation of the laws and customs of war. Should any doubt exist as to whether reported acts constitute war crimes, the case will be reported on above directed for consideration by this Headquarters.
  - d. When reports are received at this Headquarters and further investigation is considered advisable, either unit commanders will be directed to make the complete investigation or the supplementary investigation will be carried on directly from this Headquarters.
  - e. When any change in the place of detention of a person upon whom a report has been made is directed by any authority other than this Headquarters, an immediate report of such change will be made to this Headquarters, in order that any supplementary investigation may be expeditiously carried on.
4. Situations may come to the attention of Commanding Officers in which the alleged war criminal is not in detention or may even be performing action not incompatible with the Allied cause. In order that orderly procedure may

a. Secret reports, through command channels, will be made to this Headquarters, containing all possible information concerning the specific individual held under detention as a war criminal suspect and concerning the time, place, character and details of the alleged war crime. It is imperative that each report include not only the names and addresses of witnesses but also the list of the evidence which each person is expected to give in any proceedings which may later be resorted to to perpetrate such testimony for trial purposes. In order that these investigations may be kept strictly within command channels, they will be made by persons subject to the direct orders of the Commanding Officer making the report.

b. Reports submitted to this Headquarters shall pertain only to persons then being held in detention.

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e. When any change in the place of detention of a person upon whom a report has been made is directed by any authority other than this Headquarters, an immediate report of such change will be made to this Headquarters, in order that any supplementary investigation may be expeditiously carried on.

4. Situations may come to the attention of Commanding Officers in which the alleged war criminal is not in detention or may even be performing duties not incompatible with the Allied cause. In order that orderly procedure with respect to such situations may be followed, Commanding Officers will report such cases to this Headquarters with all available information.

5. Italians who commit crimes against Italian Nationals are not to be considered as war criminals and such persons will be handed over to Italian Government representatives for trial.

6. Persons who commit crimes against members of the Allied Command during the period of occupation of Italian territory may be charged and tried before military tribunals in accordance with established practice.

7. It is enjoined upon all persons of this command to refrain from giving any publicity whatever to war crimes or war criminals or to any act taken by the military forces with respect thereto.

The release of any information concerning war crimes or war criminals is specifically reserved to this Headquarters. (G OCO.5-1 GCP-GM)

By command of General HUBERT:

OFFICIAL:

SGT T. J. DAVIS

Brigadier General, United States Army, Adjutant General.

W. B. SMITH

Major General, G.O.C., Chief of Staff

CONFIDENTIAL

Allied Forces HQ.

6 Feb 44

## WAR CRIMINALS

The following procedure will be adopted by British forces in this theatre in order to implement the Directive of the Combined Chiefs of Staff of 29 Oct 43 and Allied Force Headquarters Circular "War Criminals" under reference AG 000 5-1 G.A.P. - J.C.F., dated 27 Nov 43.

For the purpose of this Directive war crimes are defined as violations of the laws and customs of war, examples of which are set out in paragraph 423, chapter XIV, Manual of Military Law.

As soon as any circumstances suggesting the commission of a war crime come to the notice of any officer he will immediately notify his commanding officer who will cause an investigation to be made and if necessary, apply through the usual channels for the assistance of the Field Security Police. Statements will be obtained from any available witnesses.

When the investigation has been completed a brief report together with any statements obtained from witnesses will be forwarded through the usual channels to D.G., HQ, who will advise G-1(H) whether a court of inquiry should be assembled, its terms of reference, and the witnesses to be summoned. In a court of inquiry is ordered to assemble, it will do so, when practicable, at or near the scene of the alleged crime. It will consist of two officers, the president being a member of the Deputy Judge Advocate staff of the Judge Advocate General and the convening officer will order that the evidence be taken on oath.

Whenever practicable the accused will be present and will have the right to be represented by a military officer as counsel.

The court will record all relevant evidence whether for or against the accused and will receive any evidence which in their opinion has probative value.

The evidence will be recorded in narrative form except that the cross-examination of witnesses will, upon the request of the accused, be recorded in the form of question and answer.

Each witness will sign his name at the foot of the record of his evidence. The examination and cross-examination of witnesses will normally be conducted by a military officer, termed military counsel (when practicable a member of the Judge's legal staff) and by a military officer, termed defence counsel (when practicable an officer with legal qualifications).

The President may question any witness in order to supplement the information recorded by counsel.

The following certificate will be signed by the president and member at the foot of the proceedings:-

CONFIDENTIAL

The above witnesses appeared in person before us this

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to the notice of any other person and if necessary, apply through the  
who will cause an investigation to be made and if necessary, apply through the  
and claims for the assistance of a Field Security Police. Statements will  
be obtained from any available witnesses.

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When the investigation has been completed a brief report together with any statements obtained from witnesses will be forwarded through the usual channels to DMC, HQ, who will advise G-1(D) whether a court of inquiry should be assembled, its terms of reference, and the witnesses to be summoned. If a court of inquiry is ordered to assemble, it will do so, when practicable, at or near the scene of the alleged crime. It will consist of two officers, the president being a member of the Deputy Judge Advocate staff or the Judge Advocate General and the convening officer will order that the evidence be taken on oath.

anyway, tactful the accused will be resent and will have the right to  
on oath.

The court will receive any evidence which in their opinion has probative value. caused and will receive any evidence which in their opinion has probative value.

The evidence will be recorded in narrative form during the examination of witnesses and, upon the request of the accused, be recorded in the form of question and answer.

The examination and cross-examination of witnesses will normally be conducted by a military officer, termed military counsel (when practicable a member of the JAG's legal staff) and by a military officer, termed defence counsel or defence advocate (when convenient with legal qualifications).

The President may question any witness in order to supplement the information (when practicable an officer with legal qualifications).

The following certificate will be signed by the resident and member at the request of the board.

CONTENTS

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The above witnesses appeared in person before us this ..... 1946, at ..... and (in the presence of ..... and (in the presence of the accused, who was afforded the opportunity to cross-examine) ..... the evidence upon oath as set out above.

if the second row contains the words in brackets will be omitted.

The president will forward the proceedings together with the convention order, under secret cover to the convention officer who will forward them to DUG, HQ.

0.78/3305/A5

ADJUTANT 3538  
 Files MP

HEADQUARTERS  
 A.M.C. 5TH ARMY  
 APO 404 U.S. MAIL  
 BLACK MARKET CONTROL SECTION

5 February 1944.

SUBJECT: Establishment of the Black Market Control Unit for Home:

1. The basic task of AMC is to secure an adequate food and other essential supplies are made available to the population on a fair and equitable basis. The successful accomplishment of this task is not only an objective in itself but also would go a considerable way towards solving the many other problems of Military Government. This task, however, cannot be successfully accomplished if black market activities are rampant.

2. Successful control of the black market depends upon the efforts of every branch of AMC, and at the same time requires specialized skill in organization to co-ordinate the activities of the other Divisions, to establish the required preventative and to root out existing black market activities. In order to accomplish this objective there is hereby established the Black Market Control Unit for Home.

3. The personnel of this Unit will consist of Director, Special Squad of civilian investigators and such other Allied personnel as may be required from time to time. There will be established within the Legal Division an Allied Military Court, with exclusive jurisdiction of cases presented by the Unit.

4. The Unit will be directly responsible to the SAC, 5th Army. The duties and responsibilities of the Unit will include:

- a. Establishing general policy for control of black market activity.
- b. Establishing measures and standards to prevent losses to black market activity, to safeguard supplies while being stored, to reported and distributed and to assure the flow of supplies only into regular markets.
- c. Inspection to assure maintenance of standards and measures established.
- d. Establishing measures and standards to prevent

3709

and other essential supplies are made available to the population at a fair and equitable price. The successful accomplishment of this task is not only an objective in itself but also would go a considerable way towards solving the many other problems of Military Government. This task, however, must be successfully accomplished if black market activity is rampant.

2. Successful control of the black market depends upon the efforts of every branch of the Government, and it is the duty of every organization to coordinate the activities of the other Divisions, to establish the required preventive and to root out existing black market activities. In order to accomplish this objective there is hereby established the Black Market Control Unit for Rome.

3. The personnel of this Unit will consist of Director, Special Squad of Italian investigators and such other Allied personnel as may be required from time to time. There will be established within the Legal Division an Allied Military Court, with exclusive jurisdiction of cases presented by the Unit.

4. The Unit will be directly responsible to the SOG, The duties and responsibilities of the Unit will include:

- a. Establishing general policy for control of black market activity.
- b. Establishing measures and standards to prevent location of black market activity, to safeguard supplies while being stored, transported and distributed and to assure the flow of supplies only into regular markets.
- c. Inspection to assure maintenance of standards and measures established.
- d. Establishing measures and standards to prevent release of outstanding ration cards and to safeguard the issue of new ration cards.
- e. Vetting of personnel of Italian supply organizations.

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RCYMG-SEC

EX-OFFERS

f. Maintaining close liaison with the Quartermaster, C.I.C., and Provost Marshal of the army, with the objective of obtaining their cooperation in effecting the control program, of assisting them in safeguarding army supplies from loss by theft or otherwise and of co-operating in other matters of mutual interest.

g. Investigation of black market activity

h. Development and prosecution of black market cases.

5. The initial efforts of the Unit will be directed toward control of critical and imported supplies, including grain, flour, bread, pasta, olive oil, milk, sugar, cheese, soap, petroleum products, and miscellaneous supplies which are imported, such as biscuits, soups, canned meats, etc. As soon as it is deemed feasible, control will be extended to include other essential items.

6. The fullest co-operation of all other divisions is essential to the success of the Control Program. Accordingly, all information of activity affecting the Control Program will be immediately brought to the attention of the Unit; and in all matters affecting black market activity, the other divisions will be guided by the policies established by the Unit.

20000 JACKIE HUME  
Brigadier General, G.S.C.  
SCAO 1st, Fifth Army

# DISTRIBUTION:

SCAO 5th Army (5)  
USCAO 5th Army (5)  
HQ. ACOM, AFM (5)  
All Chiefs of Special Divisions and  
5th Army (2 each Chief)  
Region 4 (5)

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HEADQUARTERS  
PENINSULAR BASE SECTION  
APO 782

*File*

AG 000.5 BFDCS (14 Jan 44)

14 January 1944

Subject: Black Market Operation in P.B.S.

To : See Distribution.

1. It has come to the attention of this Headquarters that "Black Markets" operating on a large scale are flourishing in the city of Naples and surrounding area. It has also been found that the sources of supply of these Black Market stocks are, to a large extent, Allied military supplies.

2. During November and December approximately \$20,000.00 worth of stolen U. S. military supplies, principally food and fuel, were recovered. This is believed to represent only a small part of the military supplies which found their way into Black Market channels. In conjunction with the recovery of these supplies 115 military personnel and 1511 civilians were arrested.

3. You are directed to make every effort to eliminate the theft of military supplies by every means at your command. The following preventive and punitive measures are suggested:

- a. Provide adequate guards consistent with availability of personnel.
- b. Impress on every member of your organization or command the viciousness of the practice of pilfering military supplies and the necessity for stamping it out. The act of pilfering military supplies is considered to be the equivalent of an act of sabotage whether the supplies are pilfered for personal use or for sale to the Black Market.
- c. Insure that offenders are given swift justice in the form of maximum permissible punishment.
- d. Report to the Provost Marshal any evidence of the existence of a Black Market ring.
- e. A thorough investigation of each case involving U. S. military personnel will be made. Any evidence revealing laxness or indifference on the part of supervising or commanding officers will be further investigated with a view to disciplinary action against such officers.

By command of Brigadier General PRICE:

*Dist. Ex. Offs  
Hq. Comet  
C. A. B.*

*L. F. Nickel*  
L. F. NICKEL  
Lt. Col., A.G.D.  
Adjutant General

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