

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

ACC

10000/101/259

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

10000/101/259

DE-FASCISM
(DEFASCISM)
JULY-SEPT. 1944

MEMORANDUM
ALLIED CONTROL COMMISSION

R.C. & M.O. Section

AC 394

Ref: 323/Cs.

SUBJECT: O.V.R.A.

TO : R.C.'s Regions IV, V, VIII, IX, Liguria, Piemonte, IL, and XII.
SCAO's Fifth and Eighth Army.

20 September 1944.

Asst. Asst.	11
Asst. Asst.	11

1. As formerly, all formations of O.V.R.A. will be disbanded, and their personnel suspended from duty. If Security Agencies require it or, if they are regarded as potentially dangerous in any particular case personnel should also be interned.

2. Lists of all O.V.R.A. personnel dealt with as above will be sent to Administrative Section showing who have been interned and who have been merely suspended.

3. It has been agreed with the Italian Government that disbanded O.V.R.A. personnel will be dealt with as follows:

- (a) The Repatriation Commission responsible for the police forces will give priority to consideration of all ex-O.V.R.A. personnel;
- (b) Those not purged may if otherwise suitable be reinstated in the police forces but such personnel will be split up and distributed so as to break up personnel who have previously served together;
- (c) Individual members of O.V.R.A. and fascist informers who have committed crimes will be tried and punished in accordance with the provisions of the Decree for Sanctions Against Fascism.

Copy to: R.C.'s Regions I, VI and Southern.
Admin. Section.

M. S. LUSH,
Inspector,
Executive Commission.

Mr. Shepp 10/11

SUBJECT: O.V.R.A.

TO : R.C.'s Regions IV, V, VIII, IX, Liguria, Piemonte, XI, and XII.
SCAO's Fifth and Eighth Army.

Att. Acc.

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2. Lists of all O.V.R.A. personnel dealt with as above will be sent to Administrative Section showing who have been interned and who have been merely suspended.
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 - (c) Individual members of O.V.R.A. and fascist informers who have committed crimes will be tried and punished in accordance with the provisions of the Decree for Sanctions against Fascism.

Copy to: R.C.'s Regions I, VI and Southern.
Admin. Section.M. S. LUSH,
Brigadier,
Executive Commissioner.

519

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 321
ADMINISTRATIVE SECTION
Adm Sec

DF/3B/AS

SUBJECT: Defascism.

TO: All Sections and Sub-Commissions.

20 Aug 44

1. In order to ensure continuity of services necessary for military purposes it has been decided that Italians employed in the higher grades in technical professions and in public utility undertakings will not be removed from such appointments for reasons of expiration without the prior consent of the Allied Authorities having been obtained.
2. Sub-Commissions responsible for the supervising of Defascism will arrange with the appropriate Minister that no higher grade employee engaged in a technical profession or in a public utility undertaking whose work is or may be necessary for military purposes shall be dismissed or suspended without the consent of ACC having been previously obtained and that such consent cannot be given if no adequate replacement is available. It will therefore facilitate the granting of consent in cases of doubt if the names and qualifications of suitable substitutes are submitted with the request for suspension.
3. It should also be impressed upon Ministers that no information as to any proposed action should be allowed to become known prior to consent being granted by ACC.
4. It should be emphasized that this instruction applies only to technical experts and that the numbers affected will be kept to a minimum.
5. Sub-Commissions are reminded that the Army is particularly interested in the services of communications, transportation and in the provision of electricity but interests in other spheres must not be overlooked.
6. No action hereunder is authorized beyond such as is essential to protect military interests and any delay imposed shall be the minimum necessary for that purpose and every possible assistance shall be afforded to the quickest termination of expiration proceedings as is consistent with military interests.

Ext: 469
SHW/wb.

S. H. WHITE, Lt Col
for G. R. UPJOHN, Colonel,
Acting Head, Admin Sec 5193

250.

26/10/45

MEMORANDUM FOR THE RECORD - 12 AUGUST 1945

Present : All Sub-Commission concerned except Interior.

Col. URBAN reported that the progress being made by the Italian Government was on the whole very satisfactory at least three more machines had been received proposing further powers, these were under discussion. Sub-Commissions would be informed of the contents when these had been settled. There was also a draft of proposed regulations which were being looked into by legal. He had also received a copy of a circular letter which the High Commissioner had written to the judges' commissions. Sub-Commissions should know of the contents of these and a copy would be circulated after he had had his Sub-Commission comments.

Col. URBAN then referred to the Pedagogical Institute and that while they had the view that no prison ought to be independent it was necessary, in the Allied interest, that Army operations should not be adversely affected. The Army required, and it was agreed that high grade technical experts should not be suspended unless a capable substitute was forthcoming. It was noted that the suspension would be deferred until the Army was no longer interested or a substitute was found. A letter on the subject was being issued. Sub-Commissions would consider with the appropriate Army service whether any and what Italian came within this provision and arrange accordingly with the Ministry. The Sub-Commissions were likely to be affected by this with communications, transmission and public works.

Reports were received from Sub-Commissions Commerce, Communications and Agriculture expressed dissatisfaction with the rate at which their Ministries were working. In some, the delay was due to the absence of the Minister from Rome on important work and the reluctance or inability of any one to act for him in his absence.

Reference was made to the proposals by the Army to purge itself rather than by the Statutory Commission.

Reference was made to Art. 22 and the content of persons suspended thereunder a conference between Finance, Legal and Army. It was noted that the matter.

Reference was made to the type of information required to enable progress to be effectively worked. It was noted that the information was in two forms, one being the present instructions, the other being the instructions to be issued.

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Col. URGON then referred to the following incident and that while we had the view that no prison might be indispensable it was necessary, in the Allied interest that any operations should not be adversely affected. The Army required, and it was agreed that high grade technical experts should not be suspended unless a capable substitute was forthcoming while some could be found the suspension would be deferred until the Army was no longer interested of a substitute was found. A letter on the subject was being issued. Sub-Commissions would consult with the appropriate Army service whether any and what Italian law within this provision and arrange according with the Ministry. The Sub-Commissions must likely to be effected by this were Communications, Transportation and Public Works.

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Reference was made to the proposals by the Army to surge itself rather than by the Statutory Commission.

Reference was made to Art. 22 and the demand of persons suspended thereunder a conference between Finance, Legal and Admin. Sec would discuss the matter.

Reference was made to the type of information required to enable progress to be effectively watched if Col. White was instructed to draw up a form. When this was agreed fresh instructions as to reports would be issued cancelling the present instructions.

DISTRIBUTION: Acting Chief Commissioner

HC & MS SECTION

Agriculture Sub-Comm.
Legal Sub-Comm.
Commerce Sub-Comm.
Communication Sub-Comm.
Education Sub-Commission
Finance Sub-Comm.
Admin Section

Army Sub-Comm.
Public Works & Utilities Sub-Comm.
Transportation Sub-Comm.
Political Section
Air Sub-Comm.
Navy Sub-Commission
Shipping Sub-Comm.
Vice

5190

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. Section
APO 394

Phone:
481034

Ref/313/172/CA.

18 August 1944.

SUBJECT: Defascism.

TO : R.C.'s Regions I, II, III, IV, V, VI, VII, VIII & IX.
R.C. Region "2".
SCMO's Fifth & Eighth Armies.

1. I refer to para.8 of 313/167/CA of 4 August 1944.
2. In order that this HQ may be kept informed of the progress of defascism by the Provincial Commissions in your Region, a bi-monthly return is required as of 15th and 30th of each month to reach this HQ by 18th and 3rd.
3. The attached pro-forma covers all the information that is required. Until all Provincial Commissions in your Region are functioning the number that have not yet started should be stated in the return.
4. I would emphasize that these returns relate only to the activities of the Provincial Commissions and that it will also be necessary for you to keep this HQ informed from time to time of the progress of defascism by the Ministerial Commissions, see para.6 of 313/167/CA.

NORMAN E. PERKINS,
Colonel,
Deputy Executive
Commissioner.

Copy to: Admin. Section.

5189

WORTNIGHTLY REPORT ON WORKING OF
PROVINCIAL DEFASCISM COMMISSIONS

Region _____

Province _____

1. Persons:

The total number of cases investigated to-date is _____ of whom
_____ or _____ % have been dismissed from their posts.

2. Institutions:

Particulars by classes of the concerns to be defascinated are :
(i.e. Welfare or Benevolent Institutions, hospitals etc.,
which "depend from" Provinces or Communes.)

Classes							TOTAL
Number							
Cleared							

Under "Cleared" are included institutions investigated and as to which it
is believed no further defasciating is required.

3. I consider the progress made to be :

HEADQUARTERS
ALLIED CONTROL COMMISSION
S.C. & M.C. SECTION
APO 394

Adjutant	
Asst. Asst.	AP
Asst. Asst.	
Chief Clerk	

Ref: 343/167/CA

4 August 44

Subject: Defascism.

To: Regional Commissioners, Region: I II III IV V VI VII VIII IX X.
S.C. & M.C.'s 5 and 8 Areas.

1. DEL 159 "Sanctions against Fascism" was published on July 29. A translation has already been circulated for distribution down to Provincial Commissioners.
2. The Decree has already been circulated to Military Government Territory which is under Regional Control and all Regional Orders or other instructions on this subject will no longer be enforced.
3. The Decree which is in six parts, deals with three main classes of cases:
 - a Part I deals with certain political acts committed in the past to be crimes against the state, sets up courts to try such cases and lays down the punishments.
 - b Part II provides the machinery for investigating the political background of officials and of employees of national concerns and of local bodies and directs the removal from office or employment of those with fascist sympathies.
 - c Part III provides for the investigation of cases of "enrichment" and for confiscation of property where no satisfactory explanation of "enrichment" is forthcoming.
 - d The other three parts are of an administrative nature.
4. So far as AOC is concerned 3a and 3c are for the time being regarded as matters domestic to the Italian people though AOC may have to take supervisory steps later; but, AOC is pledged (as is the Italian Government) to reserve the right and to clear Italian administration and industry of fascism. It therefore is very much the concern of AOC.
5. The Decree provides for the setting up in every Ministry of a commission which is responsible for investigating the political history and in appropriate cases dismissing or otherwise dealing with not only the officials of that Ministry down to junior officials in rural areas but of all employees of national concerns for which under Italian law the Ministry is responsible.

Subject: Fascism
To: Regional Commissioners, Regions: I II III IV V VI VII VIII IX X
S.C.A.C.'s 5 and 8 Ardes.

1. Mil 159 "Sanctions against Fascism" was published on July 29. A translation has already been circulated for distribution down to Provincial Commissioners.
2. The decree has already been extended to Military Government Territory which is under Regional Control and all Regional Orders or other instructions on this subject will no longer be enforced.
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 - a. Part I declares certain political acts committed in the past to be crimes against the state, sets up courts to try such cases and lays down the punishments.
 - b. Part II provides the machinery for investigating the political background of officials and of employees of national organizations of local bodies and directs the removal from office or employment of those with fascist sympathies.
 - c. Part III provides for the investigation of cases of "enrichment" and for forfeiture of property where no satisfactory explanation of "enrichment" is forthcoming.
 - d. The other three parts are of an administrative nature.
4. So far as ACC is concerned 5a and 5c are for the time being regarded on matters domestic to the Italian people though ACC may have to take supervisory steps later; but, ACC is pledged (as is the Italian Government) to remove fascists and to clear Italian administration and industry of fascism. It therefore is very much the concern of ACC.
5. The decree provides for the setting up in every Ministry of a commission which is responsible for investigating the political history and in appropriate cases dismissing or otherwise dealing with not only the officials of that Ministry down to junior officials in rural areas but of all employees of national concerns for which under Italian law the Ministries are responsible, again right down to the branch office.
6. At HQ ACC the appropriate Sub-Commission is responsible for ensuring that defascism is effectively carried out by these Commissions (see 2 of A/CC 25C of 15 Jul). Though these Sub-Commissions will be notified by the Ministerial Commissions of persons dismissed that will give them no picture of the persons remaining in Regions who ought to be but have not been dealt with, nor with the rate at which defascism is proceeding; for this information they must rely upon reports from Regions. At Regional level Regional Commissioners will be responsible for supervising the progress of defascism; he will ensure that his divisional officers keep him and Sub-Commissions fully informed of the progress of defascism and in particular report persons who should be but have not been dealt with and see that any dismissals ordered are effectively carried out.

-2-

7. The decree also provides for the setting up in every province of a Provincial Commission which is responsible for dealing with the officers and employees of local bodies, welfare institutions and the like which are under the control of provinces or communes and do not come directly under any Ministry.

8. The responsibility for supervising the progress of defascising by the Provincial Commissions involves upon the Regional Commissioner. Instructions as to the returns required to enable progress to be watched will be the subject of a separate communication.

9. The usual distinction between military and Italian Government territory will apply; namely that in the former the responsible officer can direct the prefect to set up a commission and ensure that it functions; in the latter he can only advise and press. In the latter case if no satisfactory response is obtained, the matter will be reported so that HQ ADG (which has received the Italian Government's undertaking that defascising will be dealt with expeditiously) can through that Government bring pressure to bear on the defaulting party.

10. It is important that as much progress as possible should be made in areas soon to be restored to the Italian Government. If it is possible to get provincial commissions formed and functioning before the Italian Government takes over, much time will be saved.

11. Nothing in this decree affects the right of a CA officer in Military Government territory to remove any Italian officials from their employment whether for fascism, incompetence, corruption or for any other reason.

In Army areas in particular, it is important that the directions contained in Memo Verb 67 should continue to be effectively applied.

NORMAN E. PLATT,
Colonel,
Deputy Executive
Commissioner.

Copy to : Acting Chief Commissioner.

Room Sec

Admin Sec

Pol Sec

Army Sub Comm

Navy Sub Comm

Air Sub Comm

Communication Sub Comm

Security Branch

HRG

File

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785015

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 374
ADMINISTRATIVE SECTION

DP/S.B/AS.

30 JUL 44.

SUBJECT : Defacement.

TO : RCSC Section (2)
Economic Section (10)
Political Section (2)
Navy Sub-Commission (2)
Army Sub-Commission (3)
Air Sub-Commission (2)
Communications S.C. (2)

Adjutant	my
Asst. Asst.	MP
Asst. Asst.	1
Chief Clerk	AT

1. The Defacement Decree has been issued and will at once come into force in both Military and Italian Government Territory.
2. A translation of the relevant parts is being prepared and will be circulated as soon as possible.
3. The attention of Sub-Comms mentioned in Col 2 of A/OC 250 of 15 Jul is drawn to the fact that there is no longer even a partially theoretical reason for Ministries not submitting the names of the persons appointed to Ministerial Commissions.
4. It is also pointed out that para 7 of A/OC of 15 Jul is no longer correct; the defacement of national concerns under the new decree is the responsibility of the Ministerial Commission responsible in Italian law for control of the concerns in question. The supervision of defacing these concerns including their branch offices will therefore devolve upon the sub-commissioners concerned who can of course act through their "field officers".

Copy to : Acting Chief Commissioner
Administrative Section (10)

G.R. WELCH Col,
1/1st Admin Bde.

SMB/rel.

Sgt GGD.

5186

This message was sent Tuesday 230 at 12:02.

- 1 It is understood that some Ministries are suggesting that they are unable to proceed with the formation of the Ministerial Committee on Education as the authorising decrees have not been passed.
- 2 Ministers are perfectly aware of the new personnel which the Decree will authorize and our perfectly well save time by considering now what persons they will appoint when this Decree is passed. They can also supply us provisionally with the names of these persons to enable us to put something in hand.
- 3 If this is not done, much time will be while unnecessarily lost after the Decree comes into effect before the committee will be able to get to work.
- 4 The Decrees and Sub-Commissions mentioned in Vol 2 of 1/22 230 of 1/23 are therefore requested to press the Ministries concerned for the names of the persons they propose to appoint and to get them prepared.

U.S. DEPARTMENT OF JUSTICE
DIVISION OF INVESTIGATION

Discussion:

acting Chief Commissioner.
Administrative Section,
Executive Section
EC & ED Section
Political Section
New Sub-Commission
Old Sub-Commission
Executive Section Sub-Commission
EC

Page: 609.

5815

CONFIDENTIAL

HEADQUARTERS
ALLIED CONTROL COMMISSION
ARC 394

A/CC 250

15 Jul 44

SUBJECT : Declassification.TO : Distribution Below.

- 1 This memorandum is concerned with the declassification of the personnel of national ministries at the seat of the Government including ministries temporarily situated elsewhere for convenience. It is not concerned with local bodies nor with governmental representatives in the field e.g. Prefects.
- 2 In each ministry there has been or will shortly be set up a committee to advise each minister on the declassification of the personnel in his ministry and it is essential that such work be completed as soon as possible.
- 3 In order therefore, to ensure that the various ministries do get to work on this matter, Sections and Sub-Commissions of this HQ will be responsible for ensuring that these committees are immediately set up (where this has not already been done), and that they carry out their work speedily and effectively.
- 4 Appended below are the ministries for which Sections and Sub-Commissions will be responsible. It is appreciated that in some instances (e.g. Public Safety in the Ministry of Interior) more than one Sub-Commission is concerned. In those cases, the Sub-Commissions named in column 2 will be the responsible authority and will co-ordinate the work with those named in column 3.

<u>MINISTRY</u>	<u>Sub-Comm or Section</u>	<u>Sub-Comm</u>
Foreign Affairs	Political Section	
Interior	Interior	Public Health Public Safety RMO to French and Information.
Crimes and Justice	Legal	Public Safety
Treasury Finance	Finance	Property Control
Industry, Commerce Labor	Commerce	Industry Labor

20 : Distribution Below.

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<u>MINISTRY</u>		<u>Sub-Comm or Section</u>	<u>Sub Comm</u>
Foreign Affairs		Political Section	-
Interior		Interior	{ Public Health Public Safety INC to Press. and Information.
Crown and Justice		Legal	Public Safety
Treasury Finance		Finance	Property Control
Industry, Commerce & Labour		Commerce	{ Industry Labour
Public Works		Public Works	-
Agriculture		Agriculture	Food
Public Instruction		Education	MEIA
War		ARMY	-
Aviation		Air	-
Marine		Navy	-
Communications (Posts & Tel), Communications (Cables & Rlys) Transportation			- Shipping.

785015

-2-

5 If Sub-Commission have any information as to the fascist antecedents of any person concerned in their ministry, they should place any such information at the disposal of the minister concerned. If there is any doubt as to whether any information should or should not be disclosed on security grounds, the Security Branch HQ & M will be consulted.

6 It is obviously imperative that all the personnel of ministries should be screened by the Security Branch. Directors of Sub-Commissions will exercise their discretion in referring the most important personnel in their respective ministries to the Security Branch for screening; this will particularly apply to the members of the ministerial committees.

NATION-WIDE INSTITUTIONS & PARASTATAL INSTITUTIONS.

A separate directive will shortly be issued with regard to the declassification of institution-wide institutions (e.g. Banca d'Italia, Banco di Napoli, numerous companies and so on) and of parastatal institutions (e.g. I.R.I., I.N.E. and I.I.C.F.).

In the meantime the following principles are laid down for guidance.

(a) The declassification of the Head Office wherever situated of such institutions will be the responsibility of HQ ADC and not of the Regional Commissioner of the Region within which the Head Office is found.

(b) The sub-existence of branch offices, even those situated in the same city as the Head Office, will be the responsibility of the Regional Commissioner of the Region in which such offices are found.

8 Vice Presidents will ensure that the above instructions are carried out in their respective Sections. Progress reports to be rendered weekly commencing MONDAY 24 Jul 44 to Vice President, Administrative Section who will be the coordinating authority.

HARRY W. STONE

Captain, USMC

Acting Chief Commissioner.

Distribution:

Acting Chief Commissioner.

Administrative Section

Security Section

HQ & M Section (for Regions)

Political Section

(10)
(10)
(12)
(2)

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NATION-WIDE INSTITUTIONS & PARASTATAL INSTITUTIONS.

A separate directive will shortly be issued with regard to the declassification of nation-wide institutions (e.g. Banca d'Italia, Banca di Napoli, Assicurazioni Generali and so on) and of parastatal institutions (e.g. I.R.I., I.M.E. and E.I.A.P.).

In the meantime the following principles are laid down for guidance.

- (a) The declassification of the Head Office wherever situated of such institutions will be the responsibility of HQ AGC and not of the Regional Commissioner of the Region within which the Head Office is found.
 - (b) The declassification of branch offices, even those situated in the same city as the Head Office, will be the responsibility of the Regional Commissioner of the Region in which such offices are found.
- 3 Vice Presidents will ensure that the above instructions are carried out in their respective Sections. Frequent reports to be rendered weekly commencing MONDAY 24 Jul 44 to Vice President, Administrative Section who will be the coordinating authority.

Distribution:

Acting Chief Commissioner.
 Administrative Section
 Economic Section
 RC & NF Section (for Regions)
 Political Section
 Navy Sub-Commission
 Army Sub-Commission
 Air Sub-Commission
 Communications Sub-Commission
 File

(10)
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HARRY W. STONE
 Captain, USAR
 Acting Chief Commissioner.

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