

Declassified E.O. 12356 Section 3.3/NND No. 785016

10000/105/316

ACC

Declassified E.O. 12356 Section 3.3/NND No. 785016

10000/105/316

PLANNING & TRAINING MATERIAL
MAR., APR. 1944

Declassified E.O. 12356 Section 3.3/NND No. 785016

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

3/7.B/AS.

24 Apr 44.

SUBJECT : Draft Directives.

TO : RCs Regions I, II, III, IV, V, VI, VII and
HQ. AMG 5th and 8th Armies.

- 1 Regional Commissioners will so far as is possible be kept informed of matters under negotiation with the Italian Government and of action taken by that Government.
- 2 Copies of directives issued by that Government to its officials on matters which have been under discussion will automatically be sent to Regional Commissioners with reports of the negotiations to which they refer.
- 3 The attached copies of directives dated 18 and 30 Mar 44 on the subject of Prostitution are sent for your information in case they have not previously reached you.

R.R. Chitts
R.R. CHITTS,
Lt Colonel,
CSO Adm Sec.

3378

Declassified E.O. 12356 Section 3.3/NND No. 785016MINISTRY OF INTERIOR
P.S. Directorate

N. 53081/10

Salerno 18.3.44

Translation.

SUBJECT : Unlawful Prostitution

Unlawful prostitution has assumed alarming proportions which has caused justifiable uneasiness on the part of the Allied Authorities on account of its harmful consequences to the Allied troops.

Such a state of affairs which proves to be an offence to the moral feeling of the Italian people, must be fought energetically and by adequate means. Therefore, it is necessary that Police Agencies should intervene with both preventive and repressive measures, in addition to the prophylactic and sanitary measures previously adopted.

In this connection it is absolutely necessary broad powers be granted to the different Police Agencies, such as agents of Pubblica Sicurezza and Allied Military Police so that these unlawful practices will stop by confining prostitutes in venereal hospitals until they are fully cured if they prove to be affected with a venereal diseases otherwise be kept under close observation until they are fully satisfied that they are free from any infection.

This mixed patrol will constitute an effective means for termination of these unlawful practices since it allows the arrest of prostitutes who are in the company of Allied troops.

It is not necessary to say that all prostitutes will be sent back to their own town with instructions never to return in conformity with Art. 157 of the P.S. Public Safety Laws, in order to combat the influx of women from nearby towns in those areas where a great number of troops are stationed. These preventive steps are independent of the criminal action which can be instituted against those who entice the soldier by some unmistakable action, and against those who are affected with gonorrhoea and syphilis. Particular attention must be given to the discovery of these prostitutes and against those who make it a practice of acquiring money by immoral activity.

In order to facilitate the work of the Questura in carrying out their duty, it has been ordered that the provincial physicians shall send to the police agencies the names of prostitutes whenever the latter are dismissed from the hospital. It is advisable, moreover, that direct Communications between the provincial physicians and the Questori, should be practiced in order to avoid omissions, and delays.

This ministry believes that said functions should be carried out as a special task under the direct and personal control of the Questori and only awaits receipt of approval in this regard.

THE MINISTER

3377

TRANSLATIONMINISTER OF INTERIOR

N. 50140/10

30 March 1944

SUBJECT : Clandestine Prostitution

TO : All P.S. Prefetti of King's Italy.

With reference to the circular of 50091/10, of 18th inst. concerning preventive and repressive measures against clandestine prostitution, this Ministry orders that such dangerous and shameful activity must be stopped once for all on account of the consequences to Allied troops and to the reputation of the Italian people as well. Police forces are ordered to carry out said measures with every means at their disposal.

Boys in rags are seen approaching Allied Military men in the streets either to point out disreputable houses to them where unlawful prostitution is exercised on a large scale and alcoholic drinks are sold or ask them candies, cigarettes, etc. Such painful sights proves to be an offence to the dignity of this country.

It is necessary therefore that the Prefetti should give speedy orders to their dependent police forces in order to arrange for the organization of special patrol squadrons including the Vigili Urbani (town Guards) the latter with the special task of sending boys back to the care of their parents. A penal charge may be urged against parents who have abandoned their children. At the same time orders will be forwarded to the Sindaco for the sheltering in Orphanages of orphans and all children who cannot avail themselves of their parent's care either on account of the miserable social conditions of the latter or because work keeps them far from their own children.

Another evil arises from the fact that Allied Military men in company of women of ill-repute hire cabs and during the ride perform unlawful acts. We believe that this evil may be effectively fought by forfeiting the circulation permit to drivers and prosecuting women. The latter will be also sent to V.D. Hospitals or compelled to go back to their place and domicile according to the measures provided and the previous circular letter.

With the purpose of avoiding eventual reactions and subsequent incident which might be raised by Allied military men who are in company of such women, it would be advisable to intrust such duty to a special mixed patrol squadron including Agents of P.S. or C.F.R. and Allied Policemen.

The above mentioned measures are thought to be most advisable, disapproved 376
primary measures may be taken where the Prefetti believe that other actions are suitable for the particular circumstances in each Province.

This Ministry is confident that measures of this sort will speedily and effectively be carried out by the Police Forces who under a strict direct personal control of the Prefetti will at any cost stop such evils that the

Boys in 1945 are seen approaching Allied Military men in the streets either to point out disreputable houses to them where unlawful prostitution is exercised on a large scale and alcoholic drinks are sold or ask them candies, cigarettes, etc. Such painful sights prove to be an offence to the dignity of this country.

It is necessary therefore that the Prefetti should give speedy orders to their dependent police forces in order to arrange for the organization of special patrol squadrons including the Vigili Urbani (town Guards) the latter with the special task of sending boys back to the care of their parents. A penal charge may be urged against parents who have abandoned their children. At the same time orders will be forwarded to the Sindaco for the sheltering in Orphanages of orphans and all children who cannot avail themselves of their parent's care either on account of the miserable social conditions of the latter or because work keeps them far from their own children.

Another evil arises from the fact that Allied Military men in company of women of ill-repute hire cabs and during the ride perform unlawful acts. We believe that this evil may be effectively fought by forfeiting the circulation permit to drivers and prosecuting women. The latter will be also sent to V.B. Hospitals or compelled to go back to their place and domicile according to the measures provided and the previous circular letter.

With the purpose of avoiding eventual reactions and subsequent incident which might be raised by Allied military men who are in company of such women, it would be advisable to intrust such duty to a special mixed patrol squadron including Agenti of P.S. or CORR and Allied Policemen.

The above mentioned measures are thought to be most advisable, discreet, and necessary measures may be taken where the Prefetti believe that other actions are suitable for the particular circumstances in each Province.

This Ministry is confident that measures of this sort will speedily and effectively be carried out by the Police Forces who under a strict direct personal control of the Prefetti will at any cost stop such evils that the Allied Authorities are justifiably alarmed at.

Every fortnight a detailed report will be forwarded to this Ministry.

THE MINISTER.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

REAR HEADQUARTERS
 ALLIED CONTROL COMMISSION
 APC 394
 Public Health Sub-Commission

AGG/3082/PH

16 April 1944

SUBJECT: - Draft Directives.

TO : - Admin. Sec.

Reference your 3/18/43 dated 15 April 1944, herewith copies of draft directives together with copies of decrees or instructions issued by the Italian Ministry of the Interior dealing with Rabies, Epizootic lymphangitis and the Slaughter of Domestic Animals.

For Brigadier G. S. PARKINSON:

Paul S. Savage

PAUL S. SAVAGE
 Capt. Spec. Res.
 Executive Officer

Encl:
 as above.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 392
Administrative Section.

ACC/3000/PH

15 Apr 44.

SUBJECT : - Control of Rabies.

TO : - RCMC Sec

- 1 The Public Health and Public Safety Sub-Commissions have recommended the immediate enforcement of rigid rabies control measures as the incidence of rabies in dogs has increased considerably within the past two months. Unless steps are taken to control this disease the consequences to both military and civilian personnel may be serious.
- 2 It is requested that the enclosed draft memorandum with Appendix "A" be approved and circulated as indicated under "Distribution".

STANBATE.
VF Adm Sec.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

Ref/

5 April 1944

EXECUTIVE MEMORANDUM)

NUMBER)

CONTROL OF RABIES

1. This supersedes Executive Memorandum No. 3 this Headquarters 7 February 1944.
2. There exists on the Italian mainland a high incidence of Rabies in dogs. The immediate danger to both military and civilian personnel may be serious. The spread of this disease must, therefore, be arrested.
3. The Italian Minister of the Interior has issued an instructive to all Prefetti under the jurisdiction of the Italian Government as in Appendix "A" attached.
4. The Prefetti in AMG provinces will be instructed to take immediate action regarding this most urgent problem.
5. All communes in AMG territory will be treated as infected areas. Stray dogs will be handled as follows:
 - (1) All dogs other than those on a leash or with muzzle, found circulating, will be impounded and destroyed immediately;
 - (2) The provisions of the existing Italian decrees relating to the registration of dogs will be made effective;
 - (3) Veterinarians will be empowered and instructed to employ dog catchers and provide and supervise a suitable premises for impounding and destroying of dogs.
6. Regional Commissioners will insure that the authorities named act promptly and with diligence in this matter. Monthly progress reports will in the future include a report covering action taken on this Memorandum.

By Command of Lieut General MASON MACFARLANE;

M.L. LUSH, Brigadier
Executive Commissioner

Incl:

Ltr and Translation thereof of Minister of Int. dated 31 March 1944
Appendix "A"DISTRIBUTION:

AFHQ DCS	HQ. REGION II
HQ. PBS	HQ. REGION III
HQ. AAI	HQ. REGION IV
Hq. AMB 5 th AFHQ	HQ. REGION V
HQ AMB 8th ARMY	HQ. REGION VI
HQ REGION I	DIST. LIST. "C"

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Enregistré n. 12356 Section 3.3/VND No. 785016

MINISTERO DELL'INTERIO
3.6/1341/Sen.

Salerno 31 Marzo 1944

OGGETTO

Profilassi rabbia

ALLE LL. EE. I PREFETTI DI
AGRIGENTO - BARI - BRINDISI - CAGLIARI -
CALTANISSETTA - CATANIA - CATANZARO -
COSENZA - ENNA - LECCE - MATERA - MESSINA
NUORO - PALERMO - POTENZA - RAGUSA
REGGIO CALABRIA - SALERNO - SASSANI -
SIRACUSA - TARANTO - TRAPANI.

e p.c.

ALLE LL. EE. I PREFETTI DI

AVELLINO - BENEVENTO - CAMPORASSO -
FOGGIA - NAPOLI.

In questi ultimi mesi, a seguito del diminuito rigore dell'applicazione delle apposite misure profilattiche, dirette ad indirette, contro la infezione in oggetto, e' stato osservato un aumento delle morosità, nonché dei casi di rabbia conclamata, sia nelle provincie in indirizzo, sia in quelle amministrare attualmente dal Governo Militare Alleato, come segnalato dalla Commissione Alleata di Controllo.

Questo Ministero ravvisa pertanto la necessita' che V.E. predisponga un'apposita ordinanza per meglio assicurare in tutto il territorio di cotesta provincia l'esecuzione del disposto degli art. 48 e seguenti del Regolamento di Polizia Veterinaria 10 maggio 1914 n. 533 con speciale riguardo alle disposizioni di cui all'art. 53.

In modo particolare dovrà insistersi per la piu' completa applicazione delle norme sulla registrazione dei cani presso i singoli Uffici Comunali e per la cattura dei cani randagi.

Costo Veterinario Provinciale compira' frequenti sopralluoghi per controllare l'effettiva esecuzione delle susseguite misure di polizia veterinaria; sara' inoltre suo compito compilare per ogni caso accertato di infezione rabbica una dettagliata relazione, copia della quale sara' fatta tenere a questo Ministero.

Sara' anche costante cura del Veterinario Provinciale di mantenersi in contatto con l'Ufficiale Regionale per la Salute Pubblica (R.P.M.C.) il quale verra' presuppone dalla Commissione Alleata di Controllo a dare ogni possibile appoggio al predetto funzionario nella sua azione di profilassi contro questa temibile zoonosi.

Questo Ministero gradira' ricevere una copia dell'ordinanza di cui sopra, nonché una dettagliata relazione sulle attuali condizioni del servizio di accalappiamento cani in cotesta provincia e sui provvedimenti intesi a migliorarlo nelle ulteriore prosieguo di tempo.

Si prega inoltre di provvedere perche', nell'avvenire, in ogni caso di rabbia accertata nel territorio di cotesta provincia

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sia data immediata notizia a questo Ministero con telegramma
e con biglietto urgente di Stato.

Si attende assicurazione

PEL MINISTRO

F.to Capasso

P. C. C.

5788

Declassified E.O. 12356 Section 3.3/NND No. 785016

Sanita Vet 5/13h2

Salerno March 31, 1944

SUBJECT: - Control of Rabies.

TO : - All Prefetti in Kingdom Italy and for information to
Prefetti of Avellino, Benevento, Campobasso, Foggia & Naples.

In consequence of the slackening down of the direct and indirect prophylactic measures provided by our regulations an increase of dog-bites and of cases of rabies has been observed in Kingdom Italy and in the provinces controlled by the AGI.

It is requested that thereafter to issue a decree in order to enforce the execution of paragraph 10 and of the paragraphs of Legge Veterinaria 10 May 1934, No. 515 and particularly of Art. 53.

Particular reference is to be made to the registration of dogs at the Municipal Bureau and to the catching and impounding of stray dogs.

The Provincial Veterinarians will inspect the Communes in order to control the proper execution of the prophylactic measures; he will also prepare and forward to this Ministry a complete report for every case of rabies ascertained in the territory of the province.

The Provincial Veterinarians will remain in touch with the local public health officers who are being instructed by the AGI to give their full support to the aforementioned officials.

A copy of this decree must be forwarded to this Ministry, together with a report about the actual status of the dog catching service.

Hence forth, all cases of rabies must be announced to this Ministry by telegraph or per express letter.

For the Minister,

S. Capasso.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

Chief, Department
 Alfred General Sub-Commission
 Public Safety Sub-Commission

5 April 1944.

100/100/100

SUBJECT: Unlawful prostitution.

TO: 1. Executive Director, F.B.I. / C.O. Section.

1. With reference to letter 100/100/100 dated 29th March 1944 enclosing a letter sent by the Minister of the Interior to question on the subject of prostitution, you Minister has now addressed a further letter, dated 29th March 1944, to all State Authorities in unenclosed copy urging energetic measures to deal with the problem.

2. A translation of the letter is enclosed for your information.

Paul G. Kite,
 Colonel, Infantry,
 Chief, Police Section,
 Sub-Commission.

100/100

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Declassified E.O. 12356 Section 3.3/NND No. 785016Copy

UNITED STATES DEPARTMENT OF JUSTICE
 FEDERAL BUREAU OF INVESTIGATION
 WASHINGTON, D. C. 20535

30 March 1944

100-44050-10

Subject: Venereal Disease.

Re: Executive Order, 85 Stat. 250, 1941.

1. Reference is made to 100-44050-10 dated 2 March 1944 and attached are forwarded for information. They indicate the action by the Public Health Service in the matter, and also that initiated by the Public Health Service.

In view of the observations made in para. 2 of enclosure "B" it is requested that action be taken to emphasize to Federal Commissioners the primary police authority responsible for the enforcement of prostitution laws.

Very truly,
 W. L. R. Sec.

Index

- "A" Letter from Director of Interior to Secretary,
 100-44050-10 dated 13 March 1944.
 "B" Letter from Public Health Service to W. L. R. Sec.
 100-44050-10 dated 12 March 1944.

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11 March 1944

TO : All U.S. Consulate & Vignettes Italy.

With reference to the Director of 8088/10, of 18th inst. regarding protective and security measures against clandestine prostitution, this Ministry orders that such dangerous and unlawful activities must be stopped once for all on account of the consequences to Allied troops and to the reputation of the Italian people as well. Police forces are ordered to carry out such measures with every means at their disposal.

Boys in Milan and other approaching Allied military men to the streets without permit out identifiable bands to whom there is no official recognition is exercised on a large scale and alcoholic drinks are sold or put then condition, character, etc. Such behavior which proves to be an offense to the Allied side security. It is necessary therefore that the Italian police force be ready to their best to prevent such behavior. In order to prevent for the organization of special control squadrons, the Vigili Urbani (town guards) the latter with the special task of finding boys who are the care of their parents. A special charge may be made against parents who have abandoned their children. At the same time orders will be forwarded to the director of the sheltering in orphanages of orphans and all children who cannot avail themselves of their parents' care either on account of the miserable social conditions of the latter or because work keeps them far from their own children.

Another evil arises from the fact that Allied military men in company of women of ill-repute hire cabs and during the ride perform unlawful acts. It is believed that this evil may be effectively fought by forfeiting the circulation permit to drivers and prostitutes women. The latter will be also sent to U.D. hospitals or compelled to go back to their place and domicile according to the measures provided and the previous direction letter.

With the purpose of avoiding eventual reactions and subsequent accidents which might be caused by Allied military men when in company of such women, it would be advisable to instruct such duty to a special mixed patrol squadron including agents of P.I. or U.D. and Allied Vigiles.

The above mentioned measures are thought to be most advisable.

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the organization of armed forces, including the military (armed forces) in the latter is the belief that a conflict may arise as a result of their actions. A great danger may be that of armed forces and the organization of their military. At the same time, there will be a danger of the belief of the sheltered in organizations of armed forces and all children in danger will themselves of their mother's care either by account of the miserable social conditions of the belief of the sheltered or the fear of their own children.

Another evil arises from the fact that ill-armed military men in company of women, or all-armed men and women, the side persons, are dangerous. We believe that this evil may be effectively fought by forfeiting the circulation permit to drivers and motorists. The latter will be also sent to V.D. hospitals or compelled to go back to their places and families according to the measures provided and the general circulation of the latter.

With the purpose of avoiding eventual reactions and subsequent incidents which might be raised by ill-armed military men, the appearance of such weapons, it would be advisable to limit their duty to a general armed patrol squadrons including troops of . . . or other and ill-armed soldiers.

The above mentioned measures are thought to be most advisable, discretionary measures may be taken where the people believe that other actions are suitable for the particular circumstances in each province.

This Ministry is confident that measures of this sort will be especially and effectively be carried out by the police forces who under a strict direct personal control of the Ministry will at any cost stop such evils and that the ill-armed soldiers are justifiably alarmed at.

Every fortnight a detailed report will be forwarded to this Ministry.

THE MINISTRY

Declassified E.O. 12356 Section 3.3/NND No. 785016MINISTRY OF INTERIOR
P.S. Directorate

No. 50051/10

Salerno 18.3.44

Translation.

SUBJECT: Unlawful Prostitution

Unlawful prostitution has assumed alarming proportions which has caused justifiable uneasiness on the part of the Allied authorities on account of its harmful consequences to the Allied troops.

Such a state of affairs which proves to be an offence to the moral feeling of the Italian people, must be fought energetically and by adequate means. Therefore, it is necessary that Police agencies should intervene with both preventive and repressive measures, in addition to the prophylactic and sanitary measures previously adopted.

In this connection it is absolutely necessary broad powers be granted to the different police agencies, such as Agents of Public Security and Allied Military Police so that these unlawful practices will stop by confining prostitutes in venereal hospitals until they are fully cured if they prove to be affected with a venereal disease; other use be kept under close observation until they are fully satisfied that they are free from any infection.

This mixed patrol will constitute an effective means for termination of these unlawful practices since it allows the arrest of prostitutes who are in the company of allied troops.

It is not necessary to say that all prostitutes will be sent back to their own town with instructions never to return in conformity with Art. 157 of the T.O. Public Safety laws, in order to combat the influx of women from nearby towns in those areas where a great number of troops are stationed. These preventive steps are indispensable of the criminal action which can be instituted against those who entice the soldier by some unmistakable action, and against those who are affected with gonorrhoea and syphilis. Particular attention must be given to the discovery of these prostitutes and against those who make it a practice of acquiring money by immoral activity.

In order to facilitate the work of the questura in carrying out their duty, it has been ordered that the provincial physicians shall send to the police agencies the names of prostitutes whenever the latter are dismissed from the hospital. It is advisable, moreover, that direct communications between the provincial physicians and the questori, should be practised in order to avoid omissions, and delays.

This ministry believes that said functions should be carried out as a special task under the direct and personal control of the questori and only awaits receipt of approval in this regard.

THE MINISTER

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PAUL B. KIRK
Colonel, Inf.
Chief, 104th Regt.

M. B. Kuznetsov

Colonel.

2004

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HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APC 374

14 March 1944

ACC/14595/13

SUBJECT: Registration and Slaughter of Domestic Animals.

TO : Regional Commissioners.

1. In the interests of hygiene and in order to prevent the clandestine traffic in cattle and the uncontrolled depletion of livestock, the Italian Minister of the Interior has issued an instruction to all Prefetti under the jurisdiction of the Italian Government as in Appendix "A" attached

(Appendix "A" to contain both Italian text and English translation)

Regions III (except Province of Salerno) IV and V.

2. The Prefetti in APC Provinces will be instructed to re-establish the Veterinary Service where this has not been done, and to take immediate steps to make effective the provisions of the existing Italian law relating to the registration and slaughter of animals.

Regions I, II, III, IV and V.

3. Regional Commissioners will include a reference to these matters in their monthly reports.

By Command of Lieut. General MADFARLANE

M. L. LUSH, Brigadier
EXECUTIVE COMMISSIONER

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Declassified E.O. 12356 Section 3.3/NND No. 785016

Ministero dell'Interno

SALERNO 29/2/1944

ALLE IL. SS. I PREFETTI DI

Macellazione clandestina
repressione.AGRIGENTO-BARI-BRINDISI-CALTANISSETTA-
CAGLIARI-CATANIA-CALANZARO-COSINZA-ENNA-
LECCE-MATERA-MESSINA-NUOVO-PALERMO-POTENZA
RAGUSA-REGGIO-SALERNO-SASSANI-SIRACUSA-
TARANTO-TRAPANI

La consistenza del patrimonio zootecnico, già gravemente intaccata dalle devastazioni operate dalle truppe tedesche in ritirata, è messa in serio pericolo dalle macellazioni clandestine del bestiame.

Tale situazione è emersa anche alla Autorità della Commissione Alleata di Controllo, la quale intende coordinare l'azione repressiva che sarà svolta nelle provincie amministrative del R. Governo con quella da intraprendere nelle altre amministrato dall'A.S.G.O.F.

Si richiama pertanto, la personale attenzione delle IL. SS. sulla necessità di porre un rigoroso freno all'indisciplina determinata in questo campo in questi ultimi tempi, impartendo precise disposizioni a tutti gli organi di polizia ed in ispecie a quelli periferici per che di concerto con le Autorità comunali invigilino con ogni impegno per impedire le macellazioni clandestine e procedano senz'altro all'arresto dei trasgressori ed alla denuncia di essi alla Autorità giudiziaria ai sensi del R.D.L. 22.4/33 n. 245.

Al fine di rendere più agevole il compito dell'azione di polizia le Autorità comunali dovranno con ogni mezzo a loro disposizione assicurare la rigorosa applicazione delle norme vigenti sulla registrazione delle consistenze bestiame, perché non vi siano da parte dei proprietari evasioni, evidentemente intese a sfuggire ai relativi controlli per poter destinare il bestiame alla illecita macellazione.

Si prega di inviare mensilmente a questo Ministero un prospetto delle infrazioni rilevate e dei provvedimenti adottati, e di favorire, frattanto, un cenno di assicurazione.

P. IL MINISTRO

F. to CAPASSO

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TRANSLATION

MINISTERO DELL'INTERO

29 February 1944.

SUBJECT : Unlawful Slaughtering

TO : Prefetti of Agrigento, Vercelli, Brindisi, Caltanissetta, Cagliari, Catania, Catanzaro, Cosenza, Enna, Lecce, Matera, Messina, Nuoro, Palermo, Potenza, Ragusa, Reggio Calabria, Salerno, Sassari, Siracusa, Taranto, Trapani.

Our live-stock already damaged by the destructions done by retreating German Troops are seriously threatened by unlawful slaughtering.

The situation is also envisaged by ACC who intends to take and coordinate necessary measures against this unlawful slaughtering in territories controlled by AIS and provinces under the Italian Government.

I call to your attention the necessity of putting an end to these violations. Police Bureaus and Municipal Authorities must be instructed to arrest and denounce all violators in accordance with the law (Regio Decreto Legge 22 Aprile 1943 no. 245)

The Municipal Authorities shall give special attention to the registration of cattle, in order to avoid the concealment of domestic animals for purpose of unlawful slaughtering.

A monthly report is to be sent to the Minister stating the number of violators action taken and disposition of each case.

For the Minister,
Sgd. (Capasso)

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REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

20 April 1944

ACC/4019/L

SUBJECT : Draft Directives .

TO : V.P. Administrative Section .

1. Reference Y73/AS of 17 April 1944 .
2. Herewith copy of 283/42/CA dated 5th March 1944 .
3. Also enclosed is copy of ACC/4011/L of 12 March 1944, as, although it was issued by this Sub-Commission, Brigadier LUSH expressed the view that it would have been better had it been issued by him .


RICHARD H. WILLMER,
Lt. Col. C.A.C.
for Chief Legal Officer 3362

Declassified E.O. 12356 Section 3.3/NND No. 785016

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 324.

Regional Control & Military Government Section.

Ref: 203/A2/CM.

5th March 1944.

SUBJECT: Allied Military Courts in Unoccupied Territory.

TO : Regional Commissioner, Regions I, II, III & VI.

1. On the landing back to the Italian Government of territory now occupied by the Allied Forces, General, Superior and Military Courts will cease to function except to deal with pending cases. Offences against the Allied Forces created by Proclamations and Orders will no longer exist so much.

2. The Allied Forces have reserved to themselves the right to hold military courts in unoccupied territory including the four provinces of Apulia and Basilicata, for the trial of acts hostile to the Allied Forces. An extract from the decree conferring this power upon Allied Courts is appended hereto as Appendix "A". Such Courts will try only cases of a serious nature such as would normally have been brought before a General Military Court during occupation.

3. Where cases of this nature are alleged to have occurred it will be the duty of the Regional Commissioner to have the facts investigated and if he considers that trial by an Allied Military Court is opposed to an Italian civil court, in necessary he will so report to H.C., A.C.G. with a request that a Military Court be appointed.

4. All such courts will be convened only by order of H.C., A.C.G. and as appears from the decree will punish offenders in accordance with the Italian Courts, but will follow their own procedure.

(a) In view of these facts all cases will be framed under the Italian codes by H.C., A.C.G. and, therefore, it is essential that the Regional Commissioner should request a Military Court pursuant to paragraph 3 hereto, full and complete facts be supplied in order that the charges may be properly framed.

(b) Herewith a number of the Department of Special Prosecutions will undertake the prosecution.

(c) Where it transpires in the course of hearing that there is established against the accused (b) any other fact constituting an aggravating

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as such.

2. The Allied Forces have reserved to themselves the right to hold military courts in unoccupied territory including the four provinces of Apulia and Basilicata, for the trial of acts hostile to the Allied Forces, an extract from the decree concerning this prior upon Allied Courts in occupied territories as mentioned in the decree. Such Courts will try only cases of a serious nature such as acts of hostility have been brought before a General Military Court during occupation.

3. Where cases of this nature are alleged to have occurred it will be the duty of the Regional Commissioner to have the facts investigated and if he considers that trial by an Allied Military Court is necessary he will report to H.C.G. with a request that a Military Court be appointed.

4. All such courts will be removed only by order of H.C.G., U.S.G. and as appears from the decree will render judgments in accordance with the Italian Criminal law and will follow their own procedure.

(a) In view of these facts all cases will be treated under the Italian order by H.C.G., U.S.G. and, therefore, it is essential that the Regional Commissioner report pursuant to paragraph 3 above, complete facts be supplied in order that the charges may be properly framed.

(b) Normally a member of the Department of Special Prosecutions will undertake the prosecution.

(c) Where it transpires in the course of hearing that there is established against the accused (1) any other fact constituting an offence not expressed in the charge, or (2) evidence of aggravating circumstances (Art. 61, Penal Code) not mentioned in the statement of charge, then on such question being raised by the President or submitted by the Prosecutor, the accused may apply for an adjournment of not more than 3 days to prepare his defence (Art. 444, 445 and 446 Code Penal Procedure).

If the accused does not ask for time, the defence in question or the aggravating circumstances are forthwith to be included in the charge and the trial proceeded with.

A note of compliance with these rules of procedure must appear on the record.

(d) The procedure to be followed will be the same as the procedure in a General Military Court in occupied territory, except, of course, that all sentences will be imposed in accordance with the applicable Penal Code.

(e) Reviews and appeals are dealt with in paras. 7, 8 and 9 below.

-2-

5. Where a Regional Commissioner requests that a military court shall be appointed, his request will also specify the names of officers available to sit on the court (a court will normally consist of not fewer than 3 officers), the interpreter, the officer to act as prosecuting officer in case none is available from the Department of Special Prosecutions, and the officer to act for the defense in the event of the accused not being represented by an advocate.

6. Every accused will be defended by a legal representative. Where the financial position of the accused does not permit him to engage the services of a legal representative on his own account, arrangements should be made by the Regional Commissioner for the provision of a legal representative in accordance with the provisions of the Italian Code of Penal Procedure (Article 126) and of the Rules of Penal Procedure contained in the Decree of 23 May 1934 (Article 3 et seq). This procedure provides that in such cases nomination of defending counsel shall be made forthwith and in conformity with the competent Italian jurisdiction for each case by one of the following judicial officials:

- (a) an examining magistrate (giudice istruttore);
- (b) the public minister (procuratore del Re or procuratore generale);
- (c) president of a tribunal (presidente di tribunale);
- (d) the praetor (pretore).

The several jurisdictions of Italian courts being determined by standard official rules, applications should be addressed in the first instance to the praetor of the local court or to a procurator of a tribunal, whichever is the nearest available or convenient, so that this official may determine the proper functionary having the power to take immediate action in each instance. The advocate or defense procurator, as the case may be, who are nominated under these rules, are obliged to appear for the accused, and are selected for this purpose from an official roll established locally at the seat of each Tribunal. If no such arrangements can be made, the accused must be defended by an Allied officer.

7. Any person convicted by a Military Court may, within 30 days of the imposition of sentence, file with the Regional Commissioner a petition addressed to the Chief Commissioner, H.Q., A.C.C. Submittal, even so why the conviction should be set aside by the sentence official.

8. Where a petition is so filed, the petition together with the record of the case shall be forwarded by the Regional Commissioner to H.Q., A.C.C. for review. Where no such petition is filed the record of the case shall at the expiration of 30 days from the imposition of sentence be transmitted to H.Q., A.C.C. for review.

9. In any case in which sentence of death is imposed, whether a petition is filed or not, the record of the case at the expiration of the 30 days or on filing of a petition, whichever shall be sooner, shall be forwarded by the

Declassified E.O. 12356 Section 3.3/NND No. 785016

- (a) an examining magistrate (giudice istruttore);
- (b) the public prosecutor (procuratore del Re or procuratore generale);
- (c) president of a tribunal (presidente di tribunale);
- (d) the prosecutor (proteore).

The several jurisdictions of Italian courts being determined by standard established rules, applications should be addressed in the first instance to the president of the local court or to a prosecutor of a tribunal, whichever is the most expedient or convenient, so that this official may determine the proper functionary having the power to take immediate action in each instance. The advocates or defense procurators, as the case may be, who are admitted under these rules, are obliged to appear for the accused, and are selected for this purpose from an official roll established locally at the seat of each Tribunal. If no such arrangements can be made, the accused must be defended by an allied officer.

7. Any person convicted by a Military Court may, within 30 days of the imposition of sentence, file with the Regional Commissioner a petition addressed to the Chief Commissioner, H.Q. A.C.C. submitting reasons why the conviction should be set aside or the sentence modified.

8. Where a petition is so filed, the petition together with the record of the case shall be forwarded by the Regional Commissioner to H.Q. A.C.C. for review. Where no such petition is filed the record of the case shall at the expiration of 30 days from the imposition of sentence be transmitted to H.Q. A.C.C. for review.

9. In any case in which sentence of death is imposed whether a petition is filed or not, the record of the case at the expiration of the 30 days or in failing of a petition, whichever shall be sooner, shall be forwarded by the Regional Commissioner to H.Q. A.C.C. for confirmation of such sentence by the Chief Commissioner.

10. The above directive does not apply in any area which has been declared a military zone. If any area is hereafter declared to be a military zone further instructions will be issued for that area concerning the holding of Allied Military Courts.

[Signature]
M. J. LUSH,
Lieutenant,
Executive Commissioner.

Copy to: Regional Commissioner, Systems IV and V.
H.Q., A.C.C.
H.Q., No. 4 District
H.Q., No. 2 District
H.Q., No. 3 District
Legal Sub-Commission (3)

Appendix "A" to 283/42/Ca
Dated 5th March 1944

Article 3 of Royal Decree Law No. 31,
 11th February 1944.

Whoever within the liberated Italian territory commits a hostile act or crime against property to the prejudice of the Allied Military Forces or of any member thereof or of any functionary, representative or agent of United Nations, or whoever takes part in seditious manifestations against the Allied Forces or commits any act which in whatever way may hamper the war effort or help the enemy, shall be punishable under Italian penal law and shall be tried in Allied Military Courts according to their own procedure.

In the case contemplated by the preceding paragraph if any member of the Allied Armed Forces can effect the arrest of any person who may be reasonably believed to be implicated in acts herein above contemplated, except where an Italian officer or high government official is concerned, in which case the Italian Government or the appropriate superior local authority will be requested to co-operate in the premises to the extent necessary.

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2. All personnel in your organization having to do with the arrest and subsequent trial of offenders in the Italian courts should be advised of the contents of this directive.

3. In order that the best results may be obtained from this effort allied personnel should give the maximum law enforcement officials their fullest cooperation. It has been reported that offenders are turned over to the Carabinieri without sufficient data on which charges can be based and without the names and addresses of the prospective witnesses. Also there have been delays in locating war offenders to the Carabinieri. This should be avoided.

4. A further directive in respect of proceedings before Italian Military Courts in the past, personnel will be furnished to you as soon as received from the President of the Italian Supreme Military Court, General Mucchielli.

W. H. W. W. W.
 3359
 Deputy Chief Legal Officer.

Distribution List:

RAO (thru HQ) Region 1	1
" " " " " " " "	2
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HQ District 2	10
HQ District 3	10
Public Safety Subcommission	20
SIO 5th Army	10
SIO 8th Army	10

At copies sent for printed list to Deputy Chief Officer and to Army Division Officer at the Courts of Appeal.

0 4 3 0

Translation by Maj. Harwood

Salerno, 8 March 44

MINISTRY OF JUSTICE

Central Office for Criminal Affairs

SUBJECT: Directive in regard to proceedings for offenses of any description committed against the Allied Governments, Allied forces and property.

To all Procuratori Generali -
Procuratori del R.

Attention has been drawn on previous occasions by circular directive from this Ministry to the Procuratori Generali to the fact that offenses of theft especially to the detriment of Allied Forces were on the increase and it was recommended that only that the police be given strict instructions in relation to the necessity of preventing such thefts by exercising the greatest vigilance, but also that pre-trial investigations be carried out with care and solicitude, always bearing in mind the gravity of the offense when having to take a decision with regard to the criminal freedom of the accused.

It was also requested at the time that this Ministry be kept informed, as soon as the charges were known, of any theft of correspondence and other serious crimes affecting the Allied Forces, and also of the result of the inquiries and proceedings.

Now, at the request of the Allied authorities, the general instructions herewith, (in addition to and in partial modification of previous instructions) shall be followed for any offenses committed against the Allied Governments, Forces and property.

In this respect, it can be remembered, that the Allied Military Forces will inform at the same time the Allied Central Commission, the Royal Carabinieri (to whom prisoners shall be handed), and the Procuratori del R. of the names of the accused and of their offense.

As soon as such information is received, Procuratori del R. shall do whatever the offense committed falls within the jurisdiction of the Italian Military Courts or the ordinary Civil Courts, bearing in mind the provisions of Article 15 of the Italian Military Code of War, which this Ministry considers applicable in this connection.

As soon as the competence of the Civil Courts has been established, Procuratori del R. shall initiate penal proceedings forthwith and if necessary shall request from the Carabinieri a copy of the charge sheet (denuncia). The provisions of Article 31 of the Penal Code of Procedure shall be applied whenever the gravity of the offense renders it undeniable that such case be tried before a Pretorian Court and when possible in pre-trial proceedings shall be put down to the minutes, the Procuratore availing himself of the short procedure (giudizio abbreviato).

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It was also requested at the time that this Ministry be kept informed, as soon as the charges were made, of any theft of correspondence and other documents which might affect the Allied forces, and also of the result of the inquiries and proceedings.

Now, in the context of the Allied authorities, the general instructions hereunder, (in addition to and in partial modification of previous directions) shall be followed for any offences committed against the Allied Governments, persons and property.

In this regard, it must be remembered, that the Allied Military Police will inform at the same time the Allied Control Commission, the Royal Carabinieri (to whom prisoners shall be handed) and the Procuratore del Re of the names of the accused and of their offences.

In view of such information received, Procuratore del Re shall decide whether the offence committed falls within the jurisdiction of the Italian Military Courts or the ordinary Civil Courts, bearing in mind the provisions of Article 15 of the Italian Military Code of War, which this Ministry considers applicable in this connection.

As soon as the completion of the Civil Courts has been established, Procuratore del Re shall initiate legal proceedings forthwith and if necessary shall request from the Carabinieri a copy of the charge sheet (denuncia). The provisions of Article 32 of the Italian Code of Procedure shall be applied whenever the gravity of the offence renders it inadvisable that such case be tried before a Preliminary Court, and when possible, in pre-trial proceedings shall be sent down to the Ministry, the Procuratore availing himself of the right of appeal (giudizio d'appello).

Furthermore, the Procuratore shall also ascertain that these investigations be given absolute priority during pre-trial investigative actions (istruttoria) and also in the trial, and that the findings be accurate and comprehensive, always maintaining the gravity of such crimes which by interfering with the smooth running of the Allied services delays the achievement of the principal aim of the Italian State to drive the Germans out of Italy.

All decisions taken by the Procuratore as to proper jurisdiction, the results of pre-trial investigations and of the Court proceedings shall be communicated forthwith to the local Allied Legal Officer, to whom the Procuratore shall be requested to refer whenever they deem it useful during the investigation and trial, especially in regard to the actions of the police and the presentation of their evidence.

Declassified E.O. 12356 Section 3.3/NND No. 785016

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
ADMINISTRATIVE SECTION

ACC/3008/PH

15 Apr 44.

SUBJECT : Control of Epizootic Lymphangitis.

TO : HQ.

1 At the request of the Headquarters, AAI, the Public Health Sub-Commission recommends the rigid enforcement of the law regarding the control of Epizootic Lymphangitis in civilian animals.

2 It is therefore requested that the enclosed draft letter, with attached letter by Italian Minister of Interior (and translation thereof), be approved and circulated to Regional Commissioners and SCAGs Fifth and Eighth Armies.

3 It is also recommended that the enclosed draft letter to HQ AAI on the same subject be approved and expedited.

STANSCATE.
VP Adm.

Incl:

Letter ACC/3008/PH with APPX "A" dated 12 Apr 44.
Letter ACC/3008/PH to HQ. AAI dated 13 Apr 44.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

ACC/3008/HI

13 April 1944

SUBJECT: - Control of Epizootic Lymphangitis.

TO : - Chief Administrative Officer, HQ, AAI.

1. Reference your letter 7 April 1944. The Acting Chief Veterinarian, Minister of the Interior of the Italian Government has been informed of the urgent need for a more rigid enforcement of existing law regarding the control of Epizootic Lymphangitis in civilian animals.

2. All Prefetti, civil police agencies, and veterinarians in the province under the Italian Government and those under AMG are being instructed to instigate rigid enforcement of the law as follows:

- (a) All horses or mules suffering from the disease will be brought before a veterinarian immediately;
- (b) The veterinarian will place the animal under quarantine and treatment until such time as the animal succumbs or is fully recovered;
- (c) Under no circumstances will a diseased animal be permitted on the highways or streets.

For the Chief Commissioner:

M. L. LUSH,
Brigadier,
Executive Commissioner.

Declassified E.O. 12356 Section 3.3/NND No. 785016HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

ACC/3008/M

12 April 1944

SUBJECT : Control of Epizootic Lymphangitis.

TO : Regional Commissioners, and SCAG's Fifth and Eighth Armies

1. The safeguarding of military animals against infectious Epizootic Lymphangitis depends greatly upon the proper enforcement of the existing laws relating to the control of the disease in civilian animals. The disease is common in Italy and has made its appearance in army animals. Army animals which are definitely diagnosed as suffering from this disease are of necessity destroyed.

2. The Italian Minister of the Interior has issued an instruction to all Prefetti under the jurisdiction of the Italian Government as in Appendix 'A' attached.

3. The Prefetti in AXC provinces will be instructed to instigate rigid enforcement of the law pertaining to the control of Epizootic Lymphangitis as follows:

- (1) All horses or mules suffering from the disease will be brought before a veterinarian immediately.
- (2) The veterinarian will place the animal under quarantine and treatment until such time as the animal succumbs or is fully recovered from the disease.
- (3) Under no circumstances will a diseased animal be permitted on the highways or streets.

4. Regional Commissioners will include a reference to this matter in their monthly reports.

By Command of Lieut. General MASON MACFARLANE:

M. L. LUSH, Brigadier,
Executive Commissioner.

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Enclosures

Ltr and translation thereof, Minister of Interior dated 10 Apr 44.

Declassified E.O. 12356 Section 3.3/NND No. 785016

MINISTRY OF THE INTERIOR

Palermo 10 April 1944

SUBJECT: * Farsio Criptococcico.

TO THE PREFECTS OF
 AGRIGENTO - BARI - BRINDISI -
 CAGLIARI - CALTANISSETTA - CATANIA -
 CATANZARO - Cosenza - ENNA - LECCE - MATERA
 MESSINA - NUORO - PALERMO - POTENZA - RAGUSA
 REGGIO CALABRIA - SALERNO - SASSARI - SIRACUSA
 TARANTO - TRAPANI.

and for the notice of the PREFECTS OF AVELLINO
 BENEVENTO CAMPORASSO FOROIA NAPLES.

Considering the frequent notices brought forward by the Provincial Veterinary Office the Allied Control Commission has expressed the desire that the rules of the Veterinary Sanitary Police in controlling the above-mentioned contagious disease be made effective.

There is a particular possibility of a diffusion of this disease among the military horses and it is unanimously requested to provide a means to stop the spread of the mentioned infectious disease.

It is requested that your Excellency by means of an order requests that the rule in Paragraph 1,2,3 of the Veterinary Police, 10 May 1914 N. 533 is strictly adhered to, with special insistence regarding Art. 7 in the mentioned paragraph 3. as regards particularly the application of Art. 62. In the requested order, should be prohibited the displacement of the animals from the infected territory for any reason.

It will considered good to insist on the necessity of placing each single case, under treatment, therapeutically, surgically, and medicinally.

The Provincial Veterinarian will start to inspect diligently all the places of infection and to make sure that care be taken to stop the spreading of this disease.

The Ministry will be glad to receive a copy of the dispositions, as well as an accurate report including statistical dates, on the incidence of epizootic lymphangitis in the last two years in the territory of the Province.

FOR THE MINISTER

F. to Capasso.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

A

HEADQUARTERS
ALLIED POWERS COMMISSION
100 100

9 April 1944

SUBJECT: Security measures.
Hotel and Boarding
House Registers.TO : Regional Commissioners of Regions I, II, III, V and VI, VII,
and COM's First and Eighth Armies.

1. Concern has been felt at HQ A.A.I. regarding the lack of enforcement of the Italian system of registration for persons staying at hotels and boarding houses, and in this connection representations were made by the Public Safety Sub-Commission AAI to the Italian Government.

2. The Minister of the Interior has now issued a Directive to effect on this subject and a translation is attached hereto for your information. Steps will be taken to ensure that the necessary action is taken by the Italian authorities in unoccupied territory, and in AAI territory a procedure similar to that outlined in the Directive will be adopted.

3. HQ A.A.I. have issued instructions to WBO/CIC personnel with regard to

- (a) Periodical examination of passover records with a view to noting new arrivals in the area and checking these against suspect on "Black" lists.
- (b) Periodical checks at hotels and boarding houses to ensure that the regulations are being complied with.

By Command of Lieut. Gen. MARCO MAGPARLANE.

33.3

W/L
W/LH.L. LUSH
Brigadier,
Executive CommissionerLetter from Minister of Interior
Dated March 23/44 Ref. 5014/10-A~~Letter from HQ, 1001 1001 6 March 1944
Ref. 1001/101/10/2 (10)~~

Declassified

H 152356 Section 3.3/NND No.

785016

✓ SECRET:

MINISTRY OF INTERIOR

D. D. MINISTRY

H 152356

Salerno March 23, 1944

H 152356 Provisions

IN All the Prefects of Salerno, Potenza, Matera, Taranto, Lecce, Brindisi, Bari, Cosenza, Catania, Reggio C. Calabria, Messina, Siracusa, Ragusa, Enna, Caltanissetta, Trapani, Palermo, Agrigento, Nuoro, Cagliari, Sassari. Allied Control Commission, Public Safety Sub-Com.

Due to shortage of Hotel accommodations many civilians have taken themselves to let rooms without required police authorization, consequent to such illegal action the above fail to fulfill prescribed regulations in connection with such activities, registration and notification of the persons lodged. Failure hampers police activity in keeping track of persons known to society and to public order. It is intention of this law that this state of affairs cease as soon as possible. Therefore, it is necessary that inquiries should be made in every town in order to find out all those who give lodgings without and compelled them to comply with the proper regulations, supply themselves with the prescribed register and to notify each time the Public Safety office the arrivals and the departure of the tenants. At the same time, all the Hotel owners, in-keepers, owners of guest houses, persons who let private rooms that are properly licensed, must comply strictly with the law and if they fail to do so they will be prosecuted by law, and their licenses revoked. Owners must be responsible of the notification sheets which are written clearly and exactly, noting all the particulars and identification cards of each transient. Persons who have no documents to show, must be brought to the office or to the HQ of the proper branch of the Army, which will provide for their identification and will regulate themselves accordingly. In regard to the above, we request you to notify through the office and the GDSM that it is their interest to have their identification order to avoid consequent friction with the police.

THE MINISTER

Declassified E.O. 12356 Section 3.3/NND No. 785016

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
ADMINISTRATIVE SECTION

3/74/42

15 Apr 44

SUBJECT : Draft Directives.

TO : All Admin Div Comms.

It is requested that by 1600 hrs 16 Apr 44 the Admin Section be furnished with copies of all draft directives which have been forwarded to higher authority for approval and issue which have as enclosures or have attached to them copies of decrees or instructions issued by Ministers of the Italian Government.

[Signature]
S.H. WHITE, Major,
for GSO Adm Sec.

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Declassified E.O. 12356 Section 3.3/NND No. 785016

REAR HEAD QUARTERS
ALLIED CONTROL COMMISSION
ATO 394
ADMINISTRATIVE SECTION

File

7B
3/12/AS

13 Mar 44

Subject: Planning and Training Material.

TO: All Sub Coms.

Reference 2153/INFO 3/12 Mar.

Sub-Commissions will send such spare copies of the documents asked for as they may have available. They will not make additional copies to complete sets.

SH WHITE Major
For VP Admin Section

33.0

Declassified E.O. 12356 Section 3.3/NND No. 785016

HEADQUARTERS
ARMED CONTROL COMMISSION
A.C. & M.C. INC.

Admin Section
Vice President

File

SUBJECT: Request for Planning & Instructional
Material

2153/INFO
12 March 1944

TO : Regional Commissioners
Heads of Subcommittees

1. An urgent request has been received from AGC - APAC for 5 sets each of Regional and Sub-Commission planning and instructional Memoranda and other relevant material for training purposes, also for 5 sets orders, regulations and reports.
2. My copies please be forwarded to this office for onward transmittal.

Collett

11.3.44

MURRAY E. PIERCE
Colonel, Cav. Regt.
Deputy Executive Commissioner

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