

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

ACC

10000/105/906

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

10000/105/906

EPURATION FILE 1944
(CIVIL AFFAIRS)(COL UPJOHNS)
AUG. 1943 - NOV. 1944

0314

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

11/30
EPURATION

COLUMBOHNS

EPURATION FILE 1944

(CIVIL AFFAIRS)

2244
2217

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

10000/105/906

THIS FOLDER

CONTAINS PAPERS

FROM

1944

TO

CATALOGUE

2244

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- 3 Speech Adv. Council (5 Oct)
- 4 Brief re OVHA.
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- 6 AC central machinery (15 Jul)
- 7 AC regional machinery 4 Aug
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- 17 List of 70 Decees
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DEFASCISMHistory of Action taken

Part 1.

BY AMG :-1943

- 1 Aug 1 Defascising commenced in Sicily by removal of various officials by
 24 Oct: FBS and AMG officers on no co-ordinated plan: soon after the Region was
 4 Dec: formed the PC began to attack the problem in a more methodical way and
 HQ AMG issued an instruction to Regions I and II which required Italian
 officials to fill in a questionnaire on their past, the Scheda Personale
 (Appx 'A') which if completed correctly without reservation, enabled the
 political record of the officer concerned to be fairly accurately assessed.

1944

- 2 This work had not progressed very far when the first restoration of
 11 Feb territory took place. Shortly thereafter, the Italian Government appoint-
 29 Feb ed a High Commissioner for Defascism and discussions for co-operation
 commenced.

17 Mar 3

- In March the scheme which had been applied to Region I and II was
 extended to Regions III, IV, V, SA and BA by Decr Memo 45.

- 4 It was not possible to bring this Memo into full effect immediately
 because the Italian Government made representations as to the desirability
 of there being the same system in use in Military and Italian Government
 Territories so that when territory was handed over the same procedure
 should continue. There is in existence machinery which would enable this
 to be done namely by decree extended to AMG territory.

- 5 There then developed discussion as to the decrees to be issued the
 penal decree of 26 May was agreed and issued, a third decree was discussed
 and was ready for issue when the Government fell.

- 6 When the new Government came into power they decided to scrap the
 whole of the past decrees and start on a new decree to embody in one
 decree the matters that had been dealt with in the previous three decrees
 (two issued and one in draft) but the new decree was not simply consoli-
 dating it both altered old and introduced new matter.

- 7 Meanwhile PC, Region III who was greatly impressed by the strength
 2 May of the local feeling that after nine months of occupation nothing was
 2 Jun being done to rid the country of Fascists, issued an Admin Order (Appx 'B')
 creating a Regional Defascising Commission composed of Italian anti-
 fascists.

- 8 On the eve of the new attack the CC issued an instruction (Appx 'C')
 as to the automatic removal by Armies of senior officials, which was

- 17 Mar 3 In March the scheme which had been applied to Region I and II was extended to Regions III, IV, V, SA and GA by Exec Memo 45.
- 4 It was not possible to bring this Memo into full effect immediately because the Italian Government made representations as to the desirability of there being the same system in use in Military and Italian Government Territories so that when territory was handed over the same procedure should continue. There is in existence machinery which would enable this to be done namely by decree extended to AMG territory.
- 5 There then developed discussion as to the decrees to be issued the penal decree of 26 May was agreed and issued, a third decree was discussed and was ready for issue when the Government fell.
- 6 When the new Government came into power they decided to scrap the whole of the past decrees and start on a new decree to embody in one decree the matters that had been dealt with in the previous three decrees (two issued and one in draft) but the new decree was not simply consolidated it both altered old and introduced new matter.
- 7 Meanwhile RC, Region III who was greatly impressed by the strength of the local feeling that after nine months of occupation nothing was being done to rid the country of fascists, issued an Admin Order (Appx 'B') creating a Regional Lefascising Commission composed of Italian anti-fascists.
- 8 On the eve of the new attack the CC issued an instruction (Appx 'C') as to the automatic removal by Armies of senior officials, which was amplified by an instruction of the Exec Commissioner showing the division of officials into classes and this was replaced by Exec Memo 67 of 5 Jul (Appx 'D').
- 26 Jun 9 Rome Region issued an order on lines similar to that of Region III and extended and amplified the original order by later orders of 15 and 18 Jul (Appx 'E').

RESULTS		CASES	
	Investigated	Licenses	Retain not completed.
Region I	by 11 Feb 3671	205	7234
Region II	-	no cases completed	
Region III	by 29 Jul	24	
Region IV	-	has never been under AMG.	

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10 It will be seen therefore that AMG for reasons, has not made very great progress in screening Italian officials and removing those of strong fascist background.

Part 2.

BY ITALIAN GOVERNMENT

- 26 Dec 1 The Italian Government issued a decree (which was later amended in Apl) - (Appx 'P') providing for the removal from office of officials who had held certain positions in the fascist organisations or had taken part in certain fascist activities. For the purpose of achieving this, the existing Council of Ministers was to deal with officers down to Grade VI i.e. down to the equivalent of Vice Prefect; lower officials were to be dealt with by a Ministerial Commission under the presidency of OMCIRO. Quasi Public Institutions were to be purged on a provincial level by the Prefect.
- 2 So far as is known, neither the Council of Ministers nor the Ministerial Commission had ever sat. the Ministerial Commission has never even been appointed.
- 6 Jan 3 its next step was to issue a decree to reinstate officials who had been dismissed from their posts on political grounds (Appx 'G').
- 26 May 4 A decree for punishment of fascist offences (Appx 'H') was published making the taking part in certain fascist activities a crime punishable for certain offences by death, for others by imprisonment up to a life term.
- 5 A third decree was in draft when the Government fell.
- 6 A few persons have been arrested; investigation of their cases is proceeding as is investigation of other cases. No trial has yet taken place.
- 7 Work has been suspended pending the issue of the new decree.
- 8 A new decree (Appx 'I') has been agreed and is to be issued at once. This decree will supersede the decree of 28 Dec and 26 May. It deals with
 - a) removal of fascists from office,
 - b) punishment for partaking in certain fascist activities;
 - c) improper enrichment.
- 9 As to purging each Ministry will set up a Commission to purge not only the ministry officials but also its Provincial official.
- 10 Local bodies and institutions will be purged by Provincial Commissioner fascist offences and enrichment are dealt with in some cases by a special court in others by the ordinary courts; but ACC regards these matters as of a more domestic nature with which it is not intimately concerned so long

So far as is known, neither the Council of Ministers nor the Ministerial Commission had ever sat. the Ministerial Commission has never even been appointed.

6 Jan 3

Its next step was to issue a decree to reinstate officials who had been dismissed from their posts on political grounds (Appx 49).

26 May 4

A decree for punishment of fascist offences (Appx 48) was published making the taking part in certain fascist activities a crime punishable for certain offences by death, for others by imprisonment up to a life term.

5

A third decree was in draft when the Government fell.

6

A few persons have been arrested, investigation of their cases is proceeding as is investigation of other cases. No trial has yet taken place.

7

Work has been suspended pending the issue of the new decree.

8

A new decree (Appx 41) has been agreed and is to be issued at once. This decree will supersede the decree of 28 Dec and 26 May. It deals with

- a) removal of fascists from office;
- b) punishment for partaking in certain fascist activities;
- c) improper enrichment.

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Local bodies and institutions will be purged by Provincial Commissioner fascist offences and enrichment are dealt with in some cases by a special court in others by the ordinary courts; but ACC regards these matters as of a more domestic nature with which it is not intimately concerned so long as the purging of officials is carried out.

11

Measures for dealing generally with the property or business activities of the so called parastatal concerns are not yet announced nor is it clear how they will be purged. Suggestions have been made to the Italian Government but no reply has as yet been received.

28 Jul 44

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SECRET

1. ACC has received no general directive on the subject of defection.
2. The removal of fascists for various reasons not proceeded as fast as had been hoped and now that the industrial north may soon have to be dealt with violence is requested as to :
 - a) whether defection should be left in the hands of the Italians, and if so whether any, and if so what, French instruction should be given to the Italian Government, or
 - b) whether ACC should assume any, and if so what, degree of direct responsibility for defection.
3. The principles claimed of the armistice terms dealing with defection is so much provided that all fascist organisations should be disbanded and that the Italian Government shall comply with all such further directions as the United Nations may give for the abolition of fascist institutions, the dismissal and internment of fascist personnel, the control of fascist funds, and the suppression of fascist ideology and teaching.
4. A full report on the action taken up to the 26 Jul is contained in the paper of that date "Defection - history of action taken" and its nine appendices which is in your hands.
5. The Gazette of the 29 Jul contained the decree of defection. III 159 which was Appendix I of the paper last referred to and translations of this decree were forwarded to you under DF/2.9/AS of 2 Aug.
6. III 159 was extended to all IG Territory on 29 Jul by order of the Executive Commissioner and thereby on all IG defascising schemes were superseded by action

2.

- 3 The principal clauses of the Armistice terms dealing with defection in
50 which provides that all fascist organizations should be disbanded and that
the Italian Government shall comply with all such further directions as the
United Nations may give for the abolition of fascist institutions, the dismissal
and internment of fascist personnel, the control of fascist funds, and the
suppression of fascist ideology and teaching.
- 4 A full report on the action taken up to the 20 Jul is contained in the
paper of that date "Defascism - Summary of action taken" and its nine appendices
which is in your hands.
- 5 The Memoire of the 29 Jul contained the status of defection. ILL 159
which was Appendix I of the paper last referred to and translations of this
decree were forwarded to you under 17/2.8./45 of 2 Aug.
- 6 ILL 159 was extended to all NG Territory on 21 Jul by order of the Executive
Commissioner and thereupon all AGS defascizing measures were superseded by action
under that decree. Arrangements were made for the Italian Government to have the
benefit of the work which had been done in Regions.
- 7 On 15 Aug in the Territory then referred to the Italian administration ^{de}
was a change of status of responsibility of AGS so far as Provincial Defascism
was concerned from director to advisory, but this was of little moment for there
had not been time between 20 Jul - 15 Aug for the Italian Government to set up
the Provincial machinery.
- 8 The stage which defascism had reached as well as the status of responsibility
of AGS for defascism are factors which must in future be taken into consideration
in deciding when territory can be returned to Italian administration.

9. Decree 159 is divided into six parts the first three of which provide three different remedies to be applied to three different kinds of acts, the fourth attaches and states how fascist funds shall be disposed of, the fifth establishes the High Commission, the sixth contains certain administrative details.

10. The effective part of the decree so far as actual defasciating is concerned are the first three which deal with:-

a) punishing those who actively partake in breaking the old constitution or in maintaining the fascist regime or have committed moral wrongs.

b) removing from office those who were responsible for organising and maintaining the fascist administration or have been ardent protagonists of fascism.

c) restoring the status quo ante of those who, because of their fascist beliefs position or opportunities, have improperly obtained advancement whether of position or wealth.

11. ACC has regarded the second of these, the getting of an administration purged of fascism functioning, as the first and most urgent problem.

12. The Decree itself is but the bare bones of the machinery the Italian Government had first to plan recruit, and organise the High Commission. It had to prepare somewhat lengthy Rules of Procedure for each of the three parts of the decree. It has been necessary to form the trial bodies (both of first instance and of appeal) and over 75 of these involving about 250 appointments have already been formed. Establishments have had to be drawn and rates of pay and other terms of service laid down. Prospective employees

c) removing from office those who were responsible for organizing and maintain-

ing the fascist administration or have been among the organizers of

fascism.

c) restoring the status quo ante of those who, because of their fascist

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whether of position or wealth.

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12 The decree itself is not the bare bones of the machinery the Italian Government had first to plan recruit, and organize the High Commission.

It had to prepare somewhat lengthy rules of procedure for each of the three parts of the decree. It has been necessary to form the trial bodies (both of first instance and of appeal) and over 70 of these involving about 250 appointments have already been formed. Establishments have had to be drawn and rates of pay and other terms of service laid down. Prospective employees and appointees have had to be screened. Lastly investigatory bodies have been established in all Ministries.

13 ACC has received from the Italian Government, and has now under discussion with it, matters dealing with

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b) the proposed establishment of the High Commission, the grading of its employees and their proposed rates of pay.

b) The rules of procedure regarding actions under Pt. I of the decree.

c) The rules of procedure regarding hearings under Pt. II.

d) A decree to enable receiver-managers to be appointed to important positions whose directors have fled or who are fascist.

Three separate proposals to alter materially the whole principal on which confederating is proceeding.

Besides several other proposals.

14

It must be borne in mind,

a) that of necessity the new administration contains very few persons who have any considerable administrative experience.

b) that the government is a coalition only recently formed from six parties all suspicious of each other and all conscious of being consulted on appointments (to keep the balance between parties) and all desirous of being heard on all negotiations and discussions of considering the working of drafts of all decrees and regulations.

15

A very considerable amount of work has had to be done under difficult circumstances; but once the much work is finished future progress should be rapid.

16

Until the rules of procedure for the conduct of hearings were ready actual hearings would not take place but the investigatory work has been in hand and it is said that a large number of cases are now ready for hearing.

17

A large number of senior officials have been suspended pending hearing of their cases both by AOC (Int. Affs) officers and by the Italian Government.

18

The Italian Government expresses itself as satisfied with the progress made under Pts I and III of the decree but it expresses very great concern with the delay (which has been more or less inevitable) under Pt II. When an official is suspended his place cannot be filled until his case has been decided. The large number of suspensions has therefore caused a considerable amount of confu-

being heard on all negotiations and discussions of conducting the
workings of affairs of all districts and regulations.

15 A very considerable amount of work has had to be done under difficult
circumstances, but more and more work is being done and the
situation is improving.

16 Until the matter of procedure for the conduct of hearings was raised, actual
hearings could not take place and the necessary work had been in hand and
it is said that a large number of cases are now ready for hearing.

17 A large number of senior officials have been suspended pending hearings of
their cases and by AGC (Int. Sec.) officials and by the Italian Government.

18 The Italian Government expresses itself as satisfied with the progress made
under the I and III of the decree but it expresses very great concern with the
delay (which has been more or less inevitable) under the II. When an official
is suspended his place cannot be filled until his case has been decided. The
large number of suspensions has therefore caused a considerable amount of con-
fusion in governmental offices which Italian ministers describe as near chaos.

19 The Government is also anxious to end a feeling of unrest and insecurity
in the lower ranks of officials all of whom were of necessity ⁶⁵²professed fascists
and all of whom are waiting in fear lest the sword shall fall upon them.

20 The policy to which the Italian Government is working and with which AGC
agrees is the removal of all fascists in positions of control and of all those
who have been notorious as opponents or supporters of fascism.

21 Neither the machinery of state nor that of industry would work if all
who professed fascism in the past were removed. If they were, there would be

formed a mass of discontented and disgruntled unemployed welded together by their common misfortune to form a nucleus to foster subversive movement.

From the economic point of view every able worker will be required.

The proposal therefore is to remove all fascists in positions of control and all persons likely to be a centre of future fascist infection and to rely upon non-fascists in all positions of control to ensure that fascism does not revive.

The Italian Government considers it essential to put an end to the present situation as soon as possible. At first it proposed the prerogative dismissal of all officers of grades I to IV with pensions for those removed who were non-fascists; but, after discussion it has substituted the draft of a decree which proposes to make it mandatory on the trial bodies to report on all Grade I to IV officials within 30 days; requires the Minister to send his recommendation within a further 15 days; lays down that in lieu of an appeal the appeal body shall within a further 15 days consider, with the reports and recommendations of Ministers and report to the President of the Council of Ministers; who will give his (final) decision within a total of 60 days from the passing of the decree; and later restored territory from the day the decree comes into force in that territory.

This decree does not alter the principles of defascism, as laid down in Art. 23; but, in the case of Grade I - IV officers, abolishes the long drawn out investigation - hearing - appeal - or the present decree and imposes these time limits in the hope of ending quickly the cases of suspension so as to enable new appointments to be made and to enable the new heads to take hold

of all officers of grade I to IV with pensions for those removed who were assimilated, but, after discussion it has substituted the draft of a decree which proposes to make it mandatory on the trial bodies to report on all Grade I to IV officials within 30 days; requires the Minister to make his recommendation within a further 10 days; lays down that in lieu of an appeal the appeal body shall within a further 15 days consider, with the reports and recommendations made by Ministers and report to the President of the Council of Ministers; who will give his (final) decision within a total of 60 days from the passing of the decree; or, in later extended territory from the day the decree comes into force in that territory.

This decree does not alter the principles of defecation, as laid down in 144 150, but, in the case of Grade I - IV officers, abolishes the long drawn out investigation - hearing - appeal of the present decree and imposes these time limits in the hope of ending quickly the cases of suspension so as to enable the appointments to be made and to enable the new heads to take hold of and organize their departments and impart some feeling of settlement and security.

Criticism of the rate of progress of defection has been made, at 229, considered in some degree that has been done by the Italian Government in the two months since July, in creating a national organization with what has been achieved on a regional basis the conclusion must be that the progress is reasonable satisfactory.

The machine is now nearly ready and if the draft decree referred to in para 14

1. above mentioned law the records should be reasonably expedient.

2. It has been suggested that there is in the North (as in Milan) may be short now that to many feelings it may be necessary for the public to see that action is taken promptly. Recommendation from office is the visible sign of action. It is suggested that there is to remove feeling of urgency under Executive Order 67. This may cause first order; but, fuller and wider action will be required. The question is whether this should be left to the Italians to carry out or whether it should do it. It is a question of degree of organization.

3. If we undertake this, should they act themselves, solely on information supplied or should they establish local Italian Committees (which would also serve to allay feelings). If so, it is suggested that some action be taken before the various decrees are extended to the neighboring territory, which will avoid the possibility of concentration of power being simultaneously exercised.

4. It is suggested that any order from any party should never go further than "Committee for hearing and sending decision".

5. If we assume removal of actual removal it will be irreversible to British and American Government for every action. It will then itself open to criticism by the organs of America and Britain and also by the Italian public (but, also to the spread of otherwise of its action). The fairness of its action may be seen in the fact that it does not concern the Italian people and the Italian Government.

6. It is most strongly represented that the sole and whole responsibility for final decision as to removal must be left upon the Italian Government.

7. If action in the North is not left to the Italian Government the stage will come when there over responsibility. Except for officials in Grades I - IV

...to allow feeling. If so, it is suggested that any action be taken before the various measures are extended to the mentioned territory, which will avoid the possibility of subsequent power being simultaneously exercised.

It is admitted that one must also be aware of the fact that any action should never go further than submitted for handling and extended "final decision".

If any measure of action is removed it will be unacceptable to British and American governments for every action. It will then itself open to criticism by the press of America and Britain and also by the Italian public (but, also as to the press or otherwise of its actions; the fairness of its) not only, as to whom it was or was not decided by meetings and the feelings of the testimony upon which its decisions are based. A ...

It is most strongly represented that the sole and whole responsibility for final decisions as to removal must be left upon the Italian Government.

If action is not left to the Italian Government the stage will come when they take over responsibility. Except for officials to grade it - it there will follow the routine of investigation - hearing - appeal.

After the investigation stage the Minister decides whether or not there is a prima facie case which should proceed to a hearing.

There are two other points to be made. (vide pages 25 and 30) that the investigation be made should take the place of the Ministerial investigation and this decision should be conclusive as to there being a prima facie case and the process should then come immediately before the appropriate hearing commission, which of course will be already in existence in the case of any

person (referees) centrally as all the more important persons would be.

Hearings should therefore come on for trial more quickly.

90 The Advisory Council has requested a letter on reference for 6 Oct. it
would be convenient, if it be possible, for this paper to be complete with
your instruction. For this to be possible the instruction would have to be
received by 4 Oct.

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No. 785016

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7700, November 9, 1964
 Mr. Herbert A. Goss, Jr.
 11111 11th Avenue, N.E.
 Seattle, Washington 98105

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Order Item 2-Pr. 0210121

0000-0001-9000-0000

1. Punishment of Marxist crimes.
11. Purging of the administration.
111. Disposal of people who by mistake.
12. Combination of Soviet property.

N.B. Count Plafon was not an no doubt you are aware, appointed to the important post of High Commissioner and he has four assistants whom I will mention as I deal with each Government.

On the 26 May 1944, the Government passed a decree for the placement of the decree and immediately thereafter had under consideration a further decree amending the purely party decree of the 20th December and the President's decree of the 15 May, 1944, and concerning the operations of the Government. However, the Government's decree fell and was succeeded by the present administration.

The present Government proposed its decree which is entitled "Measures against Fascism" on the 27th July 1944. It is much longer in scope than the earlier decrees and is divided into four separate parts as follows:

- I. Liquidation of Fascist crimes.
- II. Purging of the administration.
- III. Disposal of profits made by Fascists.
- IV. Confiscation of Fascist Property.

The decree creates the office of a High Commissioner for Measures against Fascism to supervise the execution thereof and an assistant High Commissioner in charge of each of the four parts.

H. Z. Baumgartner has been as no doubt you are aware, appointed to the important post of High Commissioner and he has four assistants whom I will mention as I deal with each department.

Part I. CRIMES AGAINST FASCISM

H. Z. Baumgartner is in charge of this Department.

Briefly this part of the decree provides first for the by a special High Court of Justice, of which I have in President, or members of the Government and high ranking members of Fascism who are guilty of attacking the constitution of the constitution, or destroying the liberty of the people, of creating the Fascist regime and of betraying the fortunes of the country bringing it to its present situation.

The punishment is up to penal servitude for life or in specially severe cases, death.

Recently to

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TABLE II
EQUATION OF THE GRANTING OF

3

FOOTNOTES

Speech to the Allied Advisory Council
on Friday 6 October 1944

by
Benigno R.R. (BENIGNO)

DISCUSSION

I must ask the members of the Council to treat the information shown in this paper as entirely confidential. The Italian Government have been good enough to tell me of their future plans in this matter of operation and it is not desirable that there should be any publication thereof.

The Italian Government published its first decision to purge the administration of fascists while still at Brindisi on the 28th September 1944. In view of the shortage of personnel and the resultant difficulties then facing the Government, the decision was treated more as a declaration of policy than an operational decision and little if any practical results were achieved thereunder.

On the 26 May 1944 the Government passed a decision for the purgation of fascists and immediately thereafter had under consideration a further decision envisaging the purely purging decision of the 28th September and the Purgation Decision of the 26 May, 1944, and integrating the operations thereunder. However, the then Adolfo Government fell and was succeeded by the present administration.

The present Government produced its decision which is entitled "Decisions against Fascism" on the 27th July 1944. It is much broader in scope than the earlier decision and is divided into four separate parts as follows:

- I. Purgation of fascist crimes.
- II. Purgation of the administration.
- III. Purgation of profits made by fascists.
- IV. Confiscation of fascist property.

The Government created the office of a High Commissioner for Purgation to supervise the execution thereof and an Assistant High Commissioner in charge of each of the four parts.

H.E. Count Sforza has been as no doubt you are aware, appointed to the important post of High Commissioner and he has four

3

in view of the shortage of personnel and the serious difficulties then facing the Government the decree was treated more as a declaration of policy than an operational decree and little if any practical results were achieved thereunder.

On the 26 May 1944 the Government passed a decree for the punishment of Fascists and immediately thereafter had under consideration a further decree punishing the family property decree of the 20th December and the children's decree of the 10 May, 1944, and increasing the operations thereunder. However, the then Fascist Government fell and was succeeded by the present administration.

The present Government promulgated its decree which is entitled "Measures against Fascists" on the 17th July 1944. It is much broader in scope than the earlier decrees and is divided into four separate parts as follows:

1. Punishment of Fascist crimes.
11. Punition of the administration.
111. Disposal of private assets by Fascists.
- 1B. Confiscation of Fascist property.

The decree creates the office of a High Commissioner for Operations against Fascism to supervise the execution thereof and an assistant High Commissioner in charge of each of the four parts.

H.E. Court-Storia has been as no doubt you are aware, appointed to the important post of High Commissioner and he has four assistants whom I will mention as I deal with each department.

Part I. (FASCIST CRIMES) DEPARTMENT

H.E. Berlinguer is in charge of this Department.

Briefly this part of the decree provides first for the 2287 by a special High Court of Justice, of which Baron is president, of members of the Government and high ranking members of Fascism who are guilty of annulling the constitution of the constitution, of destroying the liberty of the people, of attacking the Fascist regime and of betraying the fortunes of the country bringing it to its present disaster.

The punishment in us to penal servitude for life or in specially severe cases, death.

Presumably is

The trial of Arnold former Attorney of the Bank of Italy is fixed for the 9th October in New before the High Court of Justice.

On the 1st October General Pennington and his wife will be tried in New for collusion with the Germans and for not having informed the City of London that they had to the Lord Mayor's Banquet the expected of London will be tried before the Court of Appeal there for failing to reveal the Germans. His defence is an interesting one, namely that he acted on the orders of the Prime Minister when located in New although of course he will know it was directed by the Germans. If his defence falls a number of other prosecutions on the same lines will follow.

In addition a person has been arrested and is awaiting trial in New regarding the following will even signed with some other Secretary of the British Embassy, that former Minister Secretary of Parliament, and also former Minister Secretary of Parliament, and also former Minister Secretary of Parliament, and also former Minister Secretary of Parliament.

It is hoped also that further 111 cases will be started and placed on trial they were all members of the notorious Spanish Tribunal for the defence of the State.

In addition to the foregoing 600 communications have been sent to the Secretary of State throughout the period 1941. These cases are now under investigation and in many cases the persons concerned will soon be tried before the appropriate Justice Courts, including and involve throughout the situation.

The High Court of Justice will also shortly try to consider the situation of the situation and other members of the German and it has been for several days in the situation. The situation is now of a kind of political rights for not more than 10 years. It is such persons are now under consideration in many cases they may be sent to an international agency or other institutions for not more than 10 years.

The plan of the Supreme is to consider the fact that they were in danger of their lives and shall not have received the Government enough of the situation in New.

A section of the German, against to which that there has been a unnecessary delay in bringing the situation to trial has been in the Court of Appeal there in London to bringing a complaint to New and the time recently spent in several investigations I think you will agree there has been no undue delay.

Specifically, it provides information in the course of Justice's preliminary and further of more important cases, namely those who organized and led groups and carried out acts of violence and those who provided the result of 2024 Oct. 1922 and 2024 Oct. 1922.

Finally, it provides for the punishment for those who assist members of the armed forces or who colluded with the Northern forces (see page 152).

The first trial before the High Court of Justice that of Justice and the second (Justice's first trial) is well known in the first and second parts, it is in the first part for the first and second parts (see page 152).

The trial of Justice's first trial of the High Court of Justice is the first trial in the first part of the first trial.

On the 24th October 1922, Justice's first trial and the first trial will be held in the first trial of the first trial and the first trial of the first trial. The first trial of the first trial is well known in the first and second parts, it is in the first part for the first and second parts (see page 152).

In addition to the first trial, the first trial will be held in the first trial of the first trial and the first trial of the first trial. The first trial of the first trial is well known in the first and second parts, it is in the first part for the first and second parts (see page 152).

In addition to the first trial, the first trial will be held in the first trial of the first trial and the first trial of the first trial. The first trial of the first trial is well known in the first and second parts, it is in the first part for the first and second parts (see page 152).

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Unit 1: Foundations of Mathematics

There is now to turn the himself of himself a further (own) which will shortly be published compiling information down to officials of the rank of Grade IV to be completed within ten months from the date of the publication of the Journal.

The meeting set up by the Bureau of 27th July is to provide an each subsidiary one or more Commission with information consisting of a, only as president and an official of the Ministry and an official of the High Commission in London. These Commissions consider the cases sent to them by the High Commissioner and after considering the report they prepare the employees for dismissal. The employees may appeal before them and if they decide against it, he is sent to a central Commission appointed by the President of the Council of Ministers and consisting of 7 members.

The Commission of First Instance very frequently in the Minister the number of employees pending the hearing of his case.

Commissaire's program has been sent up to them by the following figure. It is proposed to give a total of 125 Commissioners and of these 64 are to be appointed in 1954.

The office of the High Commissioner has had to work under conditions up to the high level of a trial of 1954. Of these 3,14 having already been referred to Commissions with a proposal for the suspension pending hearing of 644. Ministers have received employees in 1954 group. This last figure is a little smaller, however, for a very large number of cases Ministers have as their own initiative and frequently on the advice of officials of the Commission set up by them before the High Commissioner, which suspension on their own account. In many other cases employees have already been suspended and their continued attendance at the office would serve no good purpose. The figures of these unofficial suspensions are not however available at present.

Working in this the spirit of the task the new state law program that has been made up is to be expected but now that the machine is running a greatly accelerated speed of operation is to be hoped for especially having regard to the provisions of the new laws which I have already mentioned.

In addition to these Ministerial Commissions, in each province 2286 Commissions will be set up to prepare regulations such as the official matters which depend entirely on the province. Until the purpose of prefects in completed however it is not proposed to appoint provincial commissions. The purpose of prefects is of course to bring the present situation of the High Commissioner.

/ Page III.

• <http://www.oxfordjournals.org>

DEPARTMENT OF AGRICULTURE.

[illegible]

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

To Acting Chief Constable.

BRIDGE - OVRA

gwh/gal

1 OVRA was created for the purpose of investigating the political activities of police personnel and was directly under the control of the Minister of the Interior. It commenced as one body but gradually developed a second organization as was being under an Inspector General of Public Security. The fullest and most careful report received (Region III) speaks of OVRA in these terms. "In the whole OVRA tried to keep its hands clean of any dirty work except towards the end of its existence it did not even conduct its own interrogations. It did not effect its own arrests; trials were conducted before a Tribunal in Rome". Its personnel was drawn from officers, sergeants and men of the ordinary police and were all interchangeable between the two. They received considerable extra pay and there was naturally competition for the appointments which largely went to the best and wisest police. Widespread resulted in return to ordinary duty. The rank and file kept the records attended the telephone, received visitors, acted as doorkeepers chauffeurs jailors and made routine enquiries and investigations. All normal police duties, which they appear to be as willing to carry out for whoever commands them. They have worked far and to the satisfaction of the FIS, FIS, provincial safety officers, and the Redoglio Government. OVRA also employed informers most of whom were paid by results. These were not carried on the establishment though some received a fixed emolument. All were unknown to the ordinary rank and file. We have considerable lists of names in some districts.

2 Prior to the invasion the Redoglio Government purposed to abolish OVRA as such but the personnel was transferred bodily to a newly formed Special Inspectorate of Police which was given the task of obtaining evidence against persons who had profited by Fascism. After the Armistice this Inspectorate was abolished except for some reason, in Sardinia. That has now also been abolished.

3 The Armistice Terms provide -

..... the Secret Police (OVRA)..... shall be disbanded in accordance with the directions of the Allied C in C. The Italian Government shall comply with all such further directions as the United Nations may give for the abolition of fascist institutions, the dismissal and internment of fascist personnel.....

4 The Reports from the various Regions are -

- I. OVRA has ceased to exist the principal officers have fled to the mainland most of the less important were screened and some were interned. Rank and file have been re-absorbed in the ordinary police.
- II. OVRA has ceased to exist, a number fled but quite a number of officers and men are now carrying on ordinary police duties.
- III. OVRA has ceased to exist, no reason to suppose the personnel might be dangerous, a few might be weeded out, the dangerous element in the informer class. A very full dossier exists.
- V. OVRA non-existent, personnel mostly fled. One senior officer was used by FIS and is now with FIS.
- VI. The Special Inspectorate of Police continued after we sent all officers to Sardinia, though no longer so called and the men have been scattered, they are still employed on security enquiries and supply some officers with information. A fairly full dossier exists.

1

employed informers most of whom were paid by results. These were not carried on the ordinary rank and file. No large considerable lists of names in some districts.

2 Prior to the transfer the Dalgoglio Government purposed to abolish OVRA as such but the personnel was transferred bodily to a newly formed "Special Inspectorate of Police" which was given the task of obtaining evidence against persons who had profited by the war. After the creation this Inspectorate was abolished and for some reason, in Santhia. That has now also been abolished.

3 The Andriose Terms provide -
..... the Secret Police (OVRA)..... shall be disbanded in accordance with the directives of the Allied C in C. The Italian Government shall comply with all such further directives as the United Nations may give for the abolition of fascist institutions, the dismissal and internment of fascist personnel.....

4 The Reports from the various Regions are -

I. OVRA has ceased to exist the principal officers have fled to the mainland most of the less important were screened and some were interned. Rank and file have been re-absorbed in the ordinary police.

II. OVRA has ceased to exist, a number fled but quite a number of officers and men are now carrying on ordinary police duties.

III. OVRA has ceased to exist, no reason to suppose the personnel might be dangerous, a few might be weeded out, the dangerous element in the inferior class. A very full dossier exists.

V. OVRA non-existent, personnel mostly fled. One senior officer was used by the SS and is now with GHD.

VI. The Special Inspectorate of Police continued after we sent ALL officers to Sardinia, though no longer so called and the men have been scattered, they are still employed on security enquiries and supply many others ALL with information. A fairly full dossier exists.

VII. OVRA formally disbanded some have fled, the SS does not seem satisfied that the "inferior web" is broken he speaks of fascist cells as existing. In all cases lists of names of officers and rank and file exist; probably similar lists of informers in these regions could be compiled if investigation were made.

5 The Reports from Regions suggest that OVRA was largely a normally organized intelligence branch of the police service. Its personnel can be divided into three classes; the senior officers; the junior personnel (including both junior officers and the rank and file); and the informers (regular and casual).

6 It is neither necessary nor desirable that the services of that in some ways was the crown of the police personnel should be lost. If the organization and spirit of OVRA is destroyed, the continued employment of the efficient routine workers is likely to be more advantageous than dangerous.

7 It is recommended therefore that the junior personnel
a should be screened and that any who appear to have lent themselves to criminal or other improper practices should be suspended and brought before the appropriate Defining Tribunal.

b that the remainder should be allowed to remain in the police force but as individuals not all in the same branches or departments

- 2 -

- 8 The real brain and spirit of OTMA lay in the superior officers and the informants not in the routine workers. The senior officers have mostly fled, some have been interned.
- 9 It is recommended therefore that as to senior officers the cases of all senior OTMA officials shall be brought before the appropriate Defining Tribunal.
- 10 The informants are the real poison which may linger in the Italian system. These are the people who are prepared to spy on their friends, tell tales and do not frequently colour their stories (or even invent) to increase their money or other reward. They will still be ready for any dirty work if they can make anything out of it. In some Regions we have extensive lists we can probably get similar lists in other regions. It is this web which in particular must be examined. Their power can best be destroyed -
- by their being uncovered and
 - by the force of public opinion which once formed should tend to prevent others from following in their footsteps.
- 11 It is recommended that those persons should receive the publicity of a public hearing before a defining Tribunal and where the evidence is slight a verdict of NOT PROVEN should be given rather than acquitted.
- 12 Though Deaglio abolished OTMA there is every probability that an organization of this type has been recreated in Northern Italy. Any AM should intern all senior officials of Secret Police under E.M. 67.
- 13 SUMMARY
- That ex-senior officials of OTMA shall be interned.
 - That the ordinary member may if suitable be re-employed.
 - that such re-employment shall be personal but not collective;
 - that those found unsuitable for re-employment by reason of offences committed by them should be arraigned or exposed.
 - That informants should be arraigned or exposed.

APPROV. SEC.
4 Aug 67.

C.R. UNWIN Col.
A/Ad. Admin Sec.

See Fernon

5

5

cases that following in their footsteps.

11 It is recommended that those persons should receive the publicity of a public hearing before a declassifying tribunal and where the evidence is slight a verdict of NOT REVENUE should be given rather than acquitted.

12 Though Redoglio abolished OIRA there is every probability that an engagement of this type has been reventated in Northern Italy. Army AGC should intern all senior officials of Secret Police under L.M. 67.

13 SUMMARY

- a That ex-senior officials of OIRA shall be interned.
- b That the ordinary member may if suitable be re-employed.
 - i that such re-employment shall be personal but not collective;
 - ii that those found unsuitable for re-employment by reasons of excesses committed by them should be arraigned or exposed.
- c That informers should be arraigned or exposed.

ADMIN SEC.
4 Aug 44

G.R. HARKIN Col,
Admin Sec.

See Ferron

- 1. Suggest Prime Purge Commission
- 2. II. OVRAS part 4
OVRAS speaks for 228'
- 3. All officers to be screened by Commission and those in trouble and those required to be kept by Security up. Reducing screening by personal level. Rep-phases simply

forms.

STATISTICAL DATA TO THE END OF MAY 14 REGARDING THE ACTS DONE BY THE
 DEPARTMENT FOR THE REFORMATION OF THE ADMINISTRATION.

1 - Cases filed	26,399
2 - Candidates proposed	157
3 - Commissions appointed	112
4 - Committed for trial	6,859
5 - Suspensions proposed by the High Commission	1,194
6 - Suspensions ordered by Ministers on advice of the High Commission.	
(excluding suspensions ordered by Ministers on their own initiative)	495

RECAPITULATION OF OFFICIALS CONSULTED FOR TRIAL OR SUSPENDED AS ABOVE.

	For trial	Suspended by H.C.	By Min.
Chamber of Deputies	200	1	7
1 - Presidency of the Council	1,350	422	234
2 - Ministry of Interior	105	99	54
3 - " " War	152	17	2
4 - " " Navy	351	200	2
5 - " " Aviation	99	13	4
6 - " " Foreign Affairs	230	46	28
7 - " " Justice	654	100	13
8 - " " Finance-Treasury	58	11	6
9 - " " Agriculture & Forestry	173	110	83
10 - " " Industry, Comm., Labour	304	18	-
11 - " " Public Works	70	20	20
12 - " " Communications	648	82	21
13 - " " Public Instruction	155		
14 - " " Press - Informations	42		
15 - " " Italian Africa	41		
16 - Professional Registers			
17 - Public Bodies - Private concerns			
of National Importance.	1,705	26	11
Home and Provinces	6,859	1199	195
Total			

	For trial	Disputed by EC	By Min
Chamber of Deputies			
1 - Presidency of the Council	200	34	7
2 - Ministry of Interior	1,430	422	244
3 - " War	105	39	34
4 - " Navy	152	17	2
5 - " Aviation	351	200	2
6 - " Foreign Affairs	39	13	4
7 - " Justice	230	46	28
8 - " Finance-Treasury	654	100	13
9 - " Agriculture & Forests	58	11	6
10 - " Industry, Comm., Labour	173	110	83
11 - " Public Works	304	16	-
12 - " Communications	70	20	20
13 - " Public Instruction	648	82	34
14 - " Press - Information	153		
15 - " Italian Africa	42		
16 - Professional Registrars	41		
17 - Public Bodies - Private concerns			
of National Importance	1,705	26	11
Rome and Provinces	6,859	1199	195

STATISTICAL DATA REGARDING THE WORK DONE BY THE
DEPARTMENT FOR THE TRIUMPH OF JUSTICE.

Proceedings initiated up to 30 November	No 1,259	
" settled (reference to the High Court)	4	2282
" dismissed	5	
" committed for trial	1419	
	<u>1128</u>	
" pending	111	444

Rome, 5 December 1944

THE HEAD OF THE CASHIER

0354

Hand

CONFIDENTIAL

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 994

A/CC 250

15 Jul 44.

SUBJECT : Defalcation.

TO : Distribution Below.

1 This memorandum is concerned with the defalcation 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 defalcation 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 orders 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 these cases, the Sub-Commission named in column 2 will be the responsible authority and will coordinate the work with those named in column 1.

MINISTRY		Sub-Comm
1	2	3
Foreign Affairs	Sub-Comm or Section	
Interior	Political Section	
Justice and Law	Interior	Public Health Public Safety H.Q. Press. and Information.
Treasury and Finance	Legal	Public Safety
Finance	Finance	Property Control

6.

6.

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 matters 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 these cases, the Sub-Commission named in column 2 will be the responsible authority and will co-ordinate the work with those named in column 3.

MINISTRY		Sub-Commission or Section	Sub-Commission
Foreign Affairs	Political Section		
Interior	Interior		{ Public Health Public Safety MRO & Prov. and Information.
Grace and Justice	Legal		Public Safety
Treasury Finance	Finance		Property Control
Industry, Commerce & Labour	Commerce		{ Industry { Labour
Public Works	Public Works		
Agriculture	Agriculture		Food 2281
Public Instruction	Education		MEPA
War	ARMY		
Aviation	Air		
Marine	Navy		
Communications (Ports & Pels), Communications (Roads & Bays) Transportation			Shipping.

-2-

5 If Sub-Committees have any information as to the fascist antecedents of any person concerned in their activity, they should place any such information at the disposal of the Minister concerned. If there is any doubt as to whether any Sub-Committee should or should not be disclosed on security grounds, the Security Branch EC & NS will be consulted.

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

7 DEFINITION OF INSTITUTIONS & RELATED INSTITUTIONS.

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

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

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

(b) The definition of branch offices, even those situated in the same city as the Head Office, will be the responsibility of the Regional Committee 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 co-ordinating authority.

HILARY A. STONE
Captain, RMAR
Acting Chief Commissioner.

Distribution: Acting Chief Commissioner,
Administrative Section

(10)

...directive will shortly be issued with regard to the defunct-
 ion of nation-wide institutions (e.g. Banca d'Italia, Banca di Napoli, Ansa-
 news corporation and its on) and of national institutions (e.g. I.R.I., I.M.E. and
 I.L.A.P.).

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

(a) The differentiation of the Head Office wherever situated of such insti-
 tutions will be the responsibility of HQ AGO and not of the Regional Commis-
 sioner of the Region within which the Head Office is found.

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

(c) 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 co-
 ordinating authority.

W. J. T.

WILLIAM T. STONE

Captain, USMC

Acting Chief Commissioner.

Distribution:

Acting Chief Commissioner.
 Administrative Section
 Document Section
 RE & MP Section (for Regions)
 Political Section
 Navy Sub-Commission
 Army Sub-Commission
 Air Sub-Commission
 Communications Sub-Commission
 File

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HEADQUARTERS
ARMED CORPS COMMISSION
R.C. & M.C. SECTION
APO 354

Ref: 343/167/CA

4 August 1944

Subject: Defascism.

To: Regional Commissioners, Region: I II III IV V VI VII VIII IX X,
R.C. & M.C.'s 1 2 3 4 5 and 6 Articles.

1. MIL 159 "Sanctions against Fascism" was published on July 23. 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.
3. The decree which is in six parts, deals with three main classes of cases:
 - a Part I abolishes 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 dismissal of those with fascist sympathy.
 - 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 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 remove fascists and to clear Italian administration and industry of fascism. 3b 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

7

7

1. The 1938 "Sentences against Fascism" was published on July 29. A translation has already been circulated for distribution down to Provincial Commissions.
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.
3. The decree which is in six parts, deals with three main classes of cases:
 - 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 "embezzlement" and the forfeiture of property where no satisfactory explanation of "embezzlement" is forthcoming.
 - d. The other three parts are of an administrative nature.
4. So far as ACC is concerned, 3a and 3c are for the time being regarded as 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 fascists. 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 Minister is 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 (col. 2 of A/CC 25C of 15 Jul). Though these Sub Comms 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-Comms fully informed of the progress of defascism and in particular report persons who should be but have not been dealt with and any that any dismissed ordered are effectively carried out.

ITALIAN
ALLIED CONTROL COMMISSION
ADM. SEC.
ADMINISTRATIVE SECTION

12/69/AS

26 980 44

SUBJECT: Defection.

RE: All HQ's and SAC's.

Reference is made to 313/172/CA of 10 Aug and the proforma enclosed
therewith.

1. Endeavour has been made to obtain from the Italian Government a
statement of the classes of bodies which will be defected locally and
those which will be defeasible centrally.
2. Appended below is a summary showing the type of bodies defeasible
provincially. At present it is a list showing types of concerns
which are nevertheless defeasible centrally. It is necessary therefore
before finally deciding that a body is defeasible locally or in
fact to defeasible to consult the Appendix.
3. With regard to the proforma, the copy of its classes will be
completed.
L.S. (Local Government)
Health (Health No. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 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1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 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1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1841, 1842, 1843, 1844, 1845, 1846, 1847, 1848, 1849, 1850, 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154,

8.

...the Italian Government a
...which will be referenced locally and
...these which will be definable centrally.

2. ...the type of bodies definable
...at a number of levels in a list showing types of concerns
...which are nevertheless definable centrally. It is necessary therefore
...before finally deciding that a body currently definable locally is in
...fact so definable to consult the appendix.

3. ...the progress in the progress, the development its progress will be
...completed.

L.A. (Local Government)
...the progress in the progress, the development its progress will be
...completed.

...the progress in the progress, the development its progress will be
...completed.

4. ...the progress in the progress, the development its progress will be
...completed.

S.M. WHITE Lt. Col.
for J.F. Admin Sec.

Copy to 1 6785.

Bodies Definable Provincially

- 1) Province e loro aziende autonome.
- 2) Comuni e loro aziende autonome.
- 3) Enti di assistenza e di beneficenza; Enti comunali di assistenza;
Enti infantili; Orfanotrofi; Ospedali; Manicomio; Istituti per
ciechi e sordomuti; Ospedaletti varie.
- 4) Enti di assistenza sanitaria; Istituti di profilassi; Ospedali; Ospedaletti
civili istituzionali.
- 5) Istituti di istruzione non statale.
- 6) Ospedali infantili, di beneficenza, ospedali e - di ricovero - di
adeguamento sanitario; Ospedali di viticoltura, allevamento e
simili.
- 7) Enti vari regionali, come l'equivalente pubblico, l'Ente lazionale per
il Porto di Napoli, ecc.

2279

ENTI ASSISTENZIALI E BENEFICENTI

2002 12

- 1) - Enti di assistenza e previdenza sociale: Istituto naz. di previdenza sociale; Istituto naz. assistenza contro gli infortuni sul lavoro; Istituto naz. assicurazioni; Opere naz. misericordia e infanzia; Unione famiglie numerose; Fermento naz. per l'assistenza sociale; Opere naz. lavoro; Impiego; Casa naz. assistenze sociali; le varie Casse di previdenza e mutualita', le Casse mutuelle e simili; Istituto naz. per le case degli impiegati dello stato; Istituto naz. per le case popolari; Ente naz. di assistenza e di previdenza per i dipendenti statali; Istituto naz. assistenza dipendenti locali.
- 2) - Enti per l'assistenza agli ex combattenti; Opere naz. combattenti; Opere naz. assistenza agli invalidi di guerra; Opere naz. assistenza agli orfani di guerra.
- 3) - Enti di carattere culturale o di istruzione: Università; Accademie d'Italia; Consiglio naz. delle ricerche; Istituto coloniale; Accademie, associazioni ed Istituti dipendenti al Ministero delle pubbliche Istruzioni; Accademie del Liceo; Accademia di San Luca; Accademia Lincea; etc); l'Unione cinematografica educativa; Ente regio mare.
- 4) - Enti di carattere economico: Istituto per il commercio con l'estero; Istituto naz. esportazioni; Istituto naz. cambi con l'estero; Istituto ricostruzione industria; Istituto mobiliare italiano; Ente naz. piccolo industria; Istituto di credito per le imprese di pubblica utilita'; Istituto di credito per le cooperative; Istituto di credito di diritto pubblico (Banco d'Italia, Banco di Napoli, Banco di Sicilia, Banco Nazionale del lavoro, Istituto di San Paolo in Torino, Monte dei Paschi di Siena); Istituto naz. credito per il lavoro italiano all'estero; Azienda carichi italiani; Ente naz. Risi; Ente naz. acciaio; Ente naz. cellulosa e carta; Ente naz. generale italiani petroli, esenzioni petroli albania e simili; Associazione naz. comitati di beneficenza; Istituto opere pubbliche dei comuni, Cassa di risparmio e Monte dei Paschi; Istituti di credito romani ed estero.
- 5) - Enti di assistenza e di beneficenza: Circo rosso italiano; Ente naz. previdenza e assistenza dipendenti statali; Istituto naz. dipendenti enti locali; Pio Istituto S. Spirito in Form.
- 6) - Enti attinenti al turismo: Ente naz. industria turistica; P. automobile circolo d'Italia; R. Unione aeronautica.
- 7) - Enti dipendenti del Ministero della guerra: Unione naz. ufficiali in congedo; Unione naz. tirassegna; Unione naz. protezione anticarica; Unione militari; Istituto naz. per la figlia dei militari in Torino.
- 8) - Enti di cultura: Unione comunista; Istituzioni e simili.
- 9) - Enti sindacali; Confederazioni e Federazioni sindacali e loro istituti collaboratori; Consigli Provinciali delle Corporazioni.

- educative; Ente regio rurale.
- 4) - Enti di carattere economico: Istituto per il commercio con l'estero; Istituto naz. esportazioni; Istituto naz. simbi con l'estero; Istituto ricostruzione industriale; Istituto mobiliare italiano; Ente nat. piccolo industria; Istituto di credito per le imprese di pubblica utilita'; Istituto di credito per le cooperative; Istituto di credito di diritto pubblico (Banca d'Italia, Banco di Napoli, Banco di Sicilia, Banco Montecarlo del lavoro, Istituto di San Paolo in Torino, Monte dei Paschi di Siena); Istituto naz. credito per il lavoro italiano all'estero; Azienda carboni italiani; Ente aff. riel; Ente naz. nerico; Ente naz. edilizia a corto; Asl. in guardia italiane petroli; azienda petroli Alconer e simili; Associazione naz. comorzi di bonifico; Istituto opere pubbliche dei comuni; Ordo di risparmio o Monte dei Paschi; Istituto di credito finanziario ag. agrario.
- 5) - Enti di assistenza e di beneficenza: Croce rossa italiana; Ente naz. previdenza e assistenza dipendenti statali; Istituto naz. dipendenti enti locali; Eic Istituto c. Spirito in Roma.
- 6) - Enti ereditari al turismo: Ente naz. industria turistica; N. automobile circolo d'Italia; R. Unione aeronautica.
- 7) - Enti dipendenti del Ministero delle guerre; Unione naz. ufficiali in congedo; Unione naz. tirapugna; Unione naz. protezione antiaerea; Unione militare; Istituto naz. per la figlia dei militari in Torino.
- 8) - Enti di culto: Unione comunita' israelitiche e simili.
- 9) - Enti sindacali: Confederazioni e Federazioni sindacali e loro istituti collaterali; Consiglio Provinciale delle Corporazioni.
- 10) - Enti fascisti: Enti gie' dipendenti del P.N.F.; G.I.L.; Instit. naz. aff. di cultura; Fondazione naz. figli del Littorio.
- 11) - Enti vari: Istituto naz. di urbanistica; Ente esposizioni universali di Roma; Istituto naz. per la gestione delle imposte e consumo; Istituto naz. trasporti; Ente italiano per il diritto di autore.

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De

Vol. 199
Set 16a

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The Journal of

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RC Toluca Region
 RC Toluca-Toluca Region
 RC Toluca-Toluca Region
 RC Toluca-Toluca Region
 RC Toluca-Toluca Region

Dr. Ricardo Trevisan,
Rio de Janeiro Region,
Rio de Janeiro Region,
Rio de Janeiro Region,
Rio de Janeiro Region,
Rio de Janeiro Region.

1. Much difficulty has been occasioned in some provinces in the matter of operation of officials through an improper understanding of the relative responsibilities and procedure of AM and Italian Government officials. This Memo is intended to clarify the position.
2. On first entry into a territory, AM officers will use Box Memo 67 into operation and in doing so it is important that lists A and B should be used together, that is to say that an official in list A should only be suspended if he is also within a description in list B and vice versa. AM officers will be careful to refrain from a wholesale sucking of officials for administrative chores while only result. They must only worry about major officers as appearing in list A and neglect the fascist character of minor officials.
3. Thereafter in AM territory two phases may be distinguished.
- a) When there is no immediate probability of DIL 159 being implemented.
- b) Where conditions have been set for restoration that DIL 159 can be implemented.
- In no case will AM set up methods of operation except as described in this Memo. See 313/157 A of 6 Aug 44.
4. In the former case defection by AM under General Order 95 (which will shortly be circulated) may be authorized by HQ AM.
5. Where DIL 159 is in force (•) the responsibility is that of the Italian Government working through the machinery set up by that direction. This is their responsibility.
- a) Government servants and employees of some of national importance

9

9.

1. Much difficulty has been experienced in some provinces in the matter of operation of officials through the improper understanding of the relative responsibilities and procedures of AM and Italian Government officials. This item is intended to clarify in relation.
2. On first entry into a territory, AM officers will put Case No. 67 into operation and in doing so it is important that lists A and B should be used together, that is to say that an official in list A should only be accompanied if he is also listed in description in list B and vice versa. AM officers will be required to train from a student's knowledge of officials for administrative changes which may result. They must only worry about minor details on operation in list A and neglect the lesser supervision of minor officials.
3. Thereafter in any territory two phases may be distinguished.
 - a) Where there is no immediate possibility of DLT 159 being implemented.
 - b) Where conditions have been set for DLT 159 can be implemented.If no plan will AM set up methods of operation except as described in this Memo. See 215/167 A of 4 Aug 44.
4. In the former case, referred to by AM under General Order 35 (which will shortly be circulated) may be authorized by HQ AM.
5. There DLT 159 is in force (*) the responsibility is that of the Italian Government working through the machinery set up by that decree. This is that the cause of:
 - a) Government controls and supervision of concerns of national importance though they may work in the provinces will be dealt with by Spontaneous Commissions either in Rome. The AM Police responsible for ensuring the efficient action of these Commissions are the appropriate Sub-Comms of this HQ.
 - b) AM officers in the field therefore, can only influence the actual process of defencing through the Sub-Comms concerned which they must keep informed on local conditions and requirements.

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Though they have no direct local responsibility for defending these claims if employees this does not mean that they cannot, for good reasons, suspect persons (including friends) but it does mean that they will not comply themselves with any general request of associates from office.

b) Emphasis of entirely local concerns such as the SOI, Hospitals and local public utility administration will be built with by Provincial Administration Commission (proposed by the central Govt. but sitting locally). The AC officers responsible for seeing that these Commission work efficiently and rapidly in the AC through his representative.

He is also responsible for keeping HQ AC informed on local conditions and progress.

HQ AC will be the channel of communication for any representations to any plan to work with regard to the regulation of personnel of Provincial Commission.

6.6 It must be recalled that when AC officers are they will only succeed. Unemployment will be all over a by ACs plus by the Italian Government and a US 158.

7 Though the responsibility for financial is that of the Italian Govt. AC officers have an over-riding duty to see that financial supplies are not discontinued either by voluntary disbursement or by financial if by employer, where no substitute is available. This does not mean that every proposal of the Commission requires prior approval by an AC officer but the AC officers must arrange to be kept in the picture and be prepared to interfere if dis-organization is seriously threatened.

BY CHAIRMAN OF THE CHIEF COMMISSIONER

[Signature]
D. A. [unclear] 31.12.54
10.12.54
1008 10

Copy to: BSA, [unclear], [unclear] and Southern [unclear].

DISTRIBUTION: Region HQ (4) Provinces (2).

• This system has been implemented as follows:

In Region: In the Province of:
Dadab-Dadab: [unclear], [unclear], [unclear].

6. It must be pointed out that the AIG officers met they will only suspend. Dismissal will be all cases by AIG-100 by the Justice Government under 111.155.

7. There is responsibility for dismissal in that of the Justice Govt. AIG officers are in overruling into to not that qualified services are not discharged either by "excessive" discharge or by dismissal of my employee. When no substitute is available. This does not mean that every proposal of the Commission requires prior approval by an AIG officer but the AIG officers must approve to be kept in the picture and to prepare to handle it if dis- crimination is seriously threatened.

17. COMMISSION OF THE AIG CHIEF COMMISSIONER

[Handwritten signature]
 J. R. ...
 VP of ...
 10/15/55

Copy to: USA, ... Stille and Southern Regions.

DISTRIBUTION: Region HQ (4) ...

• This document has been implemented as follows:

In Region:	In the Province of:
Mexico-Central	Tamaulipas, ...
Aguascalientes	Coahuila, ...
Toluca	Guatemala, ...
Southern	Veracruz, ...

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

HEALTH, SAFETY AND ENVIRONMENT

OFFICE OF THE
CHIEF OF BUREAU

12/10/74

1 Dec 74

SUBJECT: Removal of employees of socialist Republican Government.

Re: 1 Dec distribution.

1. In the advice through areas recently in Soviet Republics, and in the advice will have been that the problem of removal of employees of socialist Republican Government.

2. It has sometimes been believed that every member of the socialist Republican Government is (or) factor in the removal. If this course is followed administrative areas will result. Since it is known that some persons of some socialist have been removed that insufficient are left to carry out essential duties. It is essential that sufficient personnel be retained in all the various services to allow them to function.

3. The principle to be followed is that:

- a) Service of services of if important concerns must be dealt with in accordance with the laws of 67 (or 68, 35) and the letter to in operation).
- b) Those of the lower rank as to work there is an evidence of active socialist participation will be retained to work under new socialist but areas and who have been really active socialist may also when suitable be retained.

4. The new laws will, if any personnel of suitable qualifications ability and subordinates are available, be promoted with temporary rank and then utilized. If there are problems, replacement will be requested.

5. Every effort will be made to organize sufficient and efficient services too if, after review, insufficient personnel remain to carry out necessary duties, reinforcements must be requested, but it must be realized that owing to the uncertainty of the process of maintaining a large reserve of personnel can anywhere be available. There is necessity for pressure in ordering reinforcements.

BY ORDER OF THE CHIEF BUREAU:

101

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11-00000

ALLIED OFFICIAL COMMISSION
A.M. & S.S. Section
220 374

5 July 1944

EXECUTIVE MEMORANDUM

NUMBER

67

TREATMENT OF ITALIAN OFFICIALS ENGAGED IN ADVANCE HOSTILITIES.

1. Inasmuch as the Directive and the separate Memorandum of the Chief Commissioner both dated 24 May 1944 have given rise to a few questions, the following constitutes a revised and consolidated directive, designed to meet those questions and possibly to forestall others.
2. Many of the Italian officials in the area north of the line marking the beginning of the recent offensive were placed in office by the so called Republican Fascist Government or by the Germans. Others, however, may, despite their hostility to the Fascist Government, have been compelled through coercion to remain in office or through devotion to duty may have chosen to remain and serve their people. Others stayed at their posts for some months and then for alleged fear of persecution deserted. It is impossible at a glance to say in which of those classifications a particular public servant should be placed. Obviously many of the first classification, particularly those highly placed, will have fled before our advancing troops, but on the other hand many will remain and thus must be dealt with in accordance with this directive.

3. The object of ASD is to rid the country in its entirety of the important fascist and of persons put in office by the Republican Government. While many important fascists are not necessarily men who are now holding important administrative posts considerations of expediency make it necessary for ASD and AGS to confine themselves to an examination of those holding the more important posts.

For this purpose two lists have been prepared and are attached hereto. List A contains a list of Italian Governmental and Ministerial officials which should be cleaned of fascist personnel as quickly as possible as the officials are important. The list contains three categories in order of importance.

List B contains a list of purely fascist officials and serves as a guide as to what type of fascist party members are particularly obnoxious.

4. These two lists will normally be used together. Thus if you find a person who occupied one of the offices in List A and who has had one of the party affiliations contained in List B he is likely to be an official to be removed at once.

However, an official holding office in List A who has never been put into office by the Fascist Republican Government should be classified whether or not he belongs to one of the fascist offices mentioned in List B.

11

11

Republican Government or by the Germans. Others, however, may, despite their hostility to the Fascist Government, have been compelled through coercion to remain in office or through devotion to duty may have chosen to remain and serve their people. Others stayed at their posts for some months and then for alleged fear of persecution deserted. It is impossible at a glance to say in which of these classifications a particular public servant should be placed. Obviously any of the first classification, particularly those highly placed, will have fled before our advancing troops, but on the other hand many will remain and there must be dealt with in accordance with this directive.

3. The object of ABC is to rid the country as far as possible of the important functionaries of persons put in office by the Republican Government. While many important functionaries are not necessarily men who are holding important administrative posts considerations of expediency make it necessary for ABC and RAC to confine themselves to an examination of those holding the more important posts.

For this purpose the lists have been prepared and are attached hereto. List A contains a list of Italian Governmental and ministerial officials which should be cleaned of fascist personnel as quickly as possible as the officials are important. The list contains three categories in order of importance.

List B contains a list of purely fascist officers and serves as a guide as to what type of fascist party members are particularly obnoxious.

4. These two lists will normally be used together. Then if you find a person who occupied one of the offices in List A and who has had one of the party affiliations contained in List B he is likely to be an official to be removed at once.

However, an official holding office in List A who has never been put into office by the Fascist Republican Government should be dismissed whether or not he belongs to one of the fascist offices mentioned in List B.

5. Officials (as well as any other persons) regarded as potentially dangerous should in addition be looked up immediately. They may be interned or if the Italian Government requests that they be turned over to it suitable arrangements should be made to comply with the request. Whenever a person is interned a request must forthwith be made to the ABC, RAC & MG Section.

6. It is emphasized that in carrying out the important duty of ridding the country of fascists nothing herein is intended to prejudice the right of SCAC and RAC to dismiss and/or intern individuals at their discretion in proper cases without reference to their present official position or past fascist office.

7. In Rome officials of the Ministries and members of the Court of Cassation and of special courts of national, as opposed to local, jurisdiction will be dealt with by the ABC direct and not by Rome Section. Such offices in List A are marked with an asterisk.

8. SCAC and RAC have full discretion in exceptional cases to retain as a purely temporary expedient a fascist in office when the immediate administration

.....Sheet Two..

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- Sheet Two -

of any locality renders this essential. In all such cases the work of the individual should be closely supervised and application should be made at once for a replacement to the appropriate Sub-Commission.

Handwritten signature

N. S. USH.
Brigadier,
Executive Commissioner,
for Chief Commissioner.

320/42/CA.

DISTRIBUTION :

- R.C.s Region IV, V, VIII, IX, SO40s AG 5th and 6th Armies.
- A/Chief Commissioner.
- Executive Commissioner.
- Deputy Executive Commissioner
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- Economic Section (3 Copies)
- Security Branch (3 Copies)
- F.R.O.
- Civil Affairs Branch (2 Copies)
- Spare (20 Copies)

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Country 1.List 1A1

1. Ministers.
2. Undersecretaries of State.
3. Chiefs of Cabinet and Private Secretaries of Ministers.
4. National Deputies of the Chamber of Deputies and of Corporations.
5. Chief of the police attached to the Government.
6. Prefects in charge of provinces and assigned to the Ministry.
7. Presidents, Judges, prosecutors of the republic and Assistant Prosecutors of the republic at the special tribunals.
8. Secretary General, Vice-Secretary General, administrative secretary and vice-secretary, members of the National Directory, inspectors general, vice-inspectors general and respective private secretaries of the fascist national party.
9. Federal Secretaries, Administrative Federal Secretaries, Federal Inspectors, members of federal directors, and inspectors of the fascist national party.
10. Directors and vice-directors of GIL.
11. Directors and vice-directors of the Opera Ballia.
12. Directors and vice-directors of the Opera Nazionale Dopolavoro.
13. Political secretaries of all colonies.
14. Governor and vice-governor of Rome.
15. President (preside) of the province and vice-president (vice-preside).
16. Mayors (podestà) of cities with a population of more than 50,000 inhabitants.
17. Officers of any rank in the militia including those "fuori ruolo". (unassigned) and those who hold a civilian authority only.
18. Subsecretaries and consuls of the republican government.
19. Inspectors General of public safety.
20. Presidents and directors of the national council of corporations.
21. All members of the National Republican Guard composed of volunteers with duties pertaining to public safety.

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9. Federal Secretaries, Administrative Federal Secretaries, Federal Inspectors, members of Federal Ministry, some directors of the fascist national party.
10. Directors and vice-directors of IIL.
11. Directors and vice-directors of the Opera Ballade.
12. Directors and vice-directors of the Opera Nazionale Popolare.
13. Political secretaries of all columns.
14. Governor and vice-governor of Rome.
15. President (preside) of the province and vice-president (vice-president).
16. Mayors (podestà) of cities with a population of more than 50,000 inhabitants.
17. Officers of any rank in the militia including those "fuori ruolo" (unassigned) and those who hold a civilian authority only.
18. Ambassadors and consuls of the republican government.
19. Inspectors general of public safety.
20. Presidents and directors of the national council of corporations.
21. All members of the National Republican Guard composed of volunteers with duties pertaining to public safety.

Category 2.

- x 1. President of the Court of Cassation.
- x 2. Prosecutor General of the Court of Cassation.
- x 3. President of the Court of Accounts.
- x 4. President of the Council of the State.
- x 5. Advocate General of the treasury (avvocato generale erariale).

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6. Principals (rettori) of universities.
 - x 7. Directors General of all ministries.
 - x 8. Personal heads of all ministries.
 9. Mayors (podestà) of all communes with a population of less than 50,000 inhabitants.
 10. Members of the fascist directory (direttorio dei fasci) of all communes.
 11. President and directors of the Provincial Council of corporations.
 12. Presidents and provincial and communal directors of the Opera Nazionale Balilla, Dopolavoro and GIL.
- Category 2
1. Vice-prefects and chiefs of cabinets of prefects.
 2. Procurators of the republic.
 - x 3. Advocates General of Cassation.
 4. Presidents and secretaries of provincial associations of all professions and callings.
 5. University professors who do not hold regular appointment (non di ruolo) but merely "charged" (incaricati) with instruction.
 6. Provincial Superintendents of Studies (Sovrintendenti agli Studi).
 7. Intendants of Finance.

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Category 2

1. Vice-prefects and chiefs of cabinet of prefects.
2. Procurators of the republic.
- x 3. Advocates General of Cassation.
4. Presidents and secretaries of provincial syndicates of all professions and callings.
5. University professors who do not hold regular appointment (non di ruolo) but merely "charged" (incaricati) with instruction.
6. Provincial Superintendents of Studies (Grovveditori agli Studi).
7. Intendants of Finance.

x Officials marked with an asterisk will be dealt with by IR AGC.

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- A. A person who had the title or qualification of "Sottosegretario", "Squadista", "Antimuratore", "Maurista su Duna", or "Maurista littorale".
- B. A person who was, during the fascist regime, a member of the Central Government, a member of the Grand Council, a member of the Academy of Italy, or a member of the Special Court for the Defence of the State.
- C. A person who was a president, vice-president or executive secretary of a corporation, confederation, federation, or syndical union.
- D. A person who was a member of the fascist party and who was nominated as a senator on or after 3 January 1925 and who subsequently to such nomination obtained any office or post in any administration or undertaking included in Art. IV.
- E. A person who was a national secretary or national vice-secretary of the fascist party, or a member of the national directory, or a national inspector.
- F. A person who was nominated as a senator before 3 January 1925 and who, after that date, joined the fascist party and subsequently obtained any office or post included in list 'A'.
- G. A person who was a fascist member of parliament or who was a national councillor.
- H. A person who was a secretary federal, a federal vice-secretary or an administrative vice-secretary.
- I. A person who was a member of the federal directory or of the Directory of a fascio di combattimento or a fiduciario riinale of a chief centre of a province.
- J. A person who was a federal inspector or a zone inspector.
- K. A person who was a president or a member of the Corte Centrale of the federal disciplinary commission of the fascist party.
- L. A person who was, during the fascist regime, a president or a vice-president or consigliere or rector of a provincial administration.
- M. A person who was, during the fascist regime, a mayor, vice mayor or a governmental or prefascist commissioner of a chief centre of a province.
- N. A person who was during the fascist regime, mayor of a comune which had, at the date of the last census, a population of more than 50,000.
- O. A person who was a political secretary.
- P. A person who was a provincial fiduciaria of the female fasci.
- Q. A person who was, during the fascist regime, a president, a vice-president, a

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

included in list 'A'.

- G. A person who was a fascist member of parliament or who was a national councillor.
- H. A person who was a secretary federal, a federal vice-secretary or an administrative vice-secretary.
- I. A person who was a member of the federal Directory or of the Directory of a fascio di combattimento or a fiduciario politico of a chief centre of a province.
- J. A person who was a federal inspector or a zone inspector.
- K. A person who was a president or a member of the Centro Centrale of the federal disciplinary commission of the fascist party.
- L. A person who was, during the fascist regime, a president or a vice-president of a committee or rector of a provincial administration.
- M. A person who was, during the fascist regime, a mayor, vice mayor or a governmental or prefectural commissioner of a chief centre of a province.
- N. A person who was, during the fascist regime, mayor of a comune which had, at the date of the last census, a population of more than 50,000.
- O. A person who was a political secretary.
- P. A person who was a provincial financier of the Fascist Fasci.
- Q. A person who was, during the fascist regime, a president, a vice-president, a director or a manager of a statal, parastatal or public service organization.
- R. A person who was, during the fascist regime, a political radio commentator.
- S. A person who was, during the fascist regime, a director or chief editor of a newspaper or a political magazine.
- T. A person who was, a professional journalist/and who, after 3 January 1925, exalted the ideas and political aims of fascism. 2273
- U. A person who was a member of the Milizia Volontaria Sicurezza Nazionale in permanent active service, and who was not a person referred to in any other paragraph of this article and who, while such a member was :

or publicist

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- (1) a member of the Milizia Contremae or the Milizia Contiera, or
- (2) a member of the Milizia Forastale who had been an official or employee of the former forest administration before the creation of the Milizia Forastale, and

V. A person who has been decorated by the German Government for special political services rendered to the Nazi Party.

NOTE. For the purposes of this guide, the terms "fascists", "fascist party", and "fascist regime" include their equivalents as set up by Mussolini after the Armistice.

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05/07/2013

2018-2019 2018-2019 2018-2019

operation + operation in occupied territory.

Regional Councils, Latin America, Africa, Middle East, Islamic elements, Colombia and Venezuela, Mexico.

2. In view of the strong anti-family feeling which is likely to prevail in Northern Italy you may find it necessary to ensure that actually the public that Spaurigen and the several thousand of suspected persons are proceeding as quickly as possible.

2. Expected to be initiated by the Italian Government under the 159 and subsequent agreements. Agreement in June 1944 an agreement was made between the Italian Government and AC that AC would leave this work to the Government and would not operate it independent bodies of their own. However, the Italian Government has experienced many delays in working their scheme in Southern Italy and you may find it desirable in the North to ensure more rapid progress. With this end in view General Order No. 35 has been prepared which provides for the suspension of General Order No. 35 has been prepared through previous conditions.

This order follows the lines of the Italian Government orders and does not therefore infringe the spirit of the Turco agreement. Moreover the Italian Government has been informed of and has welcomed the Order. It is, however, incorrect that the Order if put into operation should be enforced in its entirety so as to ensure uniformity throughout all Regions. The Order will be put into operation at the discretion of Regional Commissioners but such discretion will not be exercised without the previous consent of HQ 42.

3. The Order is in no way intended to prevent the suspension or dismissal of any person from office by a member of the Allied Military Government as hereafter. No system of suspension, however, will be employed by any Regional or Provincial Commissioner or any other member of the Allied Military Government except under Executive Decree No. 67 and 70 and/or this General Order.

4. It is important that the work under the order should be done by the Italian themselves. At great care must be taken that the situation proceeds without becoming the basis of vindictive or unfair action by any Commission or persons connected with it. These proceedings must not be allowed to become a witch hunt. Close supervision will be necessary particularly in the initial stages.

It is very important that Councils should concentrate on the official side of experience as far under the Italian Government Scheme has shown that the tendency is to pursue the small man carrying on low grade and unimportant points

12

12

2. Specified by being undertaken by the Italian Government under 159 and subsequent sources. However in 1941, an agreement was made between the Italian Government and AC that it would leave this work to the Government and would not operate as independent source of their own. However, the Italian Government has experienced many delays in getting their scheme in Southern Italy and you may find it desirable in the North to ensure more rapid progress. With this and in view General Order No. 35 has been referred which provides for the suspension of facilities through Army Postal Commissions.

This order follows the lines of the Italian Government system and does not therefore infringe the spirit of the June agreement. Moreover the Italian Government has been informed of and has welcomed the Order. It is, however, important that the Order if put into operation should be enforced in its entirety so as to ensure uniformity throughout all Regions. The Order will be put into operation at the discretion of Imperial Commanders but such discretion will not be exercised without the previous consent of HQ AC.

3. The Order is in no way intended to prevent the suspension or discharge of any person from office by a member of the Allied Military Government as heretofore. No system of operation, however, will be employed by any Regional or Provincial Commissioner or any other member of the Allied Military Government except under Executive Memoranda No. 67 and 70 and/or this General Order.

4. It is important that the work under the Order should be done by the Italians themselves, but great care must be taken that the Operational proceedings shall not become the basis of vindictive or unfair action by any Commission or person connected with it. These proceedings must not be allowed to become a high grade. Close supervision will be necessary particularly in the initial stages. It is very important that Commissions concentrate on the officials of high grades. Experiences so far under the Italian Government Scheme has shown that the tendency is to pursue the small men occupying low grade and unimportant posts and to pass over the more important officials.

Article 7 of the Order is designed to meet this problem but Provincial Commissioners must ensure that even within categories immediate and Routine the civilian and employees are considered in order of importance. It is normally desirable for some personnel to be operated as quickly as possible. Regional Commissioners will, therefore, if so advised by the Regional Educational Officer, make an order for the section of Provincial Commissions to devote themselves to these officials.

In no circumstances will any attempt be made to commence operation proceedings against persons in category postponed without the previous consent of HQ AC.

5. Generally, it is not to be expected that Commissions will be set up in any area unless they become static and the particular HQAC shall so approve.

6. In some provinces it may not be possible to find locally enough commissioners or commission staffs with the requisite qualifications. While it is preferable to employ local personnel this is not obligatory and any Italian may be appointed even though he resides in another province or region, provided he

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possesses the requisite qualifications.

7. Hasty suspensions of persons in important positions in administrative or undertakings performing services essential to the Allied Forces may easily cause disruption of this work unless acceptable substitutes are immediately available. The civil administration and the judiciary may suffer likewise from such action. Therefore, particular care must be taken to avoid any such disruptions. Your attention is drawn to par. 17 of the Administrative Instructions in this respect.

8. In appointing Commissions only 5 or 3 members should be appointed for each Commission or for each Section when it is contemplated that a Commission will sit in Sections. Where vacancies occur they should not be filled unless it is necessary to do so.

9. Commissions when appointed must proceed speedily with their work and if any member thereof is not performing satisfactory service such member should be removed.

10. When the Order is to become operative in a certain locality the Provincial Commissioner should see that the Order and the separate order fixing the commencement date are posted together a sufficient time in advance of the commencement date and of the requisite plans to give the public and all persons concerned reasonable advance notice. A suggested form of Provincial Order is attached.

11. The contents of this communication should be made available to officers of Allied Military Government who will perform services in connection with these Commissions, but NOT to the Italians.

12. Attached hereto are copies, in English and Italian, of Central Order No. 35 and the Administrative Instructions. The Administrative Instructions which cover details of procedure, are for the use of members of the Commissions as well as members of the Allied Military Government. They are not in any way secret, but it is not thought necessary that they should be publicly posted.

By Command of Commanders STONE;

W. S. LUSH,
Brigadier,
Chief of Staff.

3. Commission when appointed must proceed speedily with their work and if any member thereof is not performing satisfactory service such member should be removed.

10. When the Order is to become operative in a certain locality the Provincial Commissioner should see that the Order and the separate order fixing the commencement date are printed together a sufficient time in advance of the commencement date and at the requisite places to give the public and all persons concerned reasonable advance notice. A suggested form of Provincial Order is attached.

11. The contents of this communication should be made available to officers of Allied Military Government who will perform services in connection with these commissions, but not to the Italians.

12. Attached hereto are copies, in English and Italian, of General Order No. 35 and the Administrative Instructions. The Administrative Instructions which cover details of procedure, are for the use of members of the Commissions as well as members of the Allied Military Government. They are not in any way secret, but it is not thought necessary that they should be publicly posted.

By Command of Commandant Stone:

M. G. USK.
Brigadier,
Chief of Staff,

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COAD 5 AMV

NOTE: Italian copies are in the press and will be forwarded later under separate cover.

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E
A

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

ORDER FIXING DATE OF COMMENCEMENT OF GENERAL ORDER No. _____

Provincial }
Order No. }

I,, Provincial Commissioner for the
Province of do hereby order and direct that General
Order No. 35 shall commence and become operative in the Province/Locality of
..... beginning as of 0001 hours on the day of 1944.

Dated :

Signed :

.....
(Provincial Commissioner)

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

I,, Provincial Commissioner for the
 Province of do hereby order and direct that General
 Order No. 35 shall commence and become operative in the Province/Locality of
 beginning on of OAST hours on the day of 1944.

Dated :

Signed :

.....
 (Provincial Commissioner)

2270

intending to make the world a better place.

7071-7073 CHH. H. 404. 10. 100

[illegible]

• **WORTHY OF A PRIME 1720A**

1. $\mathcal{M} = \mathcal{M}_1 \cup \mathcal{M}_2$ and $\mathcal{M}_1 \cap \mathcal{M}_2 = \emptyset$.

**THE CASE FOR THE
FUTURE OF THE
FUTURE**

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1. *Chlorophyll a* and *Chlorophyll b* were determined by the method of Lichtenthal and Whistler (1973). The total chlorophyll content was determined by the method of Arar and Cook (1980).

CONCLUSIONS



understand, that the purpose of this document is to provide information to the public on the activities of the various departments of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

11)

The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

12) General Information

The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

13)

The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

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The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

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The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

6. REVIEW OF THE INFORMATION

The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

1) The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada. The information is being provided to the public in order to ensure that they are kept informed of the activities of the Government of Canada.

7 - RESPONSIBLE OF WHAT?

DEPARTMENT OF AGRICULTURE

THE UNIVERSITY OF CHICAGO

1000

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107 *Journal of Management Education* 31(1) 2007 107

15 Journal of the 10 Days of the Al-Fredville, NY Government
 relating to the death of a woman
 who was killed in the city
 on 11-11-11. The woman was killed on 11-11-11.
 268

RECEIVED OFFICE NO. 10

AS

on the

NOTES

OF

RECEIVED THE OFFICE NO. 10

WHEREAS it is the policy of the
United States Government that persons
who are hostile and occupied positions
or representative positions during the
present regime or have since 1943
collaborated with the Japanese
Government shall be removed from office
and WHEREAS the United States Government
has undertaken such removal and has
executed all the laws of 27 July 44 and

CONFIDENTIAL AND UNCLASSIFIED

WHEREAS it is the policy of the United States Government that persons who serve the United States in positions of responsibility during the period of the Japanese occupation of the Philippines shall be treated as persons who have aided the Japanese Government and the Japanese people in their efforts to overthrow the United States Government and to establish a Japanese government in the Philippines;

AND WHEREAS the United States Government has undertaken such measures and has issued orders for the arrest and detention of persons who have aided the Japanese Government and the Japanese people in their efforts to overthrow the United States Government and to establish a Japanese government in the Philippines;

AND WHEREAS it is the intent of the United States Government that with the passage of time the operations of the United States Government in the Philippines shall become more effective and efficient and that the operations of the Japanese Government and the Japanese people in the Philippines shall become less effective and less efficient;

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

OFFICE OF THE CHIEF OF STAFF AND STAFF

ADMINISTRATIVE INSTRUCTIONS PERTAINING TO GENERAL ORDER NO. 15.

2. While any fascists who occupied positions during the fascist regime have been removed, any others may be still existing in positions described in General Order No. 35. That Order sets out the plan for expelling the remaining members of this general category. However, that Order in no way prevents the appointment or dismissal of any person by a member of the Allied Military Government as long as the person is not a fascist.

3. The General Order is to be administered by a committee consisting of Italian, who will be represented by provincial members only. They will be chosen primarily on the ground that they are members of all political parties, and they will also be men of good character, standing and ability. They shall not be considered in the locality for which the particular Commission is appointed.

4. Each Commission will require an adequate staff and the provincial to maintain or meet the need to administer but not excessive staff is required. The members of the staff must be from all political parties.

5. The salaries of members of a Commission and their staff shall unless otherwise ordered by the Allied Military Government be paid out of the funds of the Prefecture and shall be as follows :-

The President of each Commission shall be paid the salary with allowances of an Italian judicial official of the 4th grade.

Other members of each Commission shall be paid the salary with allowances of an Italian judicial official of 5th grade.

Members of staff shall be paid a salary with allowances not exceeding that of an employee of the Italian Government performing comparable work.

6. A Commission, if it finds fit, may set its own sections and each of such sections will have powers of the Commission itself. The President of a Commission shall, if so ordered by the National Council, appoint or remove any person to the investigation or discipline or employees employed in any particular activity or administration or undertaking and irrevocably appoint or remove any person to the investigation or discipline or employees employed in any particular activity or administration. The President of each Commission will appoint one member of the Commission to be Deputy President and two or more members as Vice-Presidents. The Deputy President shall preside over the Commission in the absence of the President and a Deputy President or a Vice-President shall exercise over a separate section. The President of a Deputy President and Vice-President shall be subject to the approval of the National Council. Any member exercising will be filled, if necessary, in the same manner as the original appointments.

7. Normally the Commission or a Section thereof should sit as a body of not more than 5 members less than 3.

8. The members of a Commission or a Section thereof shall not be paid-

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14

staff must be made of Executive Order.

4. The salaries of members of a Commission shall be fixed by the President with the approval of the United States Government and shall be paid out of the funds of the President and shall be as follows:

The President of each Commission shall be paid the salary with allowances of an Italian judicial official of the 1st rank.

Other members of each Commission shall be paid the salary with allowances of an Italian judicial official of the 2nd rank.

Members of the Commission shall be paid a salary with allowances not exceeding that of an employee of the Italian Government performing comparable work.

5. A Commission, if it wishes, may employ such persons as it deems necessary and shall have power of the Commission itself. The President of a Commission shall, if so ordered by the President of the Commission, appoint or remove such persons to the Commission or discontinue the employment of any individual residing or administration or organization and coordinate officials or employees of the Ministry of Education. The President of each Commission will appoint one member of the Commission to be Deputy President and two or more members of the Commission. The Deputy President shall preside over the Commission in the absence of the President and the Deputy President or a Vice-President shall preside over a regular session. The President of a Deputy President and Vice-President shall be subject to the approval of the President of the Commission. Any vacancy occurring will be filled, if necessary, in the same manner as the original appointment.

6. Normally the Commission or a Section thereof should sit as a body of not more than five members.

7. The records of a member of the Commission from any sitting shall not invalidate the proceedings of the Commission provided that the records, sitting in not reduced below 3.

8. Proceedings under Article VI of the General Order shall be in private. The Commission shall have its decision in each case on a fair review of the facts appearing from the records furnished and from other evidence in the possession of the Commission.

9. In every case in which the Commission decides that a Member of Congress is guilty of a crime, the Commission shall have the right to make recommendations to the House of Representatives or the Senate.

10. The records shall be made available to the public in whole or in part as requested by the Commission.

11. Unless otherwise directed by the President, the Commission shall be open to the public.

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11. On the hearing of an objection both oral and documentary evidence shall be admitted save that the Commission shall never at any time or at any stage of any proceedings under the General Order receive in evidence or take cognizance of anonymous communications.

Where the person objecting wishes to give evidence in person he shall be permitted to do so, and he and the Commission may call such other relevant evidence as they think fit.

All questions to the person lodging the objection and to other witnesses giving evidence before the Commission will be put only through the President of the Commission or Section.

12. The Commission will not appoint any person to carry out functions analogous to a "Public Minister".

13. Any person may denounce another to whom the General Order applies. The denunciation must be in writing and sworn to before it can be received by the Commission. Hearing on a denunciation shall be had as in any other case.

14. If a person has previously been dismissed or suspended from employment in an administration or undertaking by the Allied Military Government on the sole ground that he had fascist connections, such person may lodge at the office of the Commission appointed for the locality a Scheda Personale duly completed and signed by him. With the approval of the Provincial Commissioner, the Commission may proceed with the case by hearing on the papers filed by such person as on an objection. In the event of the Commission finding that he is in fact not objectionable as a fascist and would not have been suspended on such grounds alone if he had still been employed at the time of the commencement of the General Order, the Commission may, with the consent of the Provincial Commissioner, order that he be restored to the position originally held by him or to such other position for which he may have applied or may later apply, and with the consent of the Provincial Commissioner may order that he be paid the whole or some part of such salary as he would have been entitled to receive had he remained in office.

15. If a person lodging a Scheda Personale under the requirements of the General Order has been appointed to a position by Allied Military Government the particular Commission shall not proceed with the case or enter an order of suspension of such person without the consent of the appropriate Provincial Commissioner.

16. As to persons included in categories Immediate and Routine, the General Order applies without distinction of grade, rank or salary. Nevertheless Commissions will initially concentrate on officials and employees occupying the more important positions in those categories.

In reviewing Scheda Personale, serving notices of proposed suspensions, hearing objections thereto, and making orders thereon Commissions will, save in exceptional cases, complete all proceedings in respect of persons in category Immediate before commencing proceedings in respect of persons in category Routine.

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14. If a person has previously been dismissed or suspended from employment in an administration or underwriting by the Allied Military Government on the sole ground that he had fascist connections, such person may lodge at the office of the Commission appointed for the locality a Schedule Personnel duly completed and signed by him. With the approval of the Provincial Commissioner, the Commission may proceed with the case by hearing on the papers filed by such person as on an objection. In the event of the Commission finding that he is in fact not objectionable as a fascist and would not have been suspended on such grounds alone if he had still been employed at the time of the commencement of the General Order, the Commission may, with the consent of the Provincial Commissioner, order that he be restored to the position originally held by him or to such other position for which he may have applied or may later apply, and with the consent of the Provincial Commissioner may determine that he be paid the whole or some part of such salary as he would have been entitled to receive had he remained in office.

15. If a person lodging a Schedule Personnel under the requirements of the General Order has been appointed to a position by Allied Military Government the particular Commission shall not proceed with the case or enter an order of suspension of such person without the consent of the appropriate Provincial Commissioner.

16. As to persons included in categories Immediate and Routine, the General Order applies without distinction of grade, rank or salary. Nevertheless Commissions will initially concentrate on officials and employees occupying the more important positions in these categories.

In reviewing Schedule Personnel, serving notices of proposed suspensions, hearing objections thereto, and making orders thereon Commissions will, save in exceptional cases, complete all proceedings in respect of persons in category Immediate before commencing proceedings in respect of persons in category Routine.

17. If a suspension order is made against a person when the Provincial Commissioner considers to be engaged in essential work and to be irreplaceable, the Provincial Commissioner may require the Commission to order the reinstatement of such employee until a suitable replacement is obtained.

18. The Commission shall have power, from time to time and at any time,

- a. to make rules, not inconsistent with the provisions prescribed by are attached therewith with the General Order of these instructions,
- b. to amend or revoke such rules, and to make rules in place thereof; and
- c. to provide such rules as for the time being are in force, the contents of which shall be available for inspection by the public.

All such rules or amendments shall be subject to the approval of the Provincial Commissioner.

19. While certain specific times are prescribed in the General Order for things to be done, a Commission has the right to extend the time whenever in its

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judgment it is necessary to do so. However, such extensions of time should not be given as a regular course as it is highly important that this work should proceed as rapidly as possible.

20. Each Commission must keep full and accurate records and shall keep all "Schedule Personals", objections, denunciations, notices, statements and documents lodged at its office and copies of all notices and orders served and made by it in such manner that they can easily be found, and shall dispose of all such records in such manner as the Provincial Commissioner shall direct. All such records shall at all times be open for the inspection of the Provincial Commissioner.

21. Copies of forms required for the full purposes of the General Order are attached and will be used by all Commissions without substantial changes.

- a. SCHEDULE PERSONALS
- b. NOTICE OF PROPOSED SUSPENSION
- c. NOTICE OF HEARING
- d. SUSPENSION ORDER
- e. ORDER SUSTAINING OBJECTION
- f. CERTIFICATE OF SERVICE.

For the Supreme Allied Commander and Military Governor:

William W. Stone
 WILLIAM W. STONE,
 Commander, USARV,
 Chief Civil Affairs Officer.

November 1944.

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- c. NOTICE OF REMOVAL
- d. SUSPENSION ORDER
- e. ORDER SUSTAINING OBJECTION
- f. CERTIFICATE OF SERVICE.

For the Supreme Allied Commander and Military Governor,


ELWYN W. STONE,
Commanding, USMC,
Chief Civil Affairs Officer.

November 1944.

2208

Form No. 25 (a)

ORGANIZATION FOR REPARATION

SCINDA PRONALIA
(To be completed personally by the party concerned in accordance with provisions of General Order No.)

1. Surname Name Internity
Maternity Place and date of birth
..... Place of residence
Profession Present condition
2. Date and place of entering the Fascist party Ante Margia?
Sansepolcrista? Squadrista?
Marcia su Roma? Solanga Littoria?
3. Have you been a member of the Fascist Government? of the Grand
Fascist Council? of the special Tribunal for the defense of the
State?
4. Have you been a member of the Accademia d'Italia and in what status?
.....
5. Have you been President, Vice President or Managing Secretary of any corporation,
confederation, federation, or syndicate union?
6. Have you been National Secretary or Vice Secretary, a member of the National
Directory, or a national inspector of the fascist party?
7. If you have been a member of the Senate of the Kingdom give the date of your ap-
pointment to Senator and the date on which you took the oath, setting out in full
your functions, duties, or public offices administrative or commercial
.....
8. Have you been a Fascist Deputy or a national councillor and for what legislature
or period?
9. Have you been federal secretary or a vice secretary, administrative, federal
vice secretary, a member of the federal directory or federal inspector or none
inspector, a "fiduciario" of the sectional fascist group in the Capital
of a province (when, where and for how long)?
.....

..... Soleris Attorneys?

- 3. Have you been a member of the Fascist Government?..... of the Grand Fascist Council?..... of the Special Tribunal for the defense of the State?.....
- 4. Have you been a member of the Accademia d'Italia and in what status?.....
- 5. Have you been President, Vice President or Managing Secretary of any corporation, confederation, federation, or syndicate union?.....
- 6. Have you been National Secretary or Vice Secretary, a member of the National Directorate, or a national inspector of the fascist party?.....
- 7. If you have been a member of the Senate of the Kingdom give the date of your appointment to Senator and the date on which you took the oath, setting out in full your functions, duties, or public offices administrative or commercial.....
- 8. Have you been a fascist deputy or a national councillor and for what legislature or period?.....
- 9. Have you been federal secretary or a vice secretary, administrative, federal vice secretary, a member of the federal directory or federal inspector or none inspector, a "fiduciario" of the national fascist group in the Capital of a province (when, where and for how long)?.....
- 10. Have you occupied any of the following positions in the fascist party?
 - a. A position of authority in the CIL?.....
 - b. A position of authority in the CFF?.....
 - c. Any other office in the Party?.....
- 11. Have you been President, vice president or Rector (Governor) of a Province (when, where and for how long)?.....

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- 12. Have you been Podestà, vice-Podestà, Consultore, Commissario by royal appointment or by appointment by Prefetto, of any Capital or Province (when, where and for how long)?.....

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785016

Form No. 35(b)

COMMISSION FOR EMERGENCY
.....NOTICE OF PROMISED SUSPENSIONTO
(Name).....
(Address)

1. TAKE NOTICE that the Commission for Emergency has under consideration the PROPOSAL that you be SUSPENDED from the office or employment which you now hold with
(name of employing administration or undertaking)

2. AND FURTHER TAKE NOTICE that the grounds upon which the Commission is considering this proposal are :-

3. AND FURTHER TAKE NOTICE that you have the right within 10 days of the service upon you of this notice to put forward an objection in writing which should state the reasons why you consider that such proposal should not be put into effect. You may attach to your objection any documents you wish.

4. AND FURTHER TAKE NOTICE that unless you put forward such objection within such time and lodge the same with this office at
....., this Commission will proceed forthwith to make against you an order suspending you from your said office or employment.

Date :

Signed :

(Secretary of the Commission)

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

2. AND FURTHER TAKE NOTICE that the grounds upon which the Commission is considering this proposal are :-

3. AND FURTHER TAKE NOTICE that you have the right within 10 days of the service upon you of this notice to put forward an objection in writing which should state the reasons why you consider that such proposal should not be put into effect. You may attach to your objection any documents you wish.

4. AND FURTHER TAKE NOTICE that unless you put forward such objection within such time and lodge the same with this office at this Commission will proceed forthwith to make against you an order suspending you from your said office or employment.

Date :

Signed :

(Secretary of the Commission)

2201

Copy to:

(employing administration or undertaking)

(address)

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

Form No. 35 c

COMMISSION FOR THE INVESTIGATION

NOTICE OF HEARING

TO
(name)

.....
(address)

1. You are hereby notified that the hearing of your case will take place at the office of the Commission, Va.
on the day of 1944 at hours.
2. You are at liberty to appear at the said hearing with or without an attorney and to be heard by the Commission. At the said hearing you may call such witnesses and produce such documents as are relevant to the case as you may desire.
3. In default of appearance by you, the Commission will proceed to consider your objection in your absence.

Date :

Signed

.....
(Secretary of the Commission)

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

You are hereby notified that the hearing of your case will take place at the office of the Commission, Via on the day of 1944 at hours.

2. You are at liberty to appear at the said hearing with or without an attorney and to be heard by the Commission. At the said hearing you may call such witnesses and produce such documents as are relevant to the case as you may desire.

3. In default of appearance by you, the Commission will proceed to consider your objection in your absence.

Date :

Signed

.....
(Secretary of the Commission)

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

Form No. 32 d

COMMISSION FOR EXAMINATION FOR

SUSPENSION ORDER

TO
(person and/or address)

of
(private address)

1. TAKE NOTICE that with effect from the date of this Order
you are **SUSPENDED** from your office or employment as
..... with or without (state nature of
employment) (state name of employing administration or
undertaking)

2. The reasons for making this order are that
.....
.....
.....
.....
.....

Dated the ____ day of _____ 194__.

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

1. THIS NOTICE that with effect from the date of this Order
you are **SUSPENDED** from your office or employment as
..... (state nature of
..... with or under
..... (state name of employing administration or
employment)
.....
..... undertaking)
2. The reasons for making this order are that
.....
.....
.....
.....
.....
.....

Dated the _____ day of _____ 19L_____

2263
.....
President of the Commission

Copy to
(employing administration or undertaking)

.....
(address)

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

FORM No. 35(a)

COMMISSION FOR REFORMATION

ORDER SUSTAINING OBJECTION

The Commission for the Reformation above mentioned.....
having considered the objection entered by
(objector)

ORDER

that the notice of proposed suspension served against him and
dated shall be cancelled and
that no action shall be taken in respect of the office or employment
held by the said
(name)

With or under
(state name of employing administration or undertaking)

Date :

Signed:

.....
(President of the Commission)

copy to
(employing administration or undertaking)

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

ORDER

that the notice of proposed suspension served against him and
dated shall be unrevoked and
that no action shall be taken in respect of the office or employment
held by the said (name) (address)

With or under
(state name of employing administration or undertaking)

Date :

Signed:

.....
(President of the Commission)

Copy to:
(employing administration or undertaking)
.....
(address)

Form No. 35 f

COMMISSION FOR INDUSTRY FOR

Certificate of service.

I,
(name)
of
(address)

hereby declare

(1) that on the day of 1944, I did serve

a Notice of Proposed Suspension }
a Notice of Hearing }
a Suspension Order }
an Order sustaining objection }

of which a copy is attached

hereto on
(Name of person affected)
of

by { handing it to him personally
{ leaving it at

and

(2) that on the day of 1944, I did also serve a copy

of the same document on
(employing administration or undertaking)

by { handing it to
{ leaving it at

(1) that on the _____ day of _____ 194____ I did serve
a Notice of Proposed Suspension }
a Notice of Hearing }
a Suspension Order }
an Order sustaining objection }

of which a copy is attached

hereto on (Name of person notified)

of

by { handing it to him personally
 { leaving it at

and

(ii) that on the _____ day of _____ 194_. I did also serve a copy
of the same document on (employer, administration or undertaking)

by { handing it to
 { leaving it at

2202

Dated the _____ day of _____ 194_.

.....
(signature of server)

.....
Office held by server: employee of
Commission: of CC etc)

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

DME/rjp

4/100 250-2

5 September 1944

My dear Mr. Prime Minister:

The services of certain technicians or experts are of exceptional value to the Allies in their war effort and the sudden removal of them from office might well have a serious effect on the work on which they are engaged. If it becomes necessary therefore either to separate them or arrest any of them for a crime it is necessary that we should be forewarned and that action should be taken against them only with our approval. The primary object is of course that an efficient and acceptable substitute may be found so that essential work may continue uninterrupted.

I would ask you therefore to warn your Ministers that technicians or experts employed by the Allied Forces in positions of high responsibility will not be suspended, dismissed or arrested except after consultation with and the approval of Headquarters Allied Control Commission.

Yours very truly,

MERRY W. STONE
Captain, USAR
Acting Chief Commissioner

His Excellency Ivanoe Bonomi,
President of the Council of Ministers,
Italian Government,
Rome.

(Drafted by Admin Section)

c.c. Brig Upjohn.

2261

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

1385/1000

Ref: 17/30/01

16 November 1944.

My dear Mr. Prime Minister,

Thank you for your letter of 31 October 1944 with regard to operation in Military Government territory. I think it will be helpful if I set out the policy and procedure of this Headquarters with regard to operation in such territory.

When territory is first liberated, AGO officers carry out a somewhat rough and ready operation in accordance with the procedure laid down in Executive memorandum No. 67, a copy of which is attached. At this stage, where the territory has been recently fought over, you will appreciate the officers are extremely busy with the immediate and urgent problems of administration and restoration, and it is for this reason that the executive memorandum is deliberately made simple and easy to carry out. It is recognized that it provides only a rough guide, and there may be cases where urgent necessity demands the retention of ex-Fascists temporarily in office in order that pressing matters of administration may be executed.

Later on as conditions become more normal, D.L. No. 159 dated 27 July 1944 is introduced, and thereafter operation is carried out entirely by the Italian Government. As an example I may state that this decree is at present in operation in nearly all provinces at present under Military Government.

Certain difficulties are arising, however, owing to the inability of the Government effectively to carry out the provisions of D.L. No. 159 in the more distant provinces owing to lack of transport, the requirements of the military authorities in restricting movement in forward areas, and so on.

In most these circumstances it has been agreed between Count Force and Brigadier Upjohn that it may be necessary to introduce a modified form of operation under the Allied Military Government. The procedure will be for my Provincial Commissioners to appoint local Commissioners of Italians who will then carry out operation in accordance with the principles laid down in D.L. No. 159.

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- 2 -

where the personnel is suspended from office under the terms of Executive Memorandum No. 67, or G. O. 35, such suspension is temporary pending formal proceedings by the Italian Government under D.L. No. 150. It is true that persons suspended continue to receive their salary, but this is because Article 22 of D.L. 150 so provides, and I feel it would be unfair to attempt a different solution in Military Government territory.

As you will see from the terms of Executive Memorandum No. 67, suspensions are made on a classification basis and therefore frequently without documentary investigation, but I have already arranged for copies of all scheda personale, where such are completed, to be handed over to the High Commissioner for signature at the proper time. A large number of such scheda have already been sent to the High Commissioner, who will also be supplied with orders made under G. O. 35.

Trusting my dear Prime Minister that this will explain the situation to you, I remain,

Yours very truly,

/s/ E. Henry W. Stone

ELDERY W. STONE
Commodore, USN
Chief Commissioner.

His Excellency Ivanoe Bonomi,
The President of the Council of Ministers,
Italian Government.

E. H. W. S.

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

1. The following information was received from

the Italian Government on January 17, 1944.

1. The following information was received from the Italian Government on January 17, 1944.
2. The following information was received from the Italian Government on January 17, 1944.
3. The following information was received from the Italian Government on January 17, 1944.
4. The following information was received from the Italian Government on January 17, 1944.
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13. The following information was received from the Italian Government on January 17, 1944.

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2258

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Source: The Los Angeles Times. (The Los Angeles Times, 1964, 7/20/64, p. 1, col. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 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relatives having completed investigations and interviews
 to determine whether there is any material for review purposes.

67. All this report is a summary of the material which has been reviewed and
 is based on the material submitted to the committee.

68. Letter of the Chief of the Federal Bureau of Investigation
 to the committee dated 10/1/54, and the letter of the
 committee dated 10/1/54, are attached to this report.

69. The committee has also received a letter from the
 Attorney General dated 10/1/54, and a letter from the
 Department of State dated 10/1/54, both of which are
 attached to this report.

70. The committee has also received a letter from the
 Attorney General dated 10/1/54, and a letter from the
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SANCTIONS AGAINST FASCISM

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| Part I | - | Crimes |
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| Part I | - | Carlson |
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| Part IV | - | Harriet Fonda |
| Part V | - | The High Commission |
| Part VI | - | Miscellaneous |

Part IFUNCTIONS OF COURTS

1. All penal provisions aimed at subverting institutions and individual organizations created by Fascism, are hereby annulled.
Provisions already promulgated by virtue of such provisions are hereby annulled.
2. Members of the Government and high ranking members of Fascism, guilty of committing the offenses given under the constitution, in destroying the liberty of the people, of attacking the Fascist regime, of committing and detaining the members of the country bringing it to the present disaster shall be punished by penal servitude for life and, in cases where the responsibility is minor, by death.
They shall be tried by a High Court of Justice composed of a President and eight members, chosen by the Council of Ministers, from among high ranking judicial officials serving now or in retirement and from among other persons of unquestionable rectitude.
3. Those who organized Fascist squads, committing acts of violence and pillage and those who promoted and directed the revolt of 28 October 1922 shall be punished according to Art. 123 of the Penal Code 1889.
Those who prevented and arrested the Coup d'Etat of 3 January 1925 and those who have since contributed by prevent action to establish the Fascist regime in power shall be punished in accordance with Art. 148 of the above-said code.
Whoever has committed any other crime for Fascist reasons or taken advantage of the political situation created by Fascism shall be punished according to the laws obtaining at the time of the crime.
4. These crimes described in the preceding Article shall be tried by the Court of Assize, by the Tribunal and by the Pretore according to their respective jurisdiction.
The Court of Assize shall be composed of ten judicial officials as described in the law as to the constitution of the Courts of Assize, and of five lay judges chosen by lot from special lists of citizens of military value and of judicial behavior.
5. Moreover, whether a member of the armed forces or not, after 8 September 1943 has committed a crime against Italy and the military fortunes of the State, by any kind whatsoever of action collaboration with or assistance given to the German invader shall be punished according to the provisions of the Military Penal Code of War.
Members of the armed forces shall be tried by Military Courts, civilians by ordinary Courts.
6. Any limitation of the laws referred to the officers or the members thereof shall not apply to any person guilty of, any crime described in this decree, who because of the importance of the Fascist regime has not been punished.

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These who presented and directed the Camp of 3 January 1955 and those who have been convicted by a court of law to a term of imprisonment in prison shall be sentenced to death by a court of law.

However, any other order for execution or the advantage of the political situation created by a court of law shall be considered as a crime at the time of the crime.

4. These crimes described in the preceding Article shall be tried by the Court of Justice, by the Tribunal and by the District Courts in their respective jurisdiction.

The Court of Justice shall be composed of two judicial officials as described in the law as to the constitution of the Courts of Justice, and of three lay judges chosen by lot from special lists of citizens of the Republic of Poland.

5. However, another member of the Great Council of the Republic of Poland, after 3 September 1943 has committed a crime against the Republic and the Military Forces of the State, by any kind of abuse of power or other crime, shall be sentenced to death by a court of law, if the Court of Justice shall be composed of two judicial officials as described in the law as to the constitution of the Courts of Justice, and of three lay judges chosen by lot from special lists of citizens of the Republic of Poland.

6. Crimes of the kind described in the preceding Article, committed by a citizen of the Republic of Poland, shall be tried by the District Courts, if the Court of Justice shall be composed of two judicial officials as described in the law as to the constitution of the Courts of Justice, and of three lay judges chosen by lot from special lists of citizens of the Republic of Poland.

7. Any limitation of the time limit to the execution of the punishment shall not apply to any person guilty of a crime described in this Article, who because of the existence of the Republic of Poland has not been punished.

For the same reason, any limitation of the punishment prescribed after 25 October 1922 in respect of any crime described in this Article shall be inoperative, any already granted shall be revoked.

The High Commission may propose the revocation of any royal pardon already granted.

When a decision regarding any such crime has been influenced by any kind of coercion resulting from threats, such decision may be declared to be legally non-existent.

Declaration in this respect shall be made by a Section of the Supreme Court of Cassation appointed by the Minister of Justice.

The provisions of this Article shall not apply in respect to any crimes punishable by imprisonment for three years or less.

8. The punishment prescribed for any crime described in this part may be reduced by up to one quarter and imprisonment for not less than five years may be substituted for a sentence of death or of imprisonment for life.

9. If the accused had before the outbreak of this war either retired from political life or had been publicly approved to political life,

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b. If the accused has actively participated in the struggle against the German

c. If the accused is a member of the German resistance movement for 30 years, shall be considered as a member of the German resistance movement for 15 years and other benefits shall be reduced by one third.

The guilty party shall be declared as a traitor if he distinguished himself by special acts of valor in the struggle against the German.

Any person who for fascist reasons or, by taking advantage of the political situation created by Russia, has committed acts which particularly various which while not being obvious in the eyes of the law are nevertheless contrary to the rules of social and political integrity shall be subjected to temporary disqualification from holding any public office or to loss of political rights for a period of not more than two years.

When for such a person is found to be a danger to society he may be sent to a re-educational colony or a labor institution for a period of not less than one or more than ten years.

The provisions contained in this article shall be administered by a Provisional Commission presided over by a judicial official and composed of two other members chosen by lot from among the lay judges described in art 4.

As regular members of the legislative assembly or other institutions who by their votes or actions contributed to the maintenance of the fascist regime and made war possible, they shall be dismissed from their office on decision of the High Court described in art 2, without prejudice to any of the other provisions set out in this Chapter in as far as they may be applicable.

Without prejudice to any legal action, the property of any citizen who has betrayed his country during his life voluntarily and positively at the service of the German Government shall be forfeited to the State.

In legal proceedings such forfeitures shall be removed by a judicial authority competent to pronounce sentences of expropriation. In other cases referred to Article 40 High Commission, by the tribunals territorially competent.

It is ordered to the Minister not specifically provided for by this part the rules of the Code of Penal Procedure shall apply inasmuch as may be applicable.

PART II PENALTY OF THE RE-EDUCATION

Officials and employees of the following bodies shall be subject to supervision or confinement:-

- (1) civil and military State administrations, even if autonomous;
- (2) local authorities and other public bodies and institutions;
- (3) special concerns operating under public authority or holding all private concerns recognized by the State as controlling public utility undertakings or concerns having public utility interests.

Art 4. ...

... as respects members of the legislative assemblies or other institutions who by their votes or actions contributed to the maintenance of the Republic and who, for this reason, they shall be considered as having given an indication of the High Court described in Art 2, without prejudice to any of the other provisions set out in this document in so far as they may be applicable.

9. Without prejudice to any local action, the property of any citizen who has betrayed his country, having been sold voluntarily and actively at the service of the German invaders shall be forfeited to the State.

In civil proceedings such forfeitures shall be pronounced by a judicial authority competent to pronounce sentences of confiscation. In other cases referred to therein the High Commission, or the tribunals territorially competent.

10. In respect to any matter not specifically provided for by this part the rules of the Code of Penal Procedure shall remain in force in so far as they may be applicable.

PART II REVENUE OF THE GOVERNMENT

11. Officials and employees of the following bodies shall be subject to special provisions:-

- (1) Civil and Military State Administrations, and if necessary;
- (2) Local authorities and other public bodies and institutions;
- (3) Special services operating under public authority or bodies of public administration recommended by the State as controlling public utility undertakings or services having action with interests.

12. The following shall be considered as persons:-

- (1) Any person, particularly if such holding high office, who has by participation actively in the political life of the State or by abusing himself as a consistent supporter of persons, whom that he is unworthy of serving the State;

- (2) Any person who has obtained an appointment or promotion through favouritism by the party or political officials of high rank.

13. Any employee who has been guilty of conduct which constitutes a serious offence such as have been introduced by German laws public administration, shall be likewise dismissed.

Whenever officials of the State in future during a period of emergency, such officials shall be reported to the competent authority.

21 Dismissed from office, in accordance with the finding of the Cardinals, shall be carried out by the authority which normally has such power. The same authority shall put into effect the punishments hereby authorized in accordance with the finding of the Cardinals.

22 Any employee dismissed from office shall be entitled to such pension privileges as they are due to him according to the provisions then in force. In every case, forfeiture of pension privileges may be imposed.

Any employee the subject of canonical proceedings may be suspended from office. In such case he shall receive, for his support, his salary without any other further allowance. Suspension from office shall be ordered by the competent Minister, or in cases under paragraph 3 of Art 18 by the Prefect.

23 Cardinals responsible for inspecting the registers shall be set up in each professional association or other body responsible for keeping registers of professional men, artists and skilled workers shall apply the principles set out in the preceding articles.

Such Cardinals shall be appointed by the competent Minister or by any authority authorized by him, and shall be composed of a President, a member nominated by the body keeping the registers in question and of a member nominated by the High Commissioner for Sanctions against racism.

In special cases a finding of a Cardinal may be lodged within the time set out by Art 23, to a Central Commission which shall be established, for each professional association or body, by the competent Minister and composed of a President, of two judicial or administrative judges, serving or retired, or four members nominated by the professional associations and of two other members nominated by the High Commissioner for Sanctions against racism.

In long periods cases a temporary commission from the expertise of a professional, art or trade may be ordered in lieu of being struck off the register.

24 In order to diminish from office may appeal to the State Council only in cases of incompetence (i.e. of the Cardinals or officer concerned).

25 The procedure set forth in this part shall be initiated within 6 months of this decree becoming effective.

Any proceeding before the Cardinals of First Instance shall be ended within three months after its initiation.

For the territory not yet liberated and for that part which has been liberated but not yet restored to the administration of the Italian Government, the time limit indicated in the first paragraph is extended to six months after the restoration of such territories to the Italian administration.

of professional men, students and skilled work in shall apply the national law
and not an 11,000,000 article.

Such Commission shall be appointed by the competent Minister or by any
authority designated by him, and shall be composed of a President, a member
nominated by the body keeping the register in question and of a member nomi-
nated by the High Commission for Questions against Protests.

As appeal against a finding of a Commission may be lodged within the time
set out in Art. 20, to a Central Commission which shall be established, for
each professional association or body, by the competent Minister and composed
of a President, of two judicial or administrative judges, a member or members
of four chambers nominated by the professional associations and of two other
members nominated by the High Commission for Questions against Protests.

In some serious cases a temporary suspension from the exercise of a
profession, art or trade may be ordered in lieu of being struck off the reg-
ister.

24. An appeal against a finding of a Commission may appeal to the State Council only
on grounds of incompetence (i.e., if the Commission or officer concerned).

25. The proceedings set forth in this part shall be initiated within 6
months of the date becoming effective.

Any proceeding before the Commission or First Instance shall be ended
within three months after its initiation.

For the territory not yet liberated and for that part which has been
liberated but not yet restored to the administration of the Italian Govern-
ment, the time limits indicated in the last paragraph be extended to six
months after the restoration of such territories to the Italian Administration.

ARTICLE III Seizure of Property Derived from the Enemy.

26. Profits derived from participation in an enterprise to the fascist regime
shall be forfeited to the State regardless whether or not a penal proceeding
is instituted for acts constituting an offence.

An increase in property obtained after the 20 October by persons holding
property which is in any way obtained in political activity as a fascist shall
be presumed to constitute a profit derived from the regime unless the party
concerned shall show that such increase was derived from a legitimate source
and shall be the case even if the property acquired has ceased to belong
to the same person.

Such presumption shall likewise apply to any assets in property of the
descendants, descendants and spouses of any person, who even if not a member
of the fascist party, maintained relations or associations or contact with the
persons indicated in the first paragraph.

In assessing increases of property consideration shall be given to
property in any way received or held through intermediaries.

(*) transform made by the latter to the plane wave mode to 35 mV/m;

FF shall not apply.

As far as the State is concerned, property situated within the five year period prior to 28 July 1973 by the opinion of the holder shall for the purpose of satisfying the holder's claim for profit derived from the mine be attributed as belonging to the holder.

50. The investigation and assessing of the amount of the profit derived from the mine shall be within the jurisdiction of Special Action of the Provincial Commission for Mining, comprised of the President of the National or a judge designated by him and of four Commissioners appointed by the Minister of Finance in the administration of the profit from citizens of proven probity (see Appendix).

The Special Action shall initiate the investigation, information by the High Commissioner, or by a financial taxation officer or in one signed by a private citizen.

The administration shall also adjudge the compliance of the holder or if the financial office against the proposed assessment of the profit derived from the mine.

The holder shall be open to the public and both the Assessment, the State and the person the subject of the investigation may submit evidence in rebuttal; the latter may choose to be represented by a procurator, legal or by an advocate.

The decision shall be communicated to the holder, to the financial office, and to the High Commissioner.

51. The Special Action of the Provincial Commission shall have all the powers of investigation, entry, search, control and inquiry, conferred upon the holder of a mining concession and upon the administrative, Commission for Investigation of extraordinary events.

The privilege to ascertain from testimony in cases not, as in Art 50 of the law, shall not apply.

Any person summoned as witness or expert who does not faithfully carry out his duties or gives false evidence shall be punished in accordance with Articles 14, 172 and 173 of the law.

Any person who fails to comply with other requests of the Commission shall be punished by imprisonment up to six months or by fine from 100 to 5,000 lire.

Administrative or other bodies having knowledge of cases in which profits have been derived from the mine, shall immediately report the case to the High Commissioner. Any person responsible for giving any such report shall be liable to a fine shall be punished in accordance with the preceding paragraph.

Members of the judicial police or of other administrative or technical branches of the administration may be assigned to the Special Action for the execution of its duties.

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32 The holder and the Government shall have thirty days before an appeal against the decision of the Special Section of the Provincial Commission.

The High Commissioner may also appeal within 60 days. The appeal shall be adjudicated by a special section of the Central Commission for the review of a President, a judicial official holding a grade not less than that of a first president of Court of Appeal, and of four members; all to be appointed by the Council of Ministers.

The proceedings of the last two paragraphs of Art 30 and of Art 31 shall apply to the proceedings before the Special Section of the Central Commission.

33 The decision of the Special Section of the Central Commission may be appealed before the Plenary Section of the Commission solely on the ground of absolute lack of jurisdiction. An appeal must be lodged by the holder or by the Government within 15 days; the High Commissioner may appeal within 6 months.

34 The High Commissioner may, even after the lapse of the above period but not after the lapse of two years, move that the decision, although final by virtue of the ground that facts of considerable importance have been discovered always provided that the moving act-out is the decision themselves that such facts are not in violation in the previous proceedings.

Any amendment of the decision is in any case within the jurisdiction of the Special Section of the Central Commission.

35 Even before the Special Sections of Provincial Commissions are constituted, the President of the Tribunal may, upon request of the High Commissioner or of the Finance Administration, order by decree a protective attachment of chattels or realties belonging to persons set out in Art 26 although they may be held by third parties.

Such power may be exercised by the Presidents of the Commissions by virtue of their office.

Provisions of para 7 and 8 of Art 19 of the Decree dated 19 June 43, No 574, shall apply.

36 A decree of the High Commissioner shall be published in the Gazette Official of the Republic, listing persons who are considered privileged of the law; any person who may hold property belonging to such person or who may be indebted to him in any way whatever, shall be required to declare the same, and within the time and within the limits established in the said decree; that he shall not return the property or fulfil his obligation to the creditor. Any such declaration shall become void if an attachment in not ordered within 60 days after the lapse of the time limit for the above said declaration.

Any person who may fail to comply with the duties set forth in this Article shall be punished in accordance with Art 34 para 4; he shall also be liable for any damages caused by him suffered by the State.

not after the lapse of two years, save that the decision, although final in character in the sense that facts of undeniably importance have been discovered, shall be subject to review by the Council of Ministers in the event that the Council of Ministers is of the opinion that the decision is in any way within the jurisdiction of the Council of Ministers of the Central Government.

From before the Special Commission of Provincial Commissioners are appointed, the President of the Council may, upon request of the High Commissioner of the Province, administer, after by decree a provision of the Constitution or statute belonging to persons set out in Art 26 although they may be held by third parties.

Such power may be exercised by the President of the Commission by virtue of their office.

Provisions of para 7 and 8 of Art 19 of the Constitution shall be in force in the extraordinary tax in respect of profits, approved by RD 3 June 63, No 578, shall apply.

A decree of the High Commissioner shall be published in the Gazette of the Province, listing persons who are considered proprietors of the land; any person who has property belonging to such person or who has the right to use in any way the land, shall be required to declare to the High Commissioner the facts and within the time limits established in the said decree; also he shall pay within the property or fulfil his obligation to the High Commissioner. Any such obligation shall become void if an attachment in respect of the land is made after the expiry of the time limit for the above said declaration.

Any person who fails to comply with the notice set forth in this Article shall be punished in accordance with Art 34 para 4; he shall also be liable for any consequential loss suffered by the State.

Any person who, for the purpose of obtaining from the State, property belonging to a person considered to have sold, or profits derived from the region, acquires, receives or purchases such property or shares their acquisition, receipt or possession, shall be punished by imprisonment not exceeding 10 years and by a fine of 400,000 lire.

37 and the decision of the Council of Ministers of the Province shall be subject to appeal to the Council of Ministers of the Central Government.

The collection of the accounts sent to the State in profits derived from the region may be affected in accordance with the provisions and procedure established for the collection of the extraordinary tax on income and profits. The entire debt may be entered in a special roll and may be collected in a single installment.

PART IV Consolidation of Fascist Property.

38 The property of the dissolved fascist national party and of organizations sponsored by the 2 August 43, No. 744, shall devolve upon the State.

Such property shall be used for the public service or the public benefit, this shall be effected on the proposal of the High Commissioner by decree of the President of the Council, in agreement with the competent Minister. If necessary such property may be transferred to another public body or organization promoting welfare, sport or the like.

39 The Finance Administration of the State shall provide for the collection of assets of the fascist national party and the suppressed organizations.

PART V The High Commissioner.

40 To supervise the carrying out of this decree the Office of High Commissioner for Fascist Property shall be created.

The High Commissioner shall be nominated by the Council of Ministers and appointed (i.e. by the President) and shall for the duration of his term of office work as a judicial officer of the first grade.

He shall be assisted by Assistant High Commissioners for each of the branches of his jurisdiction.

In the event of the High Commissioner being unable to act each of the Assistant High Commissioners may act for as his own branch is concerned, not in his title.

The Assistant High Commissioners shall be appointed by the President of the Council of Ministers on the nomination of the High Commissioner and shall rank as judicial officers of the third grade.

Not more than two Commissioners may be nominated for any one branch of the High Commissioner. They shall be appointed in the manner described in the preceding paragraph.

Sufficient judicial and other officials shall on request be assigned to the Office of the High Commissioner and a nucleus of judicial police shall be drawn at his disposal composed of personnel of the carabinieri of the public security or of the finance guards. Persons not members of the Administration may be employed in the secretarial offices.

The High Commissioner and his subordinate officers may call on the judicial police who will carry out their orders.

41 The High Commissioner shall direct and supervise the work of all organizations by which sanctions against Fascism are carried out.

The High Commissioner shall be empowered on his own initiative or on the demand of any public authority or on information signed by a private individual to commence proceedings in respect of any crime described in Art. 2 and to carry out investigation as may be necessary and to request the aid used to the High Court in which he or his delegate act as Ministers public.

The High Commissioner shall be nominated by the Council of Ministers and appointed (i.e. by the President) and shall fix the duration of his term of office, not less than six months and not more than one year.

He shall be assisted by a Permanent Vice Commissioner for each of the branches of his jurisdiction.

In the event of the High Commissioner being unable to act each of the Assistant High Commissioners may so act in his own branch in concert with him in his role.

The Assistant High Commissioners shall be appointed by the President of the Council of Ministers in the jurisdiction of the High Commissioner and shall rank as Judicial Officers of the third grade.

Not more than two Commissioners may be nominated for any one branch of the High Commissioner. They shall be appointed in the manner described in the preceding paragraph.

Judicial Officers and other officials shall on request be assigned to the offices of the High Commissioner and a nucleus of Judicial Officers shall be placed at his disposal composed of personnel of the caribbean of the public security or of the Police Force. Persons not members of the Administration may be employed in the secretarial offices.

The High Commissioner and his subordinate officers may call on the Judicial Police who will carry out their duties.

4.1 The High Commissioner shall direct and supervise the work of all representatives by which Sanctions against persons are enforced.

The High Commissioner shall be assisted by a ^{second} on his own initiative or on the request of any public authority or on information signed by a private individual or evidence proceeding in respect of any crime described in Art 2 and to carry out investigation as may be necessary and to forward the information to the High Court in which he or his delegate act as "Minister of Justice".

In cases of emergency or when the High Commissioner may exercise the powers in that respect and refer to the High Court any person, then referred to in Art 2 and for any crime whether or not such in respect of Art 2.

Without prejudice to the powers of the Ministers of Justice, Public Authorities, and other bodies or organizations the High Commissioner may on his own initiative or on the information of a private individual commence proceedings.

(1) In respect of other crimes mentioned in Part I.

(2) To apply the provisions set out in Art 8.

(3) To request property belonging to persons who have collaborated with the Government in accordance with Art 9.

(4) Before the appropriate commissions of first instance and before the Central Commission with regard to appeals, for purging the administration and for Ministers of Justice or employees from their office or employment.

(5) Before the Local and Central Commissions for taxation, for assessing and collecting the profits derived from the socialist regime, with power in exceptional cases to exercise proceedings for confiscation of any division of the national Central Commission.

to any other

- (6) shall be liable for the interest and proper use of property previously belonging to the Soviet Party or to Soviet administration.
- (7) Exercise any other functions contained in this decree or in any other decree or regulation.

TRANSIT Administrative and Fined Provisions.

- 42 For the application of this decree all investigations including those set out in Arts 26, 27 and 47 of the Constitution are hereby suspended.
- 43 Any public official or in person engaged in the public service responsible according to the provisions of this law for punishing Soviet orders, for neglecting the administration, for forfeiting any profit derived from the regime and for expropriating Soviet property, who may commit any offences set out in and punishable by virtue of Arts 34a, 34b, 34c, 34d, 34e, 34f, 34g, 34h, 34i, 34j, 34k and 34l of the Soviet Code shall be punished in accordance with the provisions of these articles but increased by from one third to one half.
- 44 Proceedings already initiated for the punishment of Soviet orders for corruption and for the forfeiture of profit derived from the regime shall be carried through in accordance with the provisions of this decree, without prejudice to any action already taken in respect of such cases.
- 45 Decisions already given shall be reviewed if they are in conflict with the provisions of this decree.
- 46 Successive decrees will be issued to provide the necessary for the execution of the rules established by the preceding Parts. by the Minister of the Treasury is hereby authorized to make his own decrees the necessary variations in the State budget occasioned by the functioning of the High Commissioner and the organization established by this decree.
- 47 * Royal Decree Law 9 August 43 No 723, of 28 December 43 No 29/5, of 26 May 44 No 134, are hereby abrogated.
- 48 The provisions contained in Royal Decree Law 12 April 44 No 101, as far as they relate to the contents of this decree are also abrogated.
- 49 This decree will come into force etc. etc.

HEADQUARTERS
ARMED COMMISSION
APS 194
CA SECTION

18/10/44

26 Oct 44

SUBJECT : Defection.

TO : See Distribution.

1. A new decree with regard to defection has been issued. Its object is to expedite the removal of senior officials so that non fascists can be promoted to take charge of their new departments, get hold of them reorganize and get their staffs to settle down.
2. The new decree introduces a special procedure for separating officials of Grades I - IV (and of the corresponding grades of the State Railways), as regards all other officials Part II of HA 139/44 will continue to apply unchanged and as regards those officers to whom the new decree applies those provisions of Pt II which are not inconsistent with the new decree continue to apply.
3. Translations of the decree will be issued to Sub-Commissions and will remain responsible for supervising central processing. Regions and Armies, who are not concerned with the procedure but only with results, will however be sent translations for their information.
4. The new decree requires, in effect, that any separation proceedings against officers of the first four grades (or equivalent ranks of railway officials) shall be commenced before the 30 Nov, that the Separation Commissions shall give their findings before the 30 Dec and that appeals by an employee shall be lodged within 5 days of a decision. There is power to extend the time for hearing up to a further 30 days in cases of exceptional difficulty.
5. The Government has also taken power to retire officers of the first four grades (and of corresponding railway grades) even if they do not come within the provisions for dismissal, if they are considered unsuitable for retention. Such retirement can take place before purging and persons retired may be separated and lose the whole or part of their pensions. "Irremovable" officers retired may if they are not fascists be compensated for loss of their office by addition of service to count for pension.

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6. Promotions to fill vacancies in the first four grades must be cleared by the appropriate promotion commission before being made.
7. In territory now in enemy occupation the various time limits contained in this decree do not apply until the date the decree comes into effect in that area.

BY ORDER OF COMMISSIONER GENERAL

[Signature]
 G. H. [illegible]
 V. R. [illegible]
 1945

DISTRIBUTION :-

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

REF ID: A91000

1 Nov 64

Decree

for providing for

the rapid application of senior officials.

The Italian version of this decree is the only authoritative text. The version below is not a literal translation; its subject is to inform officials conversant with the provisions contained in the decree.

Officials are referred to the Italian text for all points of detail or matters of procedure or dispute. The brackets indicate additions to the original text made to clarify the meaning.

The time limit (for the commencement of operation proceedings) against civil or military employees of the first four grades or against officials of corresponding rank in the employ of the State Railways shall in lieu of that contained in Art 25 of RIL 159/44 be 30 days from the coming into force of this decree.

The Commission (of first instance) to which an operation proceeding concerning any such person (has been referred) shall communicate its decision to the High Commissioner and to the "defendant" within 30 days from the day on which the case was referred to it. An appeal under Art 20 of RIL 159/44 from any such decision shall be lodged by the High Commissioner within 10 days and by the defendant within 3 days of the communication (to them respectively) of such decision. The Central Commission shall give priority of hearing to appeals concerning such persons.

The President of the Council of Ministers (RMI) may on the application of the President of the Operation Commission on being satisfied that the exceptional complexity of the investigation (of any particular case) so requires extend the time limit (for hearing) contained in the last preceding paragraph as may be requisite up to (a maximum of) a further 30 days.

Within 60 days from the coming into force of this decree the RMI having heard the appropriate Minister or on the request of the person concerned may place any civil or military State employee of the first four grades or an official of corresponding rank in the employ of the State Railways in retirement. Such power shall be exercisable over

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or manner of procedure or dispute. The brackets indicate additions to the original text made to clarify the meaning.

The time limit (for the commencement of expiation proceedings) against civil or military employees of the first four grades or against officials of corresponding rank in the employ of the State shall be 30 days of that contained in Art 25 of Dec. 153/44 be 30 days from the coming into force of this decree.

The Commission (of first instance) to which an expiation proceeding concerning any such person (has been referred) shall communicate its decision to the High Commissioner and to the "Defendant" within 30 days from the day in which the case was referred to it. An appeal under Art 20 of Dec. 153/44 from any such decision shall be lodged by the High Commissioner within 10 days and by the defendant within 3 days of the communication (to them respectively) of such decision. The Central Commission shall give priority of hearing to appeals concerning such persons.

The President of the Council of Ministers (RSM) may on the application of the President of the Expiation Commission on being satisfied that the exceptional complexity of the investigation (of any particular case) so requires extend the time limit (for hearing) contained in the last preceding paragraph as may be requisite up to (a maximum of) a further 30 days.

Within 60 days from the coming into force of this decree the RSM having heard the appropriate Minister or on the request of the person concerned may place any civil or military State employee of the first four grades or an official of corresponding rank in the employ of the State railway in retirement. Such power shall be exercisable even if the official belongs to an "irremovable" class or after expiration proceedings have been commenced.

The military personnel to whom this article applies shall be given the status provided for by the laws in force.

All persons retired under the last preceding article shall, if they are already over 64 entitled to add a period of ten years and other personnel so retired five years to their service to count for pension.

Provided nevertheless that the service to count for pension hereunder shall not exceed forty nor be less than twenty years.

For the purpose of this article, the following personnel shall be considered to be "irremovable": members of the Judiciary; of the Council of State; of the Court of Accounts and professors of Universities.

where the first paragraph of this article is not applicable the provisions of law 587/40 shall apply.

The High Commissioner for Legislation (HSD) shall be notified of every order for retirement made under Art 2 and where he is of opinion

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that (in case in grave and thus) para 2 of Art 22 of ILL 159/44 may apply to the case to the (appropriate) Expiration Commission for decision as to whether or not the "defendant" position shall be forfeited. An Expiration Commission may, as an alternative, (so its powers under Art 22) order forfeiture of any means to which the "defendant" could otherwise be entitled under Art 1 hereof.

An order in as long of period or of any Expiration shall take effect on the first day of the month following the decision of the Central Commission (in the case of an appeal) or (where there is no appeal) the first of the month following the day on which the decision of the Commission of first instance becomes unappealable.

The hearing (of any case referred herewith) shall be (conducted) in accordance with the provisions contained in ILL 159/44 and Art 1 hereof.

5. As regards State employees residing in any territory which, on the date on which this decree came into force, has not been restored to Italian Administration, the time limits contained in para 1 of Art 1 and in Art 2 shall run from the date on which ILL 159/44 and this decree become effective in such territory.

When, following the liberation of any territory not now liberated, any important evidence is discovered against any State employee which could not (previously) have come to the knowledge of the Expiration Commission, the ICM may, provided that the time limits contained in para 1 of this Art are not exceeded, by decree order that Art 1 of this decree shall apply to such case even though the time limits prescribed (in that Art) have expired.

In similar circumstances the SCD may, within the time limits of the para 1 of this Art submit for decision cases to which Art 1 hereof applies.

When employees reside outside the National Territory the time limits referred to in para 1 hereof shall run from the cessation of hostilities.

Where there is evidence against employees, within the provisions of para 1 and 4 of this Art are actively collaborating or have collaborated with the so-called republican fascist government, proceedings for expiration or for forfeiture of pension under Art 4 may be commenced before the time limits of this Article commence to run and without allowing the time for the preparation of the defence which is allowed by para 1 of Art 12 of ILL 159/44.

6. Appeals through neither administrative nor judicial channels shall be allowed against decisions under Art 2 hereof or an award of forfeiture of pension under Art 4 hereof except on grounds of inconsistency of the (hearing) commission.

7. Until the expiration of the Public Administration has been completed, the provisions of this decree shall apply to appointments and appointments.

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val in Art 2 shall run from 5.30 to 7.15 which has 159/42 and this doctrine becomes applicable to the 159/42.

When, following the liberation of any territory not now liberated, any important evidence is discovered against any State employee which would not (previously) have come to the knowledge of the Information Commission, the ICM may, provided that the time limits contained in parts I of this Act are not contradicted, by decree order, that part of the decree shall apply to such case even though the time limits prescribed (in that law) have expired.

5046 Hecere shall come into force on the 1 Nov 11.

CONFIDENTIAL
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CONFIDENTIAL SECTION

CONFIDENTIAL

CONFIDENTIAL SECTION

CONFIDENTIAL SECTION

1. Section 10 of the Code of the United States, 18 U.S.C. 2381, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

2. Section 11 of the Code of the United States, 18 U.S.C. 2382, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

3. Section 12 of the Code of the United States, 18 U.S.C. 2383, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

4. Section 13 of the Code of the United States, 18 U.S.C. 2384, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

5. Section 14 of the Code of the United States, 18 U.S.C. 2385, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

6. Section 15 of the Code of the United States, 18 U.S.C. 2386, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

7. Section 16 of the Code of the United States, 18 U.S.C. 2387, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

8. Section 17 of the Code of the United States, 18 U.S.C. 2388, provides that any person who is guilty of treason or espionage shall be punished by death or imprisonment for life and a fine of not more than \$100,000.

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ALL 250 OF 23 OCT 44

RULES OF PROCEDURE

for

EXPLANATION

UNDER

PART II of H.L. 159

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MILITARY PROSECUTIONS

for operation proceedings under Part II of MIL 159

The Italian version of this document is the only authoritative version. The version in the original translation, the subject is to inform without compromise of the provisions contained in the document.

Officers are referred to the Italian text for all points of detail or nature of procedure or dispute. The undersigned hereby certifies to the original text and to clarify the meaning.

Preparation for trial and trial
appeals and execution of sentences
Procedural Proceedings
Informations with and without
discussions

ARTICLE 11, 11, 11, 11
3-12, 12, 12, 12
3-17
18-24
25-30

INITIATION AND PROSECUTION OF PROCEEDINGS

1. Except as provided in Art. 11, the present provisions for a situation under Part II of the 159 shall be initiated by the High Commanders for Initiatives (H.C.).

2. The present provisions to in Art. 11 of the 159 shall apply to the list of their employees within the provisions of Arts 14 and 17 of this document and shall be in their possession, concerning employees to whom the provisions of Arts 12 and 13 of the 159 document are considered to apply.

With, however, for each case is of opinion that it has sufficient evidence to justify a further proceeding against an employee, it may file a charge with the appropriate handling jurisdiction, before entering the case, shall have to the list of the names of the persons involved.

The H.C. may, if he so desires, reserve to himself the initiation of any such proceedings.

The H.C. shall maintain operation proceedings before the appropriate Commission of first instance against those who, on the evidence received by him from sources or commissions or obtained in manner to acquire of the own office, to be of opinion should be considered to make any other action authorized by Part II of the 159 is not.

RECOVERY

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the 1990s, the number of people in the world who are illiterate has increased from 1.2 billion to 1.5 billion. The number of illiterate people in the world is expected to reach 1.7 billion by the year 2015. The number of illiterate people in the world is expected to reach 1.7 billion by the year 2015.

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1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

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5 The defense shall be filed with the Secretariat of the Commission. An employee living in a common other than that in which the Commission is located may file his defense through the head of the office in which he works.

The head of the office will without delay forward the memo to the Secretariat of the Commission.

PUNISHMENT AND SENTENCE

6 The Commission of first instance having made such further inquiries under Art 19 of HL 159 as it may deem necessary in view of the evidence before it and the defense of the person concerned and shall pronounce its findings supported by short reasons for the same.

7 In cases under Art 14 of HL 159, where there is no evidence of fraud, perjury, or improper conduct the punitive Commission may instead of dismissal, award such lesser punishment as is allowed by the said article.

8 No penalty shall be imposed when a title mentioned in Art 14 of HL 159 has been awarded as a mere honour for the person concerned did not participate in the events for which the title was first awarded.

Similarly those who become officers in the 1975th as a result of a collective shift into the Militia of units which existed in other Government services shall not be penalized unless the person concerned made a specific request for such transfer.

Notwithstanding dismissal or any other penalty authorized by Art 14 of the above-mentioned decree may be ordered in the event of the have exploited such titles or their position in the militia in order to obtain for themselves any particular advantage which, generally speaking, other persons similarly situated could not obtain.

APPEALS

9 Any appeal by the person concerned or by the HC against a decision of the Commission of first instance shall be filed at the Secretariat of the said Commission and shall be forwarded by the latter, together with the relevant records, to the Central Commission.

An employee living in a common other than the one in which the Commission of first instance is located may present his appeal to the head of his office who shall without delay forward the memo to the Secretariat of the (above-mentioned) Commission of first instance for further action as above.

EXECUTION OF SENTENCE

in article.

10. Penalty shall be imposed when a title mentioned in Art 14 of Decree 159 has been awarded to a person and the person concerned did not participate in the events for which the title was first awarded.

11. Similarly those who became officers in the USSR as a result of a collective effort into the militia of units which existed in other Government services shall not be penalized unless the person concerned made a specific request for such treatment.

12. Severely-lame disabled or any other penalty authorized by Art 14 of the Convention and Decree may be ordered in the case of persons who exploited such titles or their position in the militia in order to obtain for themselves any particular advantage which, generally speaking, other persons similarly situated could not obtain.

ARTICLE 15

1. Any appeal by the person concerned or by the HC against a decision of the Commission of first instance shall be filed at the Secretariat of the State Commission and shall be forwarded by the latter, together with the relevant records, to the Central Commission.

2. An employee living in a commune other than the one in which the Commission of first instance is located may present his appeal to the head of his office who shall without delay forward the same to the Secretariat of the (appropriate) Commission of first instance for further action as required.

ARTICLE 16

1. The findings of an operation Commission shall be communicated, by the appropriate Secretariat, to the body employing the person concerned which shall issue such order as it deems necessary to carry out the findings.

ARTICLE 17

1. Whenever the HC is of opinion that an employee against whom operation proceedings have been commenced should be suspended, he shall take to the appropriate Minister or Prefect a recommendation to that effect supported by his reasons. The latter shall then take action in accordance with Art 22 of Decree 159.

2. Any Minister or Prefect who does not desire to accept the HC's recommendation shall at once notify the latter and refer the matter to the President of the Council of Ministers (PC) for decision.

10 EVOLUTION OF PROFESSIONS ETC. (TRAILBLAZERS)

Central Commission established by Art 23, par 3 of ILL 159, shall be composed of a President, two judicial or administrative magistrates (active or retired), four members selected from persons practicing a profession, art or trade by the appropriate Minister, after the consultation with the authority, if any in some responsible for keeping the register (of that profession etc) and of two other members designated by the HC.

In exercising any such Commission the appropriate Minister or body authorized by him, shall not appoint persons to represent an authority responsible for keeping a register if in fact such authority does not exist.

12 The Commission responsible for reviewing the entries on any register referred to in Art 23 of ILL 159 shall apply Arts 12 (1), 13 and 14 of the said decree (to persons on such registers).

The name of any person whose behaviour has compromised the decorum and dignity of his profession or who has in any way shown himself unworthy to practice his profession, art or trade, shall be struck off the register. In other cases a temporary suspension from practice of the profession, art or trade may be ordered in lieu of removal from the register.

Persons whose names are included on any (professional etc) register shall be entitled to the benefit of the provisions of Art 16 of the said decree. Where the practice of a profession is permitted under any special Government authorization or license the removal of any name from a register shall be deemed to revoke such government authorization or license.

20 EVOLUTION OF PROFESSIONS (PROCEEDINGS).

The Commission responsible for reviewing any register shall have the power of an Inspection Commission under Art 19 of ILL 159.

Proceedings before any such Commissions shall be commenced by a request of the HC. The bodies charged with keeping the registers shall send to the HC the documents in their possession and any denunciations received by them.

In any case of particular gravity a Commission may, during the proceedings for review suspend the person concerned from his profession, art or trade until the proceedings are concluded.

12 Appeals against the decisions of a Commission for the revision of any register shall be filed in the HC within the period of 15 days after the decision is notified to the HC. The HC shall be composed of the President of the HC and two members designated by the HC.

EVOLUTION OF PROFESSIONS (DEFENCE).

Persons who are not registered shall be deemed to be without a license.

to protect his profession, art or trade, shall be struck off the register.

In other cases a temporary suspension from practice of the profession, art or trade may be ordered in lieu of removal from the register.

Persons whose names are included on any (professional etc) register shall be entitled to the benefit of the provisions of Art 16 of the said Statute. Where the practice of a profession is permitted under any special Government authorization or license the removal of any name from the register shall be deemed to revoke such Government authorization or license.

20. COMMISSION OF PROFESSIONS (PROFESSIONS).

• Commission responsible for reviewing any register shall have the powers of an Executive Commission under Art 13 of ILL 159.

Proceedings before any such Commission shall be commenced by a request of the R.C. The advice awarded with keeping the registers shall be sent to the R.C. The documents in their possession and any documents received by them.

In any case of particular gravity a Commission may, during the proceedings for review suspend the person concerned from his profession, art or trade until the proceedings are concluded.

21. • Specific regard to the decisions of a Commission for the revision of any register shall be filed in the Secretariat of such Commission and shall be sent by that Commission to the Central Commission together with (all relevant) documents.

22. REVIEW OF PROFESSIONS (REVIEW).

When the time limit for any appeal has expired without an appeal having been filed the finding of any Commission responsible for reviewing any register (or where there has been an appeal) the finding of the Central Commission shall be communicated by the Secretariat to the body responsible for keeping such register who will put the said finding into effect.

23. REVIEW OF PROFESSIONS (ADMINISTRATIVE)

The last part of Art 13 of ILL 159 shall apply to a Commission responsible for reviewing any register.

Where one body is responsible for keeping more than one professional register, the appropriate Minister will, if the large number of entries makes it desirable, form separate Commissions for reviewing the entries in the several registers.

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Should the circumstances, which caused any suspension to be ordered, cease to exist the order of suspension may, with the approval of the PC at any time and even during actual operation proceedings, be revoked by the authority which made it. If the PC should withhold his consent, the said authority may submit the matter to the PC for decision.

PROCEEDINGS ON APPEAL

- 12 The Central Suspension Commission shall have the same powers as were given to a Commission of First Instance by Art 19 of ILL 159.
- Any evidence may be presented to the Central Commission either by the person concerned or by the PC.
- The Central Commission even if there is no request by the PC, may accord a superiority than that given by the Commission of First Instance.

EXERCISE OF PROVINCIAL AND SPECIAL POWERS.

- 13 Private public utility undertakings having their offices and operating in one Province only will be supervised by a Commission established under Art 18, para 3 of ILL 159.
- The Prefect shall issue such orders as may be necessary to carry out the findings in respect of such personnel.

- 14 In the case of any special concerns operating under a public authority or other public body an official of the undertaking concerned or of the managing administrator or other public authority or body may be appointed as second member of the suspension commission.

Except as provided in the preceding paragraph where a single commission shall be set up then one undertaking, the competent authority may select the second member from the staff of any of the undertakings concerned.

The provisions set out in the first part of this article shall apply also to undertakings which are of general importance to the local controlling them.

PROVINCIAL COMMISSIONS.

- 15 In derogation from the provision contained in Art 18, para 3 of ILL 159, the Suspension Commissions for Provinces referred to in that para or in Art 13 hereof shall be appointed by the PC, after consultation with the competent Minister and with the PC; the provisions of the preceding article 14 to the composition of Commissions referred to therein shall apply to these Commissions. The President of the Commission shall in every case be a judicial or administrative magistrate, active or retired.

Such a Commission may be given jurisdiction over more than one Province.

The Commission for the Province of Rome and for undertakings operating in that Province shall be the first instance; the second

13 Private public utility undertakings having their offices and operating in one province only shall be operated by a Commission established under art 10, para 3 of ILL 157.

The Prefect shall issue such orders as may be necessary to carry out the findings in respect of such personnel.

14 In the case of any special concerns operating under a public authority or other public body as official of the undertaking concerned or of the managing administrator or other public authority or body may be appointed as second member of the operation commission.

Except as provided in the preceding para where a single commission deals with one undertaking, the competent authority may balance the second member from the staff or any of the undertakings concerned.

The provisions set out in the first para of this article shall apply also to undertakings which are of general importance to the local controlling them.

PROVINCIAL COMMISSIONS.

15 In derogation from the revision contained in art 10, para 3 of ILL 159, the Operation Commissions for Societies referred to in that para or in art 10, para 3 shall be appointed by the P.C., after consultation with the competent Minister and with the H.C., the provisions of the preceding article as to the composition of Commissions referred to therein shall apply to these Commissions. The President of the Commission shall in every case be a judicial or administrative magistrate, native or retired.

Such a Commission may be given jurisdiction over more than one province.

The Commission for the Comuna of Jobs and for undertakings operating under it shall be appointed by the Minister for the Interior; the second member shall be selected from among the staff of the Comuna or the Ministry.

The Commissions for the operation of private public utility undertakings and of concerns of national importance shall be appointed by the competent authority, as laid down in ILL 159, and also by the P.C.

16 Sub-Commissions with jurisdiction over one or more provinces may be appointed in the manner set out in art 10, para 1, to deal with Government departments which have a large staff in scattered offices.

A Commission may establish its seat in any provincial town.

17 In every province the Prefect and the representative of the H.C. shall jointly be responsible for ensuring the cases which are brought to be brought before an operation Commission.

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24. Where two or more registers are involved in a single case and the serial number of entries in each register makes it desirable, the appropriate authority may order that the review of such registers under Art 23 of ILL 159 be undertaken by this Commission.

COMMENCEMENT OF PROCEEDINGS

25. Proceedings for execution shall for the purpose of the time limits contained in Art 25 of ILL 159 be deemed to be commenced on the date on which the charges against a person are communicated to him.

Provided that when an employee has been suspended before such communication the proceedings shall be deemed to have commenced either on the day on which he is suspended or when he is prior to the day on which this decree came into force. The proceedings shall, irrespective of the date on which the charges were communicated, be deemed to have commenced on the (23.04.1954).

FURTHER LIBERATION OF TERRITORY (EVIDENCE).

26. When, after the liberation of territories not yet fully liberated, important evidence, which could not previously have been discovered, is discovered by any person or may be liable to acquisition proceedings, the person by whose order that the time limit, contained in Art 25, Part 1 of ILL 159, shall be the time of such persons concerned from the date mentioned in the Part 3 of that article.

ACQUIT AFFIDAVITS.

27. In any serious cases such as those to which Part 2 of Art 22 of ILL 159 refer, any person who has been released after 15 July 43 may be subjected to acquisition proceedings. It is further provided that any person who shall be acquitted, any such proceedings shall be carried out in the manner and within the time limits (which other law apply).

REVIEWS FOR ERROR.

28. The review of any decision under Art 44, Part 2 of ILL 159, shall be organized by an application of the person concerned. Such application shall be lodged with the Director of the Criminal Investigation Commission or with the body to which the employee belonged, within 90 days from the date this decree came into force.
- Any such review shall be carried out in accordance with the rules contained in ILL 159.

APPEALS AGAINST FINDINGS.

29. Any (unsubstantiated) employee whose dismissal from office is ordered by

ARTICLE LIBERATION OF TERRITORY (MILITARY).

26 When, after the liberation of territories not yet liberated, important evidence, which could not previously have been discovered, is discovered by the territory in any of the cases mentioned in the preceding article, the territory shall, in the case of such persons concerned, from the date mentioned in the part 3 of that article.

RIGHTS OF TERRITORY.

27 In some various cases such as those in which, after 2 of July 22 of July 1945, after the liberation of the territories concerned, such application submitted to liberation proceedings, to territories mentioned in any of the preceding articles, shall be carried out in the manner and within the time limits (that otherwise apply).

ARTICLE FOR OTHER.

28 The review of the application under art 44, part 2 of July 1945, shall be originated by the application of the person concerned. Such application shall be lodged with the Secretariat of the competent liberation commission or with the body to which the territory belonged, within 90 days from the date of the decision made in the case.

any such review shall be carried on in conformity with the rules contained in July 1945.

LIBERATION AFTER FILING.

29 Any (unsubstantiated) evidence, those submitted from office is ordered by a Commission of first instance, shall immediately be suspended under the part 2 of art 22 of July 1945 (in addition the decision becoming final).

CONSEQUENCE.

30 This Review shall come into force on the day of its publication in the Gazette (7 July 44).

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Provinces (2)
Gazette (2)

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