

Declassified E.O. 12356 Section 3.3/NND No. 785017

ACC

10000/109/267
(VOL. II)

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

785017

109/267
OL. II)

DECREE, CONFISCATION OF PROPERTY
SEPT. 1945

108

25/1

CSO - for info. ref folio 107

25/1

25/1

110

SO/CC

CSO - folio 109 contains ^{reply} requested by C.C. (folio 93) in view of last sentence of para. 3 of folio 109 and conversations with station Ministry referred to therein, no action seems indicated unless C.C.'s informant (not indicated in his folio ⁹³ ~~109~~) is expecting a reply.

SEP 29 1963
0903

28/4

28/4

111

Chief Commissioner.

Attached is submitted for your signature

2 agree with C.C.A.

Noted by CS

27/5 1/1

indicated in his file (104) to expect a
reply.

SEP 20 1963

Encl 28/9

28/9

111

Chief Commissioner.

Attached is submitted for your signature
information

Noted by CC

I agree with C. F. A.

MS L/A

3025

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

13191/P

27 September 1945

SUBJECT: Sequestration of Fascist Profits.

TO : The Chief Commissioner.

1. I refer to your CC 2602 of 7 September, on the alleged misuse in north Italy of the law for the Sequestration of Fascist Profits to expel owners and managers.

2. As you are aware, we immediately telegraphed to our Regional Finance Officers in north Italy, asking for reports. The answers from Lombardia, Liguria, Piemonte, and Venezia Regions were in the negative. For example, the situation in Piemonte was summarized by the RFO as follows:

"Detailed examination now discloses the following situation for Piemonte Region:

Total number of cases for sequestration of Fascist profits under D.L. 27 July 1945 n. 159 and 31 May 1945 n. 364	164
Numbers of requests by owners to revoke the sequestration	15
Number revoked	5
Number reduced	1
Still under review	9

It is considered that as only 15 owners out of a total of 164 have lodged objections, and that these objections are being adequately considered, the position is in order and in accordance with the Italian law."

3. After reviewing these reports, at your suggestion I consulted with Mr. Tasca of the American Embassy, who stated that Lt-Col. Palmieri of the Legal Sub-Commission and Senatore Ricci, Minister of the Treasury, had details as to specific cases. I then saw Lt-Col. Palmieri, who indicated he had no such details, but would be glad to see Minister Ricci with me. I informed Tasca of this, who objected to seeing Ricci in the presence of Palmieri. Tasca and I then saw Ricci alone on 25 September. Ricci was extremely vague as to specific cases, saying that construction firms in Genoa were being paralyzed in their operations by having inexperienced or incompetent sequestrators appointed. Ricci's point seemed to be not that the law was being abused or extended illegally, but that it was being administered unwisely. Thus, a firm might rightly be sequestrated, but the sequestrator appointed might proceed to ruin the company. Sequestered firms were rendered inoperative. This was the argument which Ricci made to the Cabinet several weeks ago. The present complex of bad capital-labor relations and the

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4. The law is being revised and the new text is promised for an early date.

R. Palmieri
C. P.

Joint Director,
Finance Sub-Commission.

See index
(Copy forward for CC files)
11/10

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Y

107
British Embassy
ROME.

34/33/45.C.C.

21st September 1945.

SEP 24 1945

My dear Admiral,

In the Ambassador's absence in London I am replying to your undated letter, 13074/Y, regarding the responsibility for negotiating the Decree of Desquestration and a decree designed to protect Allied patents and trade marks. I agree that this responsibility rests on the two Embassies, but we value most highly the advice with which Colonel King has been always so willing to help us as occasion required, and we count on his continued advice and support. Should official correspondence be necessary as the negotiations proceed, it is my understanding that such correspondence should be between the Embassies and the Ministry of Foreign Affairs.

As regards the third paragraph of your letter, we are equally lacking at this Embassy in any personnel qualified to deal with the specialised and technical matters involved in the patents decree. On receipt of the text of the draft decree as prepared by the Italian Government and sent to you by the Minister of Industry and Commerce on the 5th September, we could only telegraph its terms with our comments at once to London, and we are now waiting for instructions.

Yours very sincerely,

1st Henry Hopkinson

Rear Admiral Ellery W. Stone, U.S.N.R.,
Chief Commissioner,
Allied Commission Headquarters,
ROME.

EC 11.57 - 24 SEP 45

Nation Finance SC

1000

CHIEF COMMISSIONER (1000)

EXEC COM

(Chief Warrant) Encl

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(106)

Ref: 13074/T

15 September 1945

Dear Mr. Pohl,

The American Embassy has informed Property Control Division of the Finance Sub-Commission that it has been acting upon the assumption that Allied Commission has primary responsibility for negotiating the Decree of Deaccession and a Decree designed to protect Allied patents and trademarks.

It has been our understanding since last May that your Embassy and the American Embassy have the responsibility in this regard. We have never received instructions from either London or Washington which could indicate that the responsibility is ours. In response to a request for instructions regarding the Decree of Deaccession, we were informed by C.A.S. on 7 May, 1945, that the problem of deaccession was under consideration by the Foreign Office and the Department of State and that consequently it would be handled through diplomatic channels rather than through direct dealing with the Allied Commission. As both the American and British Governments also desire the patents decrees handled by the Commission.

Our Property Control Division will, of course, be glad to help you to such extent as its facilities and personnel will permit, but I would like to point out that we have no officers qualified to deal with the highly specialized and technical matters involved in the patents decree, and the only officer familiar with the Deaccession Decree is shortly to be relieved from active duty under the U.S. Army Release Scheme.

Yours very truly

WILLIAM W. STEIN
Rear Admiral, USN
Chief Commissioner

SIMILAR LETTER TO US EMBASSY

clerk 46
7-24-45

Air Noel Charles,
British Embassy,
Rome.

See File

3022

1144