

2404

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

785017

ACC

10000/109/606
(VOL. II)

2403

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

785017

10000/109/606
(VOL. II)

ITALIAN PEACE TREATY
MAY 1946 - JAN. 1947

2406

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

785017

Chief Commissioner.

225

Activities is submitted for your signature

9/11/81 (23)

in/Boader

BRIGADIER.
A/EX.COMM.

232.

Ex Comm.

4 231 for info. H.S. 201
K.C. 201.

4944

785017

~~217~~ 217

Chief Commissioner.

Attended is submitted for your signature ^{also} ref you, Mine's 203.
invention

Approved
F.C. Date changed 17/11 GWS cc 23/9/46 Brigadier
Executive Commissioner

218

Chief Commissioner.

SEP 26 1946

Attended is submitted for your signature ^{invention} after change.
Approved

Approved
25/9/46. Brigadier
Executive Commissioner

219

219.

1) Ref folio 195, please see reply at folio 205.
2) Please see cables at folio 214, 215 for info.

CSO

221

Ref folio ~~207~~ 207. 2 letters for CC's signature
220

221
26/9

221
222
26/9

Cso

Ref folio ²⁰⁷~~224~~ 2 letters for cc's signature
at folio ²²⁰~~224~~ please.

cc's: min ²⁰⁷~~222~~ selon. N. 14. 13

222

Chief Commissioner.

Enclaid 2 letters

~~Noted in~~ submitted for your signature

~~signature~~

4/10/46

McCan Day
H/Ex. Comm

Cso. de Comm.

²²⁴

ask to folio 207 for signature of
the cc at folio 223, please. This is
in accordance with the CC's instructions

224
H/11/10.

785017

Excluded

Chief Commissioner

Page 202 refers to Page 199 and you will not find the Military Commission in Paris has had to accept it. Part the proposal proposed. The result is that the Italian Government will have to speed their of the Services essentially of the Army and Carabinieri. I think it would be perfectly proper to bring this to the attention of the Prime Minister.

7/5/45

E.C. 208

Agree - pls draft
Jus
cc

17/11

210

202

CSC. Ex Comm

Ref min 204 + 5. Draft opposite for

your approval, please.

Agreed except for

But 187 are

for have which I have re-worded.

your approval, please. AUB 18/11/42
Agreed except for
for para which I have re-worded.
19/11/42

C.S.O. Ex ltr 112
Ref min 210. Letter for Segments of p. 211.
AUB 21/11/42

212
On consideration I think a suit and reference to Division.
Section 24 being fresh amendments are proposed in Division. Hence
have retained as amended.

McAuley
by Ex ltr 112

214

C.S.O. Ex ltr 113
Ref min 213. Letter has been retypewritten
AUB 23/11/42

785017

Chief Commissioner.

199A

~~101~~

198

I have discussed telegram opposite with representatives of Armed Forces Sub Commissions and Brigadier Carr. Article 52 is on the attached newspaper cutting.

The Navy and Air Force representatives state that they believe that there are no members of the Fascist Militia or Republican Army in the Italian Navy or Air Force, Land Forces S/C is not so certain. None can vouch for figures.

We submit the following reply:

199

MC

EC

200A

~~101~~

Sir.

200

199

Cable and letter opposite in reply to Tel. 198 for your signature.

201A

~~101~~

HR 3
5/24/9.

C.S.O. Exhann.

198-200

199A-200A

Ref folios ~~198-199~~ and mins ~~101-102~~ Please

see folio ~~199~~ for info.

Aut 3/9 11/9

200

202A

Copies of ~~198~~ to all services sub comm

TM 4/5

10/10

203

C.S.O.

Please see folio 202 for info.

Folios 198+200 refer. Aut 11/9

785017

97.
192

Chief Commissioner

1. I discussed Page 190 and Page 180 with Brigadier Holloway of EORC.

2. His opinion is that the German rolling stock in this country is not affected by the Peace Treaty and that restitution to Allied powers is all that is intended. To that extent, therefore, he feels that our figures are possibly pessimistic. On the other hand he emphasizes most strongly that the second paragraph of Colonel Street's memorandum is a complete understatement of the results of the implementation of paras 63, etc., of the Peace Treaty. He pointed out that the reduction envisaged in his para 4 will practically paralyze the economic life of the country and will seriously affect the distribution of food and coal. He has allowed an official of the Ministry of Transport to have a sight of his letter to you and understands that a memorandum is being prepared by the Italian Government on this matter. He agreed with my suggestion that we impress upon the Prime Minister the desirability of pointing out in the strongest terms the full force of these articles on the economic life of Italy. He is also encouraging the Italian Government to set up a committee to explore the better use of all kinds of transport in this country. He tells me that only 40% of the full capacity of motor transport is now being used, that schooner traffic could be employed far more extensively, and that inland waterway transport is negligible. The latter omission is due to inefficiency on the part of the Ministry of Public Works who have failed to repair the locks and embankments, etc., of the canals.

3. He agreed with my suggestion that you should reinforce your letter to the Ambassadors by drawing their attention to his own memorandum and underlining some of the salient points.

30 Aug. 46.

785017
Brigadier,
Executive Commissioner.

100

2420

2. In agreed with my suggestion that you should reinforce your letter to the Director by having their attention to his own memorandum and underlying some of the salient points.

30 Aug 46

194

E.C.

OK

WWS
cc

3/1x

SSec 11/4/5

SEP 8 1946

7812
Executive Committee
4939

Chief Commissioner

188-195

198 A

1946

Attached is submitted for your signature

WWS

E.C. must have another original before of the Ambassador. Contact sent a letter with out causing an affair 6/11/46 cc

2414

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HEADQUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

180

C80

De will await AFHQ's reactions

Ref #179

MS 17/8

189.

- Ex Comm.

#188 for info. H.L. 22/8

MS 22/8

1938

2415

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

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1987

162.
E.C. / Sin. Folio 161 for info. 15/10/77

164.
1) Folad 13.
2) Folad 17.

How you any comment to make
on folio 163, please. About having
Seen by Folad 163. 166 12/7.

1) Folad 17.
2) Folad 13.

Ref folio 163 and conversation, GERBOK
is 16. Change of affairs in Romania. 167 13/7

This seems to be an Italian Government affair, entirely.
I suggest that A.C. action should be limited to
passing the message to them.

168.
CSO - 168. 16/7

785017

is 16. Charge d'office in Lammoria. ¹⁶⁷ ~~167~~ 1517

This seems to be an Italian Government affair, entirely.
I suggest that A.C. action should be limited to
passing the message to them. ~~Shank~~ *Shank*

Phants. Pled. 8.

CSO - Agree with terms of Paled B.

W. E. Jones
Cal. Adv. (Am.)
July 17/46

MSA 3017

175-

Ex Comm.

✓ 174 for info. JH 118

Chie (Commissioner)
176
Page 3
Submitted for reading
Oct 16/8.

✓ last ✓

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

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127

E.C. / Ltr. Also 126 for info. ~~125~~

131

Chief Commission.

P 130 was sent to you today. You will note that Guenned has not reported your question on French tower statue. The French Representative Statue at some length on this today's with do so in Paris next week.

148.

P 147

M 17/3/6

M 17/25/62

153

Ex Comm.

See Ltr 152-154. M 17/21/6.

M 17/21/6

62

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

153-

Ex Comm.

See #1's 152-154. H.S. 2/16.

MM/2/16

155

158.

To be
Sim, please see folio 157. pg. 29. 6.

MM/2/16

160

Ex.C.
Sim, please see folio 159 - cc's reply to 157.

MM/2/16
H.S. 2/16

2420

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

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238

JAN 31 1947

2621

HEADQUARTERS
MEDITERRANEAN THEATER OF OPERATIONS
UNITED STATES ARMY
APO 512

AG 308.1-3

29 January 1947

SUBJECT: Text of Peace Treaties of World War II

TO : See Distribution

1. Inclosed herewith for your information are copies (in the number indicated in the distribution list) of the texts of the first five Peace Treaties of World War II as reproduced by photography from the 18 January 1947 issue of the New York Times.

2. Efforts to obtain official copies from the War Department have so far been without success.

BY COMMAND OF LIEUTENANT GENERAL LEE:

Ralph C. Tilley
RALPH C. TILLEY
Colonel, AGD
Adjutant General

1 Incl:
Text of Peace Treaties

DISTRIBUTION	COPIES	DISTRIBUTION (Cont'd)	COPIES
CG, MTC	1	CG, PBC	1
C/S, AFHQ	1	CO, PAAC	1
C/S, MTC	1	CO, Hq Comd.	1
SACS	1	CO, AGRS	1
G-1, MTC	1	British Polad	2
G-2, AFHQ	1	U.S. Polad	2
G-3, MTC	1	CAPRO	1
G-3, AFHQ	2	U.S. PRO	1
G-4, MTC	1	Br. Pub. Rel. ALCOM	1
G-5, MTC	3	CHQ, CMF, for G (Opa)	5
SGS, MTC	1	AMG Venezia Giulia	4934
AG, MTC	1	PRO Venezia Giulia CMF	1
SIG C MTC	1	Chief Commissioner ALCOM	3
FD, MTC	1	AMG - UDINE	1
JA, MTC	1		
CG, AFHQ Div	1		

EC - (2) ✓
CC - , ✓

cc has a copy

cc has

cc has

2421

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

785017

2604/237
Ex Comm.

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: C 11195
Date/Time of Origin: JAN 25 1327A
FROM: AFHQ G-5
TO: ALCOM ROME, INFO: AMG VENEZIA GIULIA
Message Centre No: H/9405
Date Time Rec'd: JAN 27 1000
Precedence: ROUTINE

UNCLASSIFIED:

236

1. Documents referred to not yet received this Headquarters.
Reference your 6147 of 24 January.
2. Your request noted.

AC DIST

ACTION - EX COMAR

2422

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

785017

AC DIST

ACTION - EX COMER

INFO - CHIEF CO MISSIONER

FLOAT

FILE

ACTION

4933

Copy

2 4 2 3

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

785017

2361

11. ALCON WOOD CITY AGING

21 JAN 1900

ATTN: FOR G-5 SECTION

MRS VINCENIA GIULIA

6147

UNCLASSIFIED

UNCLASSIFIED TO

FOLLOWING CABLES RECEIVED FROM ALLIED MILITARY GOVERNMENT VINCENIA GIULIA
WOULD APPRECIATE AS MANY COPIES AS ARE AVAILABLE OF ITALIAN PEACE
TREATY AND IN PARTICULAR THE STATUTE OF THE FREE TERRITORY OF TRIESTE PD
INFORMATION AS TO THE CLASSIFICATION OF THESE DOCUMENTS IS ALSO REQUESTED
IN 1900 PD REQUEST YOU TAKE ACTION AS COPIES NOT AVAILABLE THIS COMMISSION

See 4.237

4932

ROUTINE

EXECUTIVE COMMISSIONER

JOHN H. HAYES
MAJOR AGO
ADJT

371

128
24/11/5

2424

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

785017

2621

236

INCOMING MESSAGE

Euto

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 8/240

Message Centre No: H/9311

Date/Time of Origin: JAN. 23 1700

Date Time Rec'd: JAN. 24 1000

Precedence: ROUTINE

FROM: AMB VENEZIA GIULIA

TO: ALLIED COMMISSION ROME

UNCLASSIFIED.

Would appreciate as many copies as are available of Italian peace treaty and in particular the statute of the free territory of Trieste. Information as to the classification of these documents is also required.

ACTION
INFO

AC DIST
EX COMM
CHIEF COMMISSIONER
FLOAT
FILE

ACTION

F226 info.

4930

alt
Part II

2425

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

785017

2621

234

SECRET

URGENT

23 January 1947.

My dear Mr. Prime Minister:

In reply to your question of 20 January as to whether the Anglo-American forces in Zone A will withdraw from the Morgan Line, including specifically Pola, in the event that the peace treaty goes into effect without Yugoslavia's signature or ratification, I am directed by the Supreme Allied Commander to inform you that such a decision is beyond his competence and that he has referred the question to the Combined Chiefs of Staff in Washington with a request for early instructions.

Sincerely yours,

13/ Elery W. Stone

ELERY W. STONE
Rear Admiral, USN
Chief Commissioner

Dr. Alcide DeGasperi,
President of the Council of Ministers,
Rome.

Copy to: U.S. Ambassador
British Ambassador
Ex Com ✓
CC Files

492

SECRET

2426

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

785017

2426

COPY NO. 5

ALCOM ACSCC FROM ADMIRAL STONE

AFHQ FOR SACMED

Confidential

21035A JAN 47

6108

TOP SECRET

TELEPHONE CONVERSATION GENERAL MORGAN DASH ADMIRAL STONE REFERS PD

PARA ONE PD I WAS RECEIVED BY DEGASPERI LAST EVENING IMMEDIATELY AFTER HE TENDERED RESIGNATION OF ENTIRE CABINET PD HE INFORMED ME THAT ALL HIS INFORMATION IS THAT YUGOSLAWS WILL NOT SIGN TREATY PD HE FURTHER INDICATED CMA ELABORATING ON A STATEMENT IN HIS CLEVELAND SPEECH CMA THAT ITALY ALSO WILL PROBABLY NOT SIGN VOLUNTARILY ALTHOUGH HE APPRECIATES THAT CMA UNLIKE YUGOSLAVIAS POSITION AS AN ALLY CMA ITALY AS A DEFEATED POWER CAN BE COMPELLED TO SIGN BY THE VICTORS PD

PARA TWO PD HE HAS ASKED ME FORMALLY TO INQUIRE OF YOU WHETHER THE ANGLO AMERICAN FORCES IN ZONE ALE WILL WITHDRAW FROM THE MORGAN LINE INCLUDING SPECIFICALLY POLA IN THE EVENT THAT THE TREATY GOES INTO EFFECT ON ROGER DAY AS IT CAN WITHOUT YUGOSLAVIAS SIGNATURE OR RATIFICATION PD

PARA THREE PD I SUGGEST THAT HIS QUESTION SHOULD BE CONSIDERED ON THE BASIS THAT ITALY HAS SIGNED PRIOR TO ROGER DAY BECAUSE IT IS MY UNDERSTANDING THAT TREATY WILL NOT BE SUBMITTED TO U.S. SENATE WITHOUT ITALYS SIGNATURE

DISTRIBUTION: Copy No.

MACC Msg Cntr	1-2
U.S. Ambassador	3
UK Ambassador	4
Ex Com	5
CC	6

PRIORITY

Chief Commissioner

ELLEY W. STONE
Rear Admiral, USNR
Chief Commissioner

EDWARD D. S. SULLIVAN
MAJOR, AIR CORPS
STAFF OFFICER TO CC

2427

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

785017

Exe Gum

2421

231

HEADQUARTERS ALLIED COMMISSION
Office of Political Adviser (A)

January 16, 1947

MEMORANDUM TO: Chief Commissioner

SUBJECT: Peace Treaty with Italy

The Department of State has informed the American Embassy that the following countries have been designated Allied and Associated Powers to sign treaty with Italy: U.S.S.R., U.K., U.S., China, France, Australia, Belgium, Byelo-Russia Soviet Socialist Republic, Brazil, Canada, Czechoslovakia, Ethiopia, Greece, India, Netherlands, New Zealand, Poland, Ukrainian Soviet Socialist Republic, Union of South Africa, Yugoslavia.

First paragraph of Article 78 provides: "The present treaty of which the French, English and Russian texts are authentic shall be ratified by the Allied and Associated Powers, it shall also be ratified by Italy. It shall come into force immediately upon the deposit of ratifications by France, the United Kingdom, the United States and the Union of Soviet Socialist Republics. The instruments of ratification shall, in the shortest time possible, be deposited with the Government of the French Republic."

The second paragraph in part provides: "With respect to each Allied or Associated Power whose instrument of ratification is thereafter deposited, the Treaty shall come into force upon the date of deposit."

Article 77 in part provides: "Any other member of the United Nations not a signatory to the present treaty which is at war with Italy may accede to the treaty, and upon accession shall be deemed to be an Associated Power for the purposes of the treaty."

Homer M. Byington, Jr.
Political Adviser (A)

Dist: cc
EC (1)
CLA (1)
CFA (1)
Econ Div (4)
AF S/C (1)
Navy S/C (1)
Lawrence (1)

P.A.
20/1

ESO.

2428

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

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230

Ref: 2621/230/13

9 January 1947

SUBJECT: Ex Officers of Former Fascist Militia

TO : ALLIED FORCE HEADQUARTERS
Attention: G-5 Section

Reference is made to your signal No. FA 71604 of 9th September, 1946 and to the Chief Commissioner's letter No. 2621/230/13 addressed to Dr. De Gasperi, on this subject.

Enclosed for your information are copies of two replies from the Italian Government.

FOR THE CHIEF COMMISSIONER:

Brigadier,
Executive Commissioner.

Copies to: Polad A
" B
Navy S/C
Land Forces S/C
Air Force S/C
Legal Div.

4022

PA 9
40

2429

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

785017

E.C.
Distribute This
and Deets
letter of 16 Oct
to The Irish
Sharon de
oms of 26 Sep

7/7

MS_{cc}

EX-211

2430

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

785017

262 Pg

JAN 7 1947

229

TRANSLATION

THE UNDERSECRETARY OF STATE TO THE
PRESIDENCY OF THE COUNCIL OF MINISTERS

89387/13659.14/19.17

5 January 1947.

Dear Admiral,

Following the note of the President of the Council of Ministers, No. 11469, dated 16 October 1946, I wish to inform you that the insertion of the new Art. 46 (A) in the scheme of the Peace Treaty requires no organic changes or new measures regarding military personnel, since the necessary measures were taken some time ago by the Military Administrations in order to remove the officers and non-commissioned officers of the fascist militia or of the fascist republican army.

I can even specify more precisely that the measures taken by the Italian Authorities go beyond those provided in Art 46 (A), as, not only members of the fascist military organizations are excluded from the Italian Army, but, owing to the provisions taken for the reduction of the military cadres, even those officers and non-commissioned officers who, having been absolved after having been submitted to disciplinary action, are now being removed or are about to be removed.

Yours truly,

(s) Cappa.

(Avv. Paolo Cappa).

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

4921

C50

89397/13659.14/19.17

H. L. Reggiani di. 14/19.17
alla Presidenza del Consiglio dei Ministri

Roma, 5 GEN 1941

Caro Ammiraglio,

e seguito della nota del Presidente del Consiglio n. 11469 in data 16 ottobre scorso, desidero informarLa che, da accertamenti eseguiti presso le Amministrazioni militari, è risultato che l'inserimento del nuovo articolo 46 (A) nello schema del trattato di pace non importa mutamenti di organico o nuove misure nei riguardi del personale, giacchè da tempo è stato provveduto ad allontanare dalle forze armate italiane gli ufficiali e sottufficiali della milizia fascista o dell'esercito repubblicano fascista.

Sono in grado anzi di precisarle che le disposizioni prese in questa materia dalle competenti autorità italiane sono di portata anche più vasta di quella contemplata nel suddetto articolo 46 (A), dato che non solo gli apparte-

Sono in grado anzi di preciserle che le disposizioni prese in questa materia delle competenti autorità italiane sono di portata anche più vasta di quella contemplata nel suddetto articolo 46 (A), dato che non solo gli appartenenti alle organizzazioni militari fasciste non fanno più parte dei corpi armati italiani, ma da questi sono stati allontanati o sono in corso di allontanamento, mercè i provvedimenti per lo sfollamento dei quadri, anche quegli ufficiali e sottufficiali che, pur essendo stati discriminati, hanno riportato una punizione disciplinare.

Con i sensi della maggiore considerazione, mi cre-

da

Suo.

(Avv. Paolo Ceppe)

All'Ammiraglio Ellery W. STONE
Commissario Capo della Commissione
Alleata

ROMA

2 4 3 3

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

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2621 AD

227

TRANSLATION

THE PRESIDENT OF THE COUNCIL OF MINISTERS

OCT 18 1946

11469

Rome, 16 October 1946.

Dear Admiral,

I have taken note of your letter 2621/211/EO dated 26 Sept. 1946, bringing to my attention art. 46/A of the peace treaty, according to which for no reason whatsoever may the officers or non-commissioned officers of the ex-Fascist militia or ex-Fascist army be admitted in the Army, Navy, Air Force or Carabinieri with the rank of officer or non-commissioned officer, with the exception of those who have been discriminated by the competent authorities according to the Italian law.

Sincerely yours

/s/ De Gasperi

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

4919

EC DIST - 18/10/46

ACTION - CC

INFO - CC

P/A

18/10

(CSO)

20/10/46

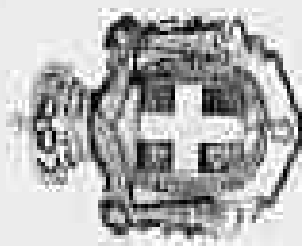
2434

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

785017

226

Roma, 16-10-46



*Il Presidente
del Consiglio dei Ministri*

11469

Caro Ammiraglio,

ho preso atto della Sua lettera 2621/211/E.C. del 26 settembre u.s., con la quale Ella richiama la mia attenzione sull'articolo 46/A del trattato di pace in forza del quale, in nessun caso gli ufficiali o sottufficiali dell'ex Milizia fascista o dell'ex Esercito fascista repubblicano potranno essere ammessi nell'Esercito, nella Marina, nell'Aeronautica o nei Carabinieri col grado di ufficiale o sottufficiale, ad eccezione di quelle persone che sono state discriminate dagli organi

tufficiali dell'ex Milizia fascista o dell'ex Esercito fascista repubblicano potranno essere ammessi nell'Esercito, nella Marina, nell'Aeronautica o nei Carabinieri col grado di ufficiale o sottufficiale, ad eccezione di quelle persone che sono state discriminate dagli organi competenti conformemente alle leggi italiane.

Cordiali saluti.

Regarding

4018

Signor Ammiraglio
Ellery W. STONE
Capo della Commissione Alleata

= R O M A =

2 4 3 6

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

785017

223

File

Ref: 2621/223/30

6 October 1946

My dear Mr. Prime Minister,

207

The receipt of your letter of 7 September is acknowledged. I am glad to be able to advise you that I have already taken action in this matter.

The serious effect that Articles 65 and 69, in the clauses of the Treaty with Italy, would have upon the rail transportation system in Italy has been given full consideration. Both the British Ambassador and the Charge d'Affaires of the American Embassy have been fully advised of this matter and have placed a detailed report before their respective Delegates to the Paris Peace Conference.

Your letter of 7 September has also been passed to the British and United States Ambassadors with the request that similar action may be taken.

207

Yours very truly,

W. L. L. L.

HARRY W. LEXIS
Rear Admiral, USN
Chief Commissioner

4917

Mr. Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
ROME.

Copy to Econ. Section

See M-224, 225

PA 5
J. H.

2 4 3 7

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

785017

220

Ref. : 2621/222/EC

4 October 1946

SUBJECT: Effect of Peace Treaty on
Italian Railroad situation.

TO : U.S. Embassy,
ROME.

British Embassy,
Rome.

196 207
I refer to my letter no. 2621/94/EC dated 7 September 1946
on this subject, and now enclose a copy of letter no. 30051/67 dated
7 September 1946 from the Italian Prime Minister, and request that
this may be forwarded to your Delegation in Paris, please.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner.

Encls. as above.

4916

Copy to: C.C.
Econ. Sec.

See 17-221-222

PA 5/10

PA 5/10

2 4 3 8

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

785017

Folio 216

CABLE FX 72184

DATE 22 Sept 46

Transferred to Crypto Cable file, folio 56

4915

2 4 3 9

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

785017

Folio 215

CABLE FX 72185

DATE 22 Sept 46

Transfer to Crypto Cable file, folio 55

4914

2440

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

785017

Folio 214

CHOLE 68133

DATE 22 Sept 46

Transferred to Crypto Cable file, folio 54

4913

2441

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

785017

Ref: 2621/211/EC

25 September 1946.

My dear Mr. Prime Minister,

You are no doubt aware of the amendment to Article 52 of the draft Italian Peace Treaty which was discussed by the Military Commission in Paris about 3 September. I have been informed that it was agreed to insert a new Article No. 46 (A) to the effect that in no case shall any former Officer or non-commissioned officer of the Fascist Militia or the former Fascist Republican Army be admitted with Officer's or non-commissioned officer's rank to the Italian Army, Navy, Air Forces or Carabinieri with the exception of such persons as have been exonerated by the appropriate body in accordance with Italian Law.

I am not aware, my dear Mr. Prime Minister, to what extent this new clause may affect the Italian Armed Forces, but I feel sure that you will want to take such action as may be advisable at this stage.

Yours very truly,

ELLERY W. STONE

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Doctor Alcide De Gasperi,
President of the Council of Ministers,
Italian Government.
ROME.

Copy to: G-5, AFHQ
Polad A
Polad B
Land Forces S/C
Navy S/C
Air Forces S/C
Legal S/C

211

see 202

4912

F 230 refers

P.A. 26/9/46
L.S. P

see F-227

2 4 4 2

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

785017

Folio 209

CABLE FX 71883

DATE 14 Sept 46

Transferred to Crypto Cable file, folio 53

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

785017

Folio 208

CABLE FX 71884

DATE 14 Sept 46

Transferred to Crypto Cable file, folio 52

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

785017

*2621
Please prepare a letter for H.M. - 207
concerning the above
7. Roman also as we did the last 2
TRANSLATION
F.W.S.*

THE MINISTER OF FOREIGN AFFAIRS

Rome, 7 September 1946.

30051/67

14 SET. 1946

Dear Admiral,

I take the liberty to draw your attention to the following question which is of a capital importance for the Administration of Transports:

In the clauses of the Treaty with Italy which is presently under discussion at the Paris Peace Conference, and particularly in those contained in art. 65 and 62, it is said - among other things - that the Italian Government pledges itself to return the properties of Allied and Associated Nations, somehow transferred to Italy and that the Allied and Associated Powers have the right to confiscate, retain and liquidate all properties of the Italian Government which will be found on their territories at the date when the treaty enters in force.

Besides, Italy would be obliged to renounce all claims towards Germany with regard to the losses and damages suffered during the war.

As far as the Administration of Transports is concerned, the clauses in question have to be carefully examined, on account of the practical consequences resulting from them to the damage of the Italian transport system which has been so severely tried by the war and is now being laboriously and expensively rehabilitated, as well as on account of some obvious contrasts which would arise with the addresses which have so far been followed in order to promote the international exchanges and facilitate the renewal of traffic.

In fact, according to the above clauses, the Administration of Transports would have to return all the rolling stock of the United Nations, while the latter would be entitled to seize, retain and liquidate the rolling stock of the Italian State Railways which would be found on the territory of the United Nations.

The Administration of Transports would then have to renounce all its rights for the return of its own material (means of traction, passenger carriages, carriages for goods etc.) which is still on the German territory.

It is to be noted in this respect that the situation of the distribution of all these materials, independently from the Country of Administration they belong to, have undergone from the cessation of hostilities to this day deep and substantial alterations and keep undergoing

(225K)

See 220, 249, 39

*original in
cc's files*

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

785017

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them daily owing to the renewal of international traffic and exchanges promoted, coordinated and directed by organizations created by the same Governments of the Allied and Associated Nations (see, for example, the Central Office of Internal European Transports OCETO), or resulting from free agreements between Italy and other Countries. Now, to establish that at a date still to be set and which could be fixed from one day to another, the European Countries with whom these relations are developed and the exchange of materials takes place, should have the right to retain that of the Italian Railways which happens to be on their territory only because of these exchanges, would mean to sanction an injustice which cannot at all be coordinated with the state of war, whose consequences are being brought to bear upon the Italian Nation.

In reality and as has already been said, the situation of the traffics taken up after the cessation of hostilities has created a distribution of goods which has nothing to do with that produced by the state of war and therefore it would be necessary to consider - with regard to these goods - the opportunity of a separate ruling which would take into account this subsequent situation and would contain the sanction regarding all the other properties within the limits of logic and justice.

Naturally, the Administration of Transports does not intend to react in any way to these threats, avoiding to employ its material for the mentioned exchanges and to arrange that at the date when the treaty will enter in force, the stocks of said material existing abroad may not be increased, because it realizes that a similar action would cause serious disturbances in the international exchanges, damaging seriously Italy and other Countries with whom regular communications have been re-established. But this good will must find recognition with the Governments of the Allied Nations, in the sense of convincing them to follow in this matter a rule which should constitute an exception to the general rules of the Treaty.

I am sure that - as in other circumstances - you will kindly use your influence in order to convince the Allied Governments to consider this question which is of such a vital importance for the economic future of Italy, from a point of view apart from the clauses of the Treaty and corresponding to the real requirements of our railway net.

Thanking you in advance for whatever you will do, I avail myself of this opportunity to send you, dear Admiral, the assurance of my highest consideration.

/s/ De Gasperi

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

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

785017



THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

SEP 12 1946

206

AMERICAN EMBASSY
Rome, Italy,
September 10, 1946

Rear Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

Dear Admiral Stone:

I refer to your letter of September 7, 1946 concerning the effect of articles 65-69 of the proposed draft of the Italian peace treaty on the Italian railway situation, and am pleased to inform you that copies of the ECITO report prepared by Brigadier Fellowes were forwarded to the American Delegation at Paris, as well as to the Department of State, at the same time that the Embassy transmitted copies of the memorandum on the same subject prepared for you by Colonel Street. Both documents went forward to Paris on August 22 and to Washington on August 28, 1946.

196

Sincerely yours,

Charles A. Livengood
Charles A. Livengood
Counselor for Economic Affairs

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 7-5
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16 September 1946

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

785017

Folio 202

CABLE FX 7164A

DATE 9 Sept 46

Transfer to Crypto Cable file, folio, 51

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

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SEP 3 1946

Confidential

TOP SECRET

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198

L. P. Rhodes

See 15-301A

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(Capt K)

P.A. 5/9/46

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

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HQ ALCOM CITE ACEAC

031500B SEPTEMBER

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UNCLASSIFIED

198

REPLY TO YOUR FOX SEVEN ONE THREE FOUR SIX OF TWO SEPTEMBER GIVEN
ORALLY TO COLONEL PARSONS GEORGE DASH FIVE SECTION AT ONE ONE THIRTY
HOURS TODAY PD CONFIRMATION BY MAIL

Internal Distribution

Chief Commissioner
Navy S/C
Land Forces S/C
Air Forces S/C
C.A. Section.

URGENT

EXECUTIVE COMMISSIONER

343

Brigadier
Executive Commissioner

See M 200A

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P.A. 8/9/46

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

785017

HEADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

TOP SECRET

NO: 2621/EC

3 September 1946

SUBJECT: Separation of Italian Armed Forces

Attention: $\frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$ $\frac{1}{2} \times \frac{1}{3} = \frac{1}{6}$
 $\frac{1}{3} \times \frac{1}{3} = \frac{1}{9}$ $\frac{1}{3} \times \frac{1}{2} = \frac{1}{6}$

Confidential

1. Below is confirmation of the oral reply to your #71345 of 2 September given to Colonel Adams, G-5 Section, at 1130 hours 3 September.

"1042 775 1/2 refers. Have discussed with representatives of service and conditions and submit following:

The inclusion of such a clause is considered undesirable in that it shows we are not satisfied with the operation of the Italian Armed Forces carried out by the Italian Government under armistice. In fact we are satisfied that such operation has been carried out. Moreover it would be an external regulation of the Italian Amnesty Law.

If the amendment has to be accepted it would therefore be better if it had no retroactive effect. If again this is not possible we consider that the inclusion of such a clause would have no effect on the morale or efficiency of the Italian Armed Forces provided an exception can be made in respect of those men who since the Italian Armistice have supported the Allied cause. We suggest this especially to cover those who as members of the underground movement joined the former Republican Army as agents working for the Allies.

FOR THE OTHER 90% OF THE WORLD:

W. D. LUGG

Trigudier
Executive Coordinator

1061

Feb 20th 1932

2452

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

785017

2621
INCOMING MESSAGE
HEADQUARTERS ALLIED COMMISSION

198

Originator's Reference: P 71346

Message Centre No: H/6202

Date/Time of Origin: SEP 02 HRT

Date Time Rec'd: SEP 03 030303

Precedence: URGENT

FROM: AFHQ SIGNED SACRED CITE FHGT

TO : ALCOM

Confidential

SEP 3 1945

TOP SECRET

TOP SECRET.

Understand from telephone conversation today with War Office that Yugoslavs have submitted an amendment to article 52 of Italian Peace Treaty which may be discussed at PARIS conference tomorrow 3 September.

Amendment is to the effect that no officer or non-commissioned Officer of the Fascist Militia or the Fascist Republican Army shall be admitted with Officer or non-commissioned Officer rank to the Italian Army, Navy or Air Force.

Request by 1200 hours 3 September your views as to the effect of such an amendment if accepted, on the efficiency of the Italian Armed Forces. Supreme Allied Commanders views required PARIS soonest.

AC Dist

Action : Executive Commissioner (2)

Info : Chief Commissioner
File
Skeleton

See 199 + 203

TOP SECRET

SEP 3

11 3/9

2453

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

785017

2621 96

197

AUG 29 1946

BRITISH EMBASSY,
ROME.

24th August, 1946.

Dear Admiral Stone,

I thank you for your letter of 20th August
with the enclosed memorandum about the probable effect
of the peace treaty on Italy's rolling-stock.

I am gladly forwarding the Allied Commission's
views to the United Kingdom Delegation in Paris.

Yours sincerely

/s/ H. R. HADLEY

for Sir W. Charles

Dear-Admiral Ellery W. Stone, U.S.N.R.,

Chief Commissioner,

Allied Commission

4859

cc
[Signature]

PA-96/46
[Signature]

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

785017

HEADQUARTERS ALLIED COMMISSION

Office of the Chief Commissioner

APO 794

196

Ref: 2621/24/30

7 September 1946.

SUBJECT: Effect of Peace Treaty on
Italian Railroad SituationTO : US Embassy
British Embassy

1. Subsequent to my letter of 20 August on the effect of Articles 65-69 of the Peace Treaty on the Italian railway situation I received a memorandum from the Divisional Officer of the E.C.I.T.O., Italy, No. 6158 dated 23 August, copies of which you were a recipient.

2. In a discussion on these two papers Brigadier Fellowes has pointed out that in his opinion the Articles referred to do not render Italy liable to return to Germany the rolling stock now in her possession. If that is so, the figures in Colonel Street's memorandum attached to my letter are slightly pessimistic. The conclusions, however, drawn by Brigadier Fellowes, which do not take into account the return of this German rolling stock are sufficiently serious to cause me to ask you to be good enough to forward his memorandum to the American and British Delegations in Paris, pointing out that the implementation of these Articles will in our opinion bring to a standstill any economic developments in this country and will jeopardise the ordinary flow of food and raw materials, with all the serious consequences arising therefrom.

3. I understand that the Italian Government is preparing a memorandum for presentation to the Peace Conference on this subject, but I consider that we should bring this matter to the attention of the American and British Delegations as soon as possible.

4. I am referring para 6 of the E.C.I.T.O. letter to AMB.

ELMER W. STONE
Rear Admiral, USNR
Chief Commissioner

Copy to: G-5 Section, AFHQ.
Executive Commissioner.

Dec 206
220

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JH 7

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

785017

95

Ref: 2624/93/52

7 September 1946

SUBJECT: Effect of Peace Treaty on
Italian Railroad Situation

TO : MILITARY ATTACHE, WASHINGTON.

Attention: G-2 Section.

1. I attach copy of letter which I have addressed to the
US and British Commission on the subject of the effect of the prop-
osed Italian Peace Treaty (Articles 5-9) on the Italian railroad
system. Enc. 1-4, 10-11, 12-13 and 14 Section has a copy of the CITO letter
under reference.

2. On behalf of the Italian Government I would like to be
assured that insofar as it is possible to safeguard Italian interests
the confirmation sought for in the last sentence of paragraph 6 can be
obtained.

/s/ Henry W. Stone

HENRY W. STONE
Rear Admiral, USN
Chief Commissioner

See 4.205, 11.219

PA 11
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WR 7/9

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

785017



EGITTO (ORMOA) ITALY

A.P.O. S. 551

C.M.F.

192
AUG 27 1946

1200

Ministero dei Trasporti,
Piazza della Croce Rossa,
ROMA.

23 August 1946.

Telegrams : EGITTO ORMOA ROME

Telephone : 843.458

Reference : G - 150

Subject : Effect of proposed Peace Treaty on
Italian Railway System.

To : Chief Commissioner, ✓
Allied Commission,
C.M.F.

Copy to : AFHQ (G-4 Mov & In),
C.M.F.

H.B.M. Embassy,
Rome.

U.S. Embassy,
Rome.

Chief of Mission,
UNRRA, ITALY,
Rome.

Rail Division,
EGITTO, PARIS.

ORMOA/EGITTO, BRUSSELS.

ORMOA (RMAR), PARIS.

1. It is felt that your attention should be drawn to the effect which the enforcement of the draft Peace Treaty will apparently have upon the rail capacity of ITALY.

2. Terms of draft Treaty.

It appears that ITALY will be obliged to return to owner countries, both those of the Allied and Associated Powers, and non-belligerents, all rolling stock previously the property of those countries. At the same time ITALY will forfeit all Italian rolling stock which is in the countries of the Allied and Associated Powers on the date the Peace Treaty is brought into force. Article 64, which deals with reparations to the USSR, implies that all Italian stock in Roumania, Bulgaria and Hungary will likewise be forfeited.

See M-193

PA 7
..... 9/13

3. Italian wagon position.

The preliminary results of the census of rolling stock, organized by ECITO in March 1946, shows that there were then in ITALY approximately 79,000 wagons against 128,000 in 1939; of these some 30% were awaiting repair as against the normal 10%.

There were 27,470 serviceable and 17,127 reparable foreign vehicles in ITALY, of which 12,808 and 11,217 respectively were German wagons. Thus, assuming that the German wagons remain, the Italian vehicle park will be reduced by approximately 19,000 serviceable and 6,000 unserviceable wagons.

The census also shows that there were in the Western European countries approximately 6,200 serviceable Italian wagons, and in the British, French and U.S. Zones of GERMANY a further 12,000 serviceable and 8,000 damaged Italian vehicles. The figures for AUSTRIA are not yet available. Since the census has been taken a considerable number of damaged vehicles have been returned to ITALY by FRANCE and the U.S. Zone of GERMANY, and ITALY has returned a slightly greater number to those countries. There has also been a small exchange of serviceable vehicles.

4. Effect on capacity for handling civilian traffic.

At the present time Allied Military traffic accounts for 7 $\frac{1}{2}$ % of the loadings in ITALY and the railway service traffic, including reconstruction, a further 10%. Assuming these cannot be reduced, the enforcement of the Peace Treaty, as outlined above, will leave only approximately 60%, or a total lift of 608,500 tons (13 tons per wagon) for all civil traffic, including UETRA.

On the present turn-round of wagons (12 days) this represents a movement of 1,521,300 tons per month, compared with current loadings of 2,288,000 tons. The latter figure is quite inadequate to deal with all traffic offering, and little besides essential items is moved. It is necessary to emphasize the seriousness of this.

5. Possible solution of the problem.

It is estimated that the number of Italian wagons in AUSTRIA, added to that in the British, French and U.S. Zones of GERMANY, would about equal the number of wagons in ITALY belonging to the Allied or Associated Powers and non-belligerents.

Thus, the present rail capacity could be maintained if Italian wagons from GERMANY and AUSTRIA were returned to ITALY at the same rate as she returned the wagons of the Allied and Associated Powers and non-belligerents to their rightful owners.

At the same time, German wagons now in ITALY would have to be retained.

It is, however, fairly certain that the Occupational Authorities in GERMANY and AUSTRIA will strongly oppose any such proposal, since the representatives of the Transportation Directorates have repeatedly stated that they have insufficient wagons available for their needs. Nevertheless, the total number of wagons at present available in the zones corresponds much more nearly to the pre-war figure than does the number in ITALY.

6. The status of wagons now leaving the country.

At the present time a large number of Italian wagons are being sent out of the country with exports and to some extent with foreign imports arriving at the ports of TRIESTE and VENICE. It would appear that these wagons are protected, as para.5 of Article 69 excludes the following from the provision for seizure or forfeiture:-

"D. The rights of ownership arising since the resumption of commercial and financial relations between ITALY and the Allied and Associated Powers, or arising out of transactions between ITALY and the Government of an Allied or Associated Power, since 3 September 1943".

It is thought, however, that confirmation should be obtained, since the Italian State Railways are extremely reluctant to send wagons at the moment, for fear they may be lost.

R. W. L. Fellowes

R. W. L. FELLOWES,
Divisional Officer,
ECITO (ORMOA) ITALY.

2459

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

785017

2621 91

138

20 August 1946.

AUG 21 1946

The attached memorandum on the effect of Articles 65, 66, 67, and 69 of the peace treaty on the Italian railroad situation discloses a situation which I believe should be brought to the attention of the American and British delegations in Paris.

Accordingly, I should be grateful if you would forward a copy of the enclosed to your delegation in the hope that suitable language may be added to the treaty which will clearly exempt railroad rolling stock.

[s] Henry W. Stone

HENRY W. STONE
Rear Admiral, USNR
Chief Commissioner

Sir Noel Charles, Rt., KCMG, KC,
British Ambassador,
84 Via XX Settembre,
Rome.

Mr. David Mox. Koy,
Charge d'Affaires, A.I.,
American Embassy,
Rome.

4853

Copy to: Economic Section (less enclosure)
Executive Commissioner (with enclosure) ✓
CC Files

(150)

See M-189
See 7-175 & M 198'A

1847

Ext. 470

HEADQUARTERS ALLIED COMMISSION
AFG 794

AFS/FW

Transportation and Shipping Branch

17 August 1945

Subject : Effect of Peace Treaty
on Rail Transport.To : Act. Vice President
Economic Section
HQ. AC.

1. From a study of the terms of the Peace Treaty proposed for Italy it appears.

a. Article 65.

That, all foreign equipment in Italy will be returned to the original owners.

b. Articles 66, 67, 69.

That, all Italian equipment in foreign countries will be retained by the present holders, without compensation.

2. If railway equipment is included in the foregoing it will mean a serious set back to the rehabilitation of Italian industrial life, as it will be impossible for the State Railways to handle the traffic offering.

3. The following figures taken from the census of railway rolling stock, taken on March 5th 1945, show the effect of the implementation of the peace terms.

4. a) Passenger Stock.

That, all Italian equipment in foreign countries will be retained by the present holders, without compensation.

2. If railway equipment is included in the foregoing it will mean a serious set back to the rehabilitation of Italian industrial life, as it will be impossible for the State Railways to handle the traffic offering.

3. The following figures taken from the census of railway rolling stock, taken on March 5th 1946, show the effect of the implementation of the peace terms.

4. a) Passenger Stock.

Foreign stock in Italy (details in Appendix "A")			
	Bogie	Non Bogie	Total
Serviceable	37	43	85
Damaged but repairable	103	325	428
Scrap	17	92	109
Totals	157	465	622

1892

b) Italian Stock Abroad (details in Appendix "B")

	Bogie	Non Bogie	Total
Serviceable	270	12	282
Damaged but repairable	299	25	324
Scrap	32	5	37
Totals	608	42	650

5. In 1938 the Italian State Railways had a total of 7,255 vehicles for passenger service.

6. It will be seen that Italy will have to hand back 515 serviceable coaches without receiving in return the 608 serviceable Italian coaches that

- 2 -

were in foreign countries at the date of the census.

7. Italy will therefore be left with a total of 5676 serviceable and repairable vehicles as compared to 7265 serviceable in 1938 a reduction of 22%.

8. The passenger traffic continues to increase and at the present time it is necessary to use covered wagons for this purpose, due to the scarcity of coaches.

9. The census leaves a total of 270 vehicles unaccounted. These are presumably in the countries which did not take part in the census.

Good Stock.

10. The following figures are taken from the census of railway rolling stock taken on March 3rd 1946.

a) Goods stock in Italy belonging to Foreign Countries (details Appendix "C")			
Serviceable	Ordinary	Special	Total
Damaged	26,253	916	27,174
Scrap	16,506	553	17,059
Total	3,287	173	3,460
	46,054	1,642	47,696

b) Italian Stock in Foreign Countries (details Appendix "D").

Serviceable	Ordinary	Special	Total
Damaged	17,156	1,071	18,227
Scrap	8,270	469	8,739
Total	274	45	319
	26,393	1,526	27,919

11. Italy will therefore be left with a total of 71,138 serviceable and repairable wagons, as compared to a total of 127,031 in 1938, a reduction of 44%.

12. Goods traffic is fast increasing and it is estimated that, to handle the expected traffic for October 54,000 extra wagons will be required.

b) Italian Stock in Foreign Countries (details Appendix "D").

Serviceable	Ordinary	Special	Total
	17,150	1,071	18,277
Renewed	8,270	409	8,679
Scrap	974	46	1,020
Total	26,394	1,526	27,920

11. Italy will therefore be left with a total of 71,138 serviceable and repairable wagons, as compared to a total of 127,031 in 1933, a reduction of 44%.

12. Goods traffic is fast increasing and it is estimated that, to handle the expected traffic for October 54,000 extra wagons will be required.

13. as far as possible at present all traffic is being loaded in wagons of the country of destination and also exchange of damaged stock has been arranged with France.

14. Since 4th May till 28th June the following transfers have, taken place with France.

	From France		To France		
	Loaded	Demaged	Loaded	Demaged	Total
Box Cars	568	779	616	1,494	1,812
Low Sides	299	342	67	423	490
Flats	49	101	38	84	122
Long Flats	2	-	4	8	12
Refrigerator	2	17	1	2	3
Tank Cars	5	10	3	15	18
Large Capacity Vans	14	25	1	5	6
Baggage Vans	7	25	8	45	53
Total	946	1299	740	1,176	2,516

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Also 836 damaged wagons have been returned to Germany and 1093 damaged Italian wagons received in return.

15. No figures are available for the Italian stock in the following Countries as no census was taken : Russia, Hungary, Poland, Germany (Russian Zone), Yugoslavia, Romania, Turkey, Norway and Luxembourg.

16. Due to the seriousness of the results anticipated from the implementing of above terms, I believe H.C.I.F.O. intend approaching the Chief Commissioner, hence this report.

A.H. SAWYER
Lt. Colonel
Director.

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Declassified E.O. 12356 Section 3.3/NND No. 785017184Passenger StockAppendix "A"FOREIGN STOCK IN ITALY

Owning Country	Serviceable	Damaged	Scrap	Total
Germany	54	337	86	477
Austria	3	3	1	7
Belgium	-	9	-	9
Bulgaria	-	-	-	-
Denmark	-	-	-	-
France	2	47	14	63
Gr Britain	-	-	-	-
Greece	-	-	-	-
Holland	-	1	-	1
Hungary	-	8	3	11
Luxembourg	-	-	-	-
Norway	-	-	-	-
Poland	-	-	-	-
Romania	-	-	-	-
Switzerland	16	6	1	23
Czechoslovakia	5	1	1	7
Turkey	-	3	-	3
U.S.S.R.	-	11	3	14
U.S.A.	2	-	-	2
Yugoslavia	-	-	-	-
C.I.W.L.	-	-	-	-
Unknown	-	-	-	-
Totals	85	428	109	622

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Passenger Stock

Amounts

ITALIAN STOCK IN FOREIGN COUNTRIES

Possessing Country	Serviceable	Damaged	Scrap	Total
Germany (American)	56	459	19	234
" (British)	69	410	13	492
" (French)	3	45	8	25
Belgium	1	-	-	1
Denmark	-	-	-	-
France	145	30	1	184
Greece	-	-	1	1
Holland	-	-	-	-
Switzerland	5	4	-	9
Czechoslovakia	3	-	2	5
Totals	292	524	44	650

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Goods Stock

Appendix "C"

FORUM STOCK IN ITALY

Owning Country	Serviceable	Damaged	Scrap	Total
Germany	12,747	11,165	2,618	26,530
Austria	584	134	7	722
Belgium	925	659	72	1,656
Bulgaria	70	31	2	103
Denmark	1	-	1	2
France	3,877	3,121	513	7,511
Gt Britain	33	3	1	97
Greece	21	9	1	30
Holland	241	127	16	384
Hungary	331	128	13	472
Luxembourg	12	18	-	30
Norway	1	-	-	1
Poland	14	11	3	28
Romania	161	62	6	229
Sweden	5	1	-	6
Switzerland	1,656	17	51	1,724
Czechoslovakia	886	564	86	1,536
Turkey	3	-	-	3
U.S.S.R.	693	139	4	836
U.S.A.	1,333	194	4	1,531
Yugoslavia	3,403	606	45	4,054
Allied Forces	21	-	-	21
Unknown	41	70	16	127
Totals	27,173	17,054	3,460	47,693

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Declassified E.O. 12356 Section 3.3/NND No. 785017Appendix "D"ITALIAN GOODS IN FOREIGN COUNTRIES

Possessing Country	Serviceable	Damaged	Scrap	Total
Germany (Austrian)	4,152	4,423	406	9,068
" (British)	6,976	2,583	264	9,820
" (French)	1,166	983	152	2,301
Belgium	1,771	441	2	1,914
Denmark	-	-	-	-
France	2,574	421	33	3,025
Greece	1	1	22	24
Holland	364	14	6	384
Luxembourg	69	15	-	84
Norway	-	-	-	-
Sweden	18	2	-	20
Czechoslovakia	736	56	-	849
Switzerland	598	38	1	437
Total	18,227	8,679	1,020	27,926

It is not believed that the figures for France and Germany (France) are correct as they would appear to be very low.

Unofficial figures for Austria 4,000
 Romania 2,000
 Hungary 600
 Turkey 50 Refrigerators.

MISSION FRANCAISE DE LIAISON
AUPRES DE L'A.F.H.Q.

1ere SECTION

No 2327 M.L./1

Secteur Postal 70416, le 14 Aout 1946.

NOTE POUR LA SECTION DE LIAISON

O B J E T : Modifications envisagees au regime actuel des organismes militaires francais en Italie en correlation avec la revision des clauses de l'Armistice avec ce pays.

1- Les clauses du nouvel Armistice, dont le texte est annexe au protocole en date du 16 juin 1946 signe par les Ministres des Affaires Etrangeres des Quatre Puissances Principales, apportent certaines modifications particulièrement en ce qui concerne l'article III de ce document, a l'organisation alliee precedemment existante en Italie.

2- Les accords d'affaires civiles actuellement en cours d'elaboration entre les Gouvernements Americain et Britannique d'une part et le Gouvernement Italien d'autre part doivent permettre de regler les conditions pratiques d'application des nouvelles relations qui doivent s'etablir entre ces Gouvernements en ce qui concerne notamment l'entretien des troupes et des services allies stationnes en Italie.

3- Les modifications que l'ordre des choses encore existant actuellement est ainsi appele a subir entraineront des modifications correspondantes a l'organisation et au fonctionnement des organismes militaires francais qui exercent leur activite en Italie.

4- Le General d'Armee Chef d'Etat-Major General de la Defense Nationale a prie cette Mission de porter a la connaissance des Autorites Allies la nouvelle organisation que le Commandement Francaise propose de donner aux organismes militaires francais en Italie et de demander a ces Autorites de bien vouloir, d'une part preciser le statut de certains de ces organismes francais au

3- Les modifications que l'ordre des choses encore existant actuellement est ainsi appelé à subir entraîneront des modifications correspondantes à l'organisation et au fonctionnement des organismes militaires français qui exercent leur activité en Italie.

4- Le General d'Armee Chef d'Etat-Major General de la Defense Nationale a prie cette Mission de porter a la connaissance des Autorites Alliees la nouvelle organisation que le Commandement Francais se propose de donner aux organismes militaires Francais en Italie et de demander a ces Autorites de bien vouloir, d'une part preciser le statut de certains de ces organismes francais au sein de l'organisation alliee, d'autre part d'indiquer au Commandement Francais dans quelles conditions l'entretien materiel de ces elements sera assure.

5- Des la notification du nouvel Armistice ou des la signature des accords vises au paragraphe 2 de la presente note le Commandement Francais projette de reorganiser comme suit les organismes militaires francais actuellement existants en Italie :

- Un premier groupe englobera les organismes de liaison avec les Autorites Alliees c'est a dire la Mission Militaire Francaise de Liaison aupres de l'A.F.H.Q. et l'actuelle Representation Francaise aupres de la Commission Alliee d'autre part a laquelle est rattache l'officier de liaison francais a Tende.

...../.....

see 1180

- 2 -

La coordination entre les deux organismes faisant partie de ce groupe, qui conserverait leur indépendance respective, sera assurée par l'officier le plus ancien qui est actuellement le Capitaine de Vaisseau HENRI DE VILLEFOSSE, représentant français à la Commission Alliée.

A titre indicatif l'effectif total de ce groupe est de l'ordre de 45 personnes actuellement réparties en 8 officiers, 9 sous-officiers, 11 interprètes et secrétaires féminins et 17 hommes de troupe.

- Un second groupe qui réunira les principales attributions actuellement dévolues au Commandement Militaire Français en Italie et qui comprendra essentiellement trois organismes de récupération du matériel, d'entretien des sépultures et de règlement de dommages de guerre.

6-

Le Commandement Français serait heureux que le Commandement Allié précisât, à l'occasion de la reorganisation qui doit ainsi être effectuée, le statut du premier groupe ou groupe des organismes français de liaison avec les Autorités Alliées.

Afin de permettre à ces organismes une collaboration toujours plus étroite avec le Commandement Allié le Commandement Français serait en particulier desirieux que ceux-ci fussent considérés comme formant une partie intégrante de l'Etat-Major Allié (A.P.H.Q.).

En ce qui concerne l'entretien matériel des organismes faisant partie de ce groupe les Autorités Alliées ont bien voulu, d'une part, M. note GHQ CMP 6751/5/Q2 du 27 juillet, d'autre part par une communication verbale de la Section de Liaison de l'A.P.H.Q. à cette Mission, faire connaître que cet entretien serait assuré par les Services Alliés. Le Commandement Français en exprimant aux Autorités Alliées ses remerciements pour l'assurance ainsi donnée, serait desirieux d'être informé de façon précise dans quelles conditions cette aide sera apportée en particulier en ce qui a trait au remboursement éventuel des prestations en nature fournies par l'un des Gouvernements ou conjointement par les deux Gouvernements Alliés et en ce qui concerne la perception par ces organismes des signes monétaires qui leur seront nécessaires.

7-

Le Chef de la Mission Francaise de Liaison aupres de l'A. F.H.Q. a l'honneur de soumettre aux Autorites Allies, de la part du General d'Armee Chef d'Etat-Major General de la Defense Nationale, les diverses questions enumerees dans la presente note et de leur commander de bien vouloir lui faire leur reponse en vue de sa transmission dans les plus brefs delais a l'Etat-Major General de la Defense Nationale .

Le Chef d'Escadron LAMSON, Chef de la
Mission Francaise de Liaison aupres de l'AFHQ.

Signé

Lamson

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785017

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785017

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HEADQUARTERS ALLIED COMMISSION
OUTGOING MESSAGE

Originator do not write above this line

DATE-TIME OF ORIGIN

FROM (A) ... 30 3,545, 50-30, 1,410, 1,412.

03/1/50
Confidential

TO (FOR ACTION)

DEUTSCHES (AKK. TRANS. INDEX) RINDO, 11/11/82

AUG 8 1961

TO INFORMATION)

Rel. No.

Security Classification **TOP SECRET**

4804

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Precedence

Index

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Office of origin

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Tel. No. 2126

Signature _____

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- 2 -

La coordination entre les deux organismes faisant partie de ce groupe, qui conserverait leur independance respective, sera assuree par l'officier le plus ancien qui est actuellement le Capitaine de Vaisseau ~~MON~~ DR VILFOSSE, representant francais a la Commission Alliee.

A titre indicatif l'effectif total de ce groupe est de l'ordre de 45 personnes actuellement reparties en 3 officiers, 9 sous-officiers, 11 interpretes et secretaires feminins et 17 hommes de troupe.

- Un second groupe qui reunira les principales attributions actuellement devolues au Commandement Militaire Francais en Italie et qui comprendra essentiellement trois organismes de recuperation du materiel, d'entretien des sepultures et de reglement de dommages de guerre.

6-

Le Commandement Francais serait heureux que le Commandement Allie precisât, a l'occasion de la reorganisation qui doit ainsi etre effectuee, le statut du premier groupe ou groupe des organismes francais de liaison avec les Autorites Alliees.

Afin de permettre a ces organismes une collaboration toujours plus etroite avec le Commandement Allie le Commandement Francais serait en particulier desirieux que ceux-ci fussent consideres comme formant une partie integrante de l'Etat-Major Allie (A.F.H.Q.).

En ce qui concerne l'entretien materiel des organismes faisant partie de ce groupe les Autorites Alliees ont bien voulu, d'une part, ~~Ma~~ note GHQ CMF 6751/5/32 du 27 juillet, d'autre part par une communication verbale de la Section de Liaison de l'A.F.H.Q. a cette Mission, faire connaitre que cet entretien serait assure par les Services Alliees. Le Commandement Francais en exprimant aux Autorites Alliees ses remerciements pour l'assurance ainsi donnee, serait desirieux d'etre informe de facon precise dans quelles conditions cette aide sera apportee en particulier en ce qui a trait au remboursement eventuel des prestations en nature fournies par l'un des Gouvernements ou conjointement par les deux Gouvernements Allies et en ce qui concerne la perception par ces organismes des signes monetaires qui leur seront necessaires.

En ce qui concerne l'entretien materiel des organismes faisant partie de ce groupe les Autorites Allies ont bien voulu, d'une part, GHQ GMP 8751/5/32 du 27 juillet, d'autre part, par une communication verbale de la Section de Liaison de l'A.F.H.Q. a cette Mission, faire connaître que cet entretien serait assure par les Services Allies. Le Commandement Français en exprimant aux Autorites Allies ses remerciements pour l'assurance ainsi donnee, serait desirieux d'etre informe de facon precise dans quelles conditions cette aide sera apportee en particulier en ce qui a trait au remboursement eventuel des prestations en nature fournies par l'un des Gouvernements ou conjointement par les deux Gouvernements Allies et en ce qui concerne la perception par ces organismes des sommes monetaires qui leur seront necessaires.

7-

Le Chef de la Mission Francaise de Liaison aupres de l'A.F.H.Q. a l'honneur de soumettre aux Autorites Allies, de la part du General d'Armes Chef d'Etat-Major General de la Defense Nationale, les diverses questions enumerees dans la presente note et de leur demander de bien vouloir lui faire donner la reponse en vue de sa transmission dans les plus brefs delais a l'Etat-Major General de la Defense Nationale.

Le Chef d'Escadron LAMSON, Chef de la
Mission Francaise de Liaison aupres de l'AFHQ.

Signé Lamson

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785017

Folio 174

CABLE FX 69867

DATE 31 July 46

Transferred to Crypto Cable file, folio 50.

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2478

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

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173

~~SECRET~~

ALCOM 40500 FROM ADMIRAL STONE

MESSAGE 251700Z JULY 19.

AFMR FOR GEORGE FIVE CMA MTORNA FOR COMBATED

4323

~~Confidential~~

SECRET JUL 20 1948

FURTHER BY FOUR TWO ONE SIX OF EIGHTEEN JULY PD

PRIME MINISTER NOW ADVISES THAT DUE TO PREOCCUPATION OF COUNCIL OF MINISTERS PRIMARILY WITH CONSIDERATION OF PEACE TREATY CMA OF WHICH THE ITALIAN FOREIGN OFFICE APPEARS TO HAVE RECEIVED A GENERAL RESUME BUT NOT A VERBATIM COPY CMA IT DOES NOT APPEAR LIKELY THAT THE GOVERNMENT'S COMMENTS ON THE AMERICAN AND BRITISH AGREEMENTS ACCOMPANYING THE PROPOSED REVISED ARMISTICE WILL BE FORWARDED PRIOR TO HIS DEPARTURE FOR PARIS ON TWENTY EIGHT JULY PD

PARA TWO PD COMMENT COLON BY OPINION IS THAT THE GOVERNMENT PREFERS NOT TO TAKE A POSITION ON THE REVISED ARMISTICE AND THE BRITISH AND AMERICAN AGREEMENTS UNTIL THEY SEE HOW ITALY IS GOING TO FAIR AT FORTHCOMING PEACE CONFERENCE

DISTRIBUTION:

US Ambassador
 IN Ambassador
 US Polad
 IN Polad
 VP CA Sec
 Ex Commr ✓
 CC

PRIORITY

Chief Commissioner

222

ELERY W. STONE
 Rear Admiral, USN
 Chief Commissioner

~~SECRET~~

A/E.C. 78501

Seen by

34/46
 A.P.

26/7
 (CSO)

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

785017

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: C 54502
Date/Time of Origin: JULY 191110 L

Message Centre No: H/4795
Date Time Rec'd: JULY 191600
Precedence: ROUTINE

FROM: AFHQ FROM "A" BRANCH GHQ CEF
TO: CASPERANCE, INFO KANG - ALCON - CASPARIS JUL 19 1948

UNCLASSIFIED.

MR WILLIAM JAMES SULLIVAN political adviser AMG 13 Corps
and Col R P P ROBERTSON deputy senior civil affairs officer
proceeding PARIS for peace conference under troopers authority
62917/DECA of 15 July. Journey by air 20 July from ROME to MARSEILLES.
Rail MARSEILLES to PARIS. ETD MARSEILLES 2235 hrs 20 July BEA parts
1035 hrs 21 July. Request you meet and arrange transport to final
destination.

AS DIST

INFO - ACTION

INFO ACTION EX COMM
INFO CHIEF COMMISSIONER
EX OFF (B)
POLAD (A)
" (E)
FIGAT 2
FILE

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12 JUL 1948
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785017

Folio 171

PAOLE 8/72

DATE 18 July 46

Transfered to Crypto Cable file, folio 49
4879

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

785017

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RD

SECRET

169

ALCOM ACOMC FROM ADMIRAL STONE

180915Z JULY 1946

AFHQ FOR GEORGE FIVE CMA MPOUSA FOR COMMERCE

Confidential
SECRET

L216

IN MEETING YESTERDAY WITH PRIME MINISTER HE STATED THAT NOW NEW GOVERNMENT WAS FORMED
HE HOPED TO FORWARD LATE THIS WEEK OR EARLY NEXT WEEK ITALIAN GOVERNMENT COMMENTS
AND STATE COUNTERPROPOSALS UNDOUBT TO AMERICAN AND BRITISH AGREEMENTS ACCOMPANYING
PROPOSED REVISED ARRESTICE PD

PARA TWO PD HE STATED THAT THE FOREIGN OFFICE WAS OF THE VIEW CMA ALTHOUGH FINAL
DECISION HAS NOT YET BEEN TAKEN CMA THAT THESE AGREEMENTS MAY HAVE TO BE SUBMITTED
TO THE CONSTITUENT ASSEMBLY PURSUANT TO THE DECREE OF SIXTEEN MARCH WHICH CREATED
THE CONSTITUENT ASSEMBLY

DISTRIBUTION:

US Ambassador
BR Ambassador
US Polad
BR Polad
VP EA Sec
EX Comm ✓
CC

4878

PRIORITY

Chief Commissioner

222

ALBERT W. STONE
Rear Admiral, USNR
Chief Commissioner

SECRET

gPA
18/7/46

2
CARTER
(CARTER)

7-173

2482

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

785017

Foto 165

CABLE FX 69083

DATE 12 July 46.

Transferred to Crypto Cabk file, folio, 47

4877

2483

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

785017

Folio 170.

CABLE FX 69300

DATE 17 July 46.

Transferred to Crypto Cable file, folio. 48.

2484

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

785017

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: RAC/5686/176

Message Centre No: H/4539

Date/Time of Origin: JULY 091240 B

Date Time Rec'd: JULY 101000

FROM: BMM RUMANIA

Precedence: ROUTINE

TO : ALLIED COMMISSION ROME

JUL 10 1946

UNCLASSIFIED.

Following from Italian Legation BUCHAREST. Begins. 33.
 News concerning settlement of Italian reparations to U R S S
 has spread panic among colony here. On behalf of these hardworking
 and thrifty conationals I beg your excellency to defend their rights
 when list of exemptions will dedrafted in order that homes. Legiti-
 mate saving be not lost. At any rate it will help if your excellency
 will enable me to give assurance that expropriated Italians will be
 compensated by Italian Government. GERBONE.

AC DIST

ACTION EX COMM - Dr. Ambassador.
 INFO CHIEF COMMISSIONER
 POLAD (A)
 " (B)
 FLOAT 2
 FILE

10 JUL 1946

see M 164, 166, 167 & 168
4876

ACTION

12/8/46

AUS
(450)

2485

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

785017

TOP SECRET

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1164

AICOM ACSCC FROM ADMIRAL STONE

091215H JULY 46

AFHQ FOR GEORGE FIVE

JUL 3 1946

4090

Confidential

TOP SECRET

YOUR FOR SIX EIGHT FOUR THREE SEVEN OF TWENTY EIGHT JUNE AND SIX THREE NINE FOUR SIX OF TWENTY NINE JUNE REFER TO
ITALIAN GOVERNMENT PREFERS ALTERNATIVE BAKER ONE NAMELY TO AWAIT CONCLUSION OF BOTH CIVIL AFFAIRS AGREEMENTS IN ORDER TO PUBLISH THE THREE AGREEMENTS SIMULTANEOUSLY

DISTRIBUTION
NAAG Sig Cntr
Polad (A)
Polad (B)
Ex Comm
CC Files
Spars

Copy No.
1-2-3
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PRIORITY

Chief Commissioner

4875

2 H.S. 117
(CSC)

222

TOP SECRET

ELDERY W. STONE
Rear Admiral, USNR
Chief Commissioner

2486

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

785017

TOP SECRET

159

2621 15

ALCON ACSCG FROM ADMIRAL STONE

291115Z JUNE 1946

AFHQ FOR GEORGE FIVE

Confidential

3746

157

TOP SECRET

F.68437

YOUR FOX SIX EIGHT FOUR THREE SEVEN OF TWENTY EIGHT JUNE CITE PHOEG PD
ALTERNATIVE PROCEDURES HAVE BEEN SUBMITTED TO ITALIAN GOVERNMENT WHICH EXPECTS TO
HAVE REPLY ON MONDAY ONE JULY

DISTRIBUTION: Copy No.
RAC Sig Contr 1-2
Polad (A) 3
Polad (S) 4
Ex Comm 5
CC Files 6
Spur 7

See to 160 F. 61

seen by
CSO 4874
2/7

TOP SECRET

PRIORITY

Chief Commissioner

CP

222

MM

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

2/7
A P 20

2487

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

785017

Folio 157

CABLE F 68437

DATE 28 June 46

Transferred to Crypto Cable file folio 46. 4873

2488

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

785017

Folio 156.

CABLE F68128

DATE 22 June 46.

Transferred to Crypto Cable file, folio 45

4872

2489

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

785017

SECRET

2621 6

134

HQ ALCOM CITE AC500 FROM ADMIRAL STONE

201730B JUNE 1946

AFHQ FOR GEORGE FIVE BRITISH NEWMIN UNCLE SUGAR POLAD

Confidential

3802

153

SECRET

I HAVE HAD PERSONAL DOUBTS FOR SOME TIME AS TO OUR RIGHTS UNDER THE ARMISTICE TO
HOUSE ~~DEPENDENTS~~ DEPENDENTS OF MEMBERS OF ARMED FORCES AND SUCH CIVILIANS AS
MEMBERS OF ADVISORY COUNCIL IN QUARTERS REQUISITIONED FROM THE ITALIAN GOVERNMENT PD
I HAVE JUST RECEIVED OPINION FROM CHIEF LEGAL ADVISOR DATED TWENTY JUNE IN WHICH HE
EXPRESSES THE VIEW THAT NEITHER EXISTING ADDITIONAL TERMS OF SURRENDER NOR THE
PROPOSED BRITISH AND UNCLE SUGAR CIVIL AFFAIRS AGREEMENTS AUTHORIZED THE USE BY
WIVES AND DEPENDENTS OF REQUISITIONED QUARTERS PD
PARA TWO PD IT IS RECOMMENDED THAT SUITABLE CLAUSES BE INSERTED IN BOTH AGREEMENTS
TO COVER THIS POINT

DISTRIBUTION:

Ex Commr ✓
CC Files
Polad A
Polad B

See 116.

4871
H. J. 25
6

PRIORITY

Chief Commissioner

HELENY W. STONE
Rear Admiral, USN R
Chief Commissioner

SECRET

116. 21/6
222
(130)

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

785017

2621 91

153

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

GCH/rs
20 June 1946.

SUBJECT : Allied Requisitioning Policy.

TO : Chief Commissioner.

Reference is made to your letter 17/VI of
June 7, 1946.

1. Under International law requisitions
can only be made for military necessity or under the
terms of a document such as the armistice.
2. There is no provision in the armistice
terms regarding families of officers as their presence
in this theatre was not foreseen.
3. They do not seem to come under the
category of camp followers a qualification they hardly
could have acquired after the cessation of hostilities.
4. It seems that the point in question
could be better settled by further agreement with the
Italian Government.

G.C. HANNAFORD, Lt.Col.,
Deputy Chief Legal Advisor.

See 2-154

2491

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

785017

2621 ✓
INCOMING MESSAGE
HEADQUARTERS ALLIED COMMISSION

Est. Summary.
152.
H/4064

Originator's Reference: F 68009

Message Centre No: ~~F/210900B~~ ~~H/4064~~

Date/Time of Origin: JUNE 201754

Date Time Rec'd: JUNE 210900B

Precedence: PRIORITY

FROM: AFHQ SIGNED SACMED CITE FHGEG
TO: ALCCM HOME

CONFIDENTIAL

CONFIDENTIAL

See FX 67068 (NAF 1148) copy to you. By FAN 673 the CCS approve paragraph 4
our signal.

AC DIST

ACTION -in EX COMMR 2

INFO - CHIEF COMMISSIONER

POLAD (A)

POLAD (B)

FILE

SKELETON

HEADQUARTERS
21 JUN 1946
A.F.C.

4809

CONFIDENTIAL

LA 8/25/6

2492

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

785017

HE QUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

TOP SECRET

DI PERSONAL

151

Ref: 2041/10.

20 June 1946.

SUBJECT: Revised Amistice Terms.

TO :

- Director,
- Navy Sub-Commission
- Land Forces Sub-Com.
- Air Forces Sub-Com.
- VA Section.
- A/VP, Economic Section.
- Director, Communications Sub-Com.
- Director, Displaced Persons Sub-Com.

Herewith for your personal retention copy of the Revised Amistice Terms.

H.S.

Brigadier,
Executive Commissioner.

*Copies handed to French
& Russian Reps by
Capt. Turnard on 20/June.
J.S. 20/6.*

4808

2493

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

785017

HL QUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

TOP SECRET

IN CONFIDENTIAL

157

Ref: 2621/EC.

20 June 1946.

SUBJECT: Revised Assistance Terms.

TO : Director,
Navy Sub-Commission
Land Forces Sub-Com.
Air Forces Sub-Com.
V. G. Section.
A. V. P. Section.
Director, Communications Sub-Com.
Director, Displaced Persons Sub-Com.

Herewith for your personal retention copy of the
Revised Assistance Terms.

H.S.
Brigadier,
Executive Commissioner.

*Copies handed to Lurch
& Russian Reps by
Capt. Tunnard on 20 June.
J.S. 20/6.*

4808

2494

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

785017

150

AFHQ

3589

Confidential
9 May 1946

Secret

PRIORITY

SECRET

ITALIA SERA ROME EVENING NEWSPAPER ON JUNE SEVEN PUBLISHED SUBSTANTIALLY FULL
AND ACCURATE TEXT REVISED ARMISTICE TERMS PD SOURCE OF INFORMATION UNKNOWN PD

INT DIST

P.R.O.
American Embassy
British Embassy
C. Commissioner.

Executive Commissioner's

478733

M.L. Lush
Brig.

4857

NICHOLAS PIOMBINO
CWO, USA
Asst. Adjutant

HS 11/6
(CSO)

13/6

2495

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

785017

150

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3589

Confidential
9 May 1946

Secret

PRIORITY

SECRET

ITALIA SERA ROME EVENING NEWSPAPER ON JUNE SEVEN PUBLISHED SUBSTANTIALLY FULL
AND ACCURATE TEXT REVISED ARMISTICE TERMS PD SOURCE OF INFORMATION UNKNOWN PD

INT DIST

P.R.O.
American Embassy
British Embassy
6. Commissioner.

Executive Commissioner 's

478733

M.L. Lush
Brig.

NICHOLAS PIOMBINO
CWO, USA
Asst. Adjutant

4867

13/6

2496

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

785017

SECRET.

149

Ref: 2821/419/EC.7th June 1946.

Confidential

Chief Commissioner.

When SAGMED saw the Prime Minister yesterday they discussed the question of the signing of the revised armistice terms. General MORGAN told DE GASPERI that the separate civil affairs agreements would have to be negotiated first. When these negotiations were terminated, the revised Armistice Terms could be signed. SAGMED left it to the Prime Minister as to whether he would wish to sign the revised Armistice Terms before the meeting of the Constituent Assembly or after. He would not wish to embarrass either the present government or the new government either way. The Prime Minister said this would depend on the terms of the civil affairs agreements. If they were very favourable he would be perfectly prepared to sign them as head of the present government. If there were any difficulties in the terms, he would probably prefer to turn them over to the new government.

(Sgd) M. S. LUCH, Brigadier,
Executive Commissioner.

Copy to: US EMBASSY
BR EMBASSY

4806

2497

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

148

TRANSLATIONTHE NEW ARMISTICE
ANNOUNCES THE FINANCIAL ENGAGEMENTS

The President of the Council, Dr Alcide De Gasperi, has declared with regard to the new armistice that now he is just expecting the enclosures about the economic-financial part mentioned in Article 5 of the new document which has been handed over to him by Brig. Iush. Article 5 cancels all the economic-financial engagements which had been previously imposed by the Allies with the "Long Armistice" of Malta and foresees ~~now~~ that the new engagements will be established on the basis of some enclosures which will trace the American and English point of view and will be later submitted to the Government of Rome, in order to be signed at the same time as the main Document, not without granting Italy the possibility of negotiating freely and separately with London and Washington the future economic-financial conditions for the new armistice.

The fact that negotiations are going on between London and Washington makes us think that the two Governments want to harmonize their action. As it is known, the United States had agreed on general principles to renounce to the payment of the occupation troops as was foreseen by the "Long Armistice" of Malta.

It has been learned meanwhile that the new document is contained in one typewritten page.

(Messaggero, 4 June 1946)

4868

2498

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

785017

2621

Exp. Comm.

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Confidential

Originator's Reference: FZ 67050

Message Centre No: 1/3574

Date/Time of Origin: JUNE 021250Z

Date Time Rec'd: JUNE 031200Z

Precedence: IMMEDIATE

FROM: AFHQ SIGNED SECRETARY STATE TUNIS

JUN 3 1946

TO: AFHQ WASHINGTON FOR CO-ORDINATED OFFERS OF STAFF, CABINET OFFICES WASHINGTON FOR BRITISH CHIEF OF STAFF. INFO: C IN C AND, ALSO HQ

CIPHER TELEGRAM

SECRET

SECRET

This message will not be distributed British or U.S. Government Department Headquarters or be transmitted even in without being sent. (Messages on O.T.P. need not be enciphered)

HEADQUARTERS
3 JUN 1946

1. REFERENCES IN YOUR PAR 600.
2. IN ACCORDANCE WITH INSTRUCTIONS CONTAINED IN YOUR PARA 2, AFHQ SIGNED SECRETARY STATE, THE EXECUTIVE COMMISSIONER HANDED TO THE PRESIDENT OF THE COUNCIL OF MINISTERS ON 1 JUNE THE TEXT OF THE AGREEMENT WITH A COVERING LETTER EXPLAINING THE PROCEDURE AND INSTRUCTIONS REGARDING THE PUBLICATION OF THE AGREEMENT. THE PRESIDENT OF THE COUNCIL OF MINISTERS WROTE WELCOMING THE RECEIPT OF THE AGREEMENT AFTER CONSIDERABLE DISCUSSIONS SAID THAT HE THOUGHT IT WOULD BE FAR BETTER IN THE PRESENT POLITICAL SITUATION NOT TO PUBLISH THE TEXT BUT TO CONFINE PRESS RELEASE TO A STATEMENT THAT THE TEXT HAD BEEN HANDED TO HIM AND THAT SIGNATURE WOULD TAKE PLACE SIMULTANEOUSLY WITH THE OTHER WORKSHEET. ALTHOUGH HE SAW VALUE OF PUBLICATION OF SOME ARTICLES FOR EXAMPLE, ABROGATION OF LONG TERM OF THE AMBASSADE AND THE ABOLITION OF ALLIED COMMISSION, HE CONSIDERED PARA 5 LEFT SO MUCH IN THE AIR THAT THE PUBLICATION WOULD NOT DO MORE AT THIS LAST MOMENT BEFORE THE ELECTIONS.
3. BRITISH AND UNITED STATES AMBASSADORS WERE INFORMED OF THE SITUATION BY EXECUTIVE COMMISSIONER AND BOTH ADVISED AGAINST PUBLICATION OF TERMS CONTRARY TO THE WISHES OF THE PRESIDENT OF THE COUNCIL OF MINISTERS.
4. IN THE CIRCUMSTANCES I GAVE AUTHORITY TO EXECUTIVE COMMISSIONER TO INFORM PRESIDENT OF THE COUNCIL OF MINISTERS THAT I WAS PREPARED TO COMPLY WITH HIS WISH AND TO AUTHORIZE THE ITALIAN GOVERNMENT TO ISSUE A SHORT COMMUNIQUE ON THE SUBJECT INSTEAD OF PUBLISHING THE FULL TEXT OF THE AGREEMENT.
5. YOUR COVERING APPROVAL IS REQUESTED.

INFO - ACTION

INFO ACTION: EXEC COMMISSIONER (7) INFO: CHIEF COMMISSIONER POLAD(A) POLAD(B) WIDE STAFF

SECRET

4804

157

2499

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

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1274

ALCOM ROME

AFHQ

PRIORITY

RESTRICTED

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143

IN ACCORDANCE PARA TWO FAN SIX SIX SIX EXECUTIVE COMMISSIONER HANDED TO PRIME MINISTER THIS MORNING TEXT OF AGREEMENT WITH COVERING LETTER EXPLAINING PROCEDURE AND INSTRUCTIONS REPUBLICATION OF AGREEMENT STOP PRIME MINISTER WHILE WELCOMING RECEIPT OF AGREEMENT AFTER CONSIDERABLE DISCUSSION SAID THAT HE THOUGHT IT WOULD BE FAR BETTER IN THE PRESENT POLITICAL SITUATION NOT REPEAT NOT TO PUBLISH TEXT BUT TO CONFINE PRESS RELEASE TO STATEMENT THAT TEXT HAD BEEN HANDED TO HIM AND THAT SIGNATURE WOULD TAKE PLACE SIMULTANEOUSLY WITH OTHER AGREEMENT STOP ALTHOUGH HE SAW VALUE OF PUBLICATION OF SOME ARTICLES EG ABROGATION OF LONG TERM OF ARMISTICE AND ABOLITION OF ALLIED COMMISSION HE CONSIDERED PARAGRAPH FIVE LEFT SO MUCH IN THE AIR THAT PUBLICATION THEREOF MIGHT DO HARM AT THIS LAST MOMENT BEFORE THE ELECTIONS. HAVING OBTAINED SACRED'S VERBAL AUTHORITY TO COMPLY WITH PRIME MINISTER'S WISH I LEFT IT FOR ITALIAN GOVERNMENT TO ISSUE SHORT COMMUNIQUE

DISTRIBUTION:

To: US Embassy
Br Embassy
Polad A
Polad B

RESTRICTED

343 Executive Commissioner

7853

2500

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

785017

146

31 May 1946.

My dear Mr. Prime Minister:

In the name and on behalf of the Supreme Allied Commander, Mediterranean, Lieutenant General Sir William D. Morgan, KCB, DSO, MC, there is submitted herewith the text of the agreement modifying the Italian armistice regime which was approved on May 16, 1946, by the governments of the United States, United Kingdom, U.S.S.R., and France.

If the agreement meets with the approval of the Italian Government, the Supreme Allied Commander has been authorized to proceed with its signature simultaneously with the conclusion of separate agreements between the United States and Italy, and between the United Kingdom and Italy, regarding the maintenance of the United States and British forces respectively in Italy. These latter two agreements, which are the subject of Article 5 of the agreement attached hereto, are now under consideration by the United States and British governments and they are expected to be submitted to the Italian Government in a very few days.

The Supreme Allied Commander has been further instructed to arrange for the publication in Italy of the agreement attached hereto as soon as it has been communicated to you.

Yours very sincerely,

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
Rome.

Copy to: 45 AFHQ
US Embassy
UK Embassy 382

2501

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

785017

145

Ref. : 2621/435/CC.

1 June 1946.

143

I enclose herewith copy of a telegram received from AFHQ
FM 66995 (FM 666) of May 31 and a letter from the Chief Commissioner
enclosing the text of the agreement modifying the Italian Armistice
terms which I am handing to Dr. de Gasperi this morning.

Unless the Prime Minister raises objection the text of this
agreement will be communicated to the Press at 1300 hours today.

W. S. LUSH

Mr. David McK. Roy,
Charge d'Affaires ad Interim,
American Embassy,
Via Vittorio Veneto 119,
Rome.

4861

2502

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

785017

Ref. : 2621/134/EC.

1, June 1946.

I enclose herewith copy of a telegram received from AFHQ
PX 66995 (PAR 666) of May 31 and a letter from the Chief Commissioner
enclosing the text of the agreement modifying the Italian Armistice
terms which I am handing to Dr. de Gasperi this morning.

Unless the Prime Minister raises objection the text of this
agreement will be communicated to the Press at 1300 hours today.

M. R. LUSH

Sir Noel Charles, Bt., KCMG.,
British Ambassador,
Rome.

4830

143
SIGNAL FROM CHAIR TO ALONE.

No. 24 66925 (FAN 666).

24 May 1946.

There is transmitted below the full text of FAN 666.

You will in the name of the Supreme Allied Commander carry out the instructions contained in paragraph two of the signal.

You will also inform the U.S. and British Ambassadors of the action being taken by you.

This is FAN 666.

1. Paragraph 3 of this message contains the text of an agreement modifying the Italian armistice regime, which was approved 16 May 1946 by the Governments of the United States, United Kingdom, Union of Soviet Socialist Republics and France. The agreement is to be signed between the Italian Government and the Supreme Allied Commander, Mediterranean.
2. It is desired that you submit the text of the agreement immediately to the President of the Council of Ministers of the Italian Government and inform him that, if the agreement meets with the approval of the Italian Government, you have been authorized to proceed with its signature simultaneously with the conclusion of separate agreements between the United States and Italy, and between the United Kingdom and Italy, regarding the maintenance of United States and British Forces respectively

the Italian Government and the Supreme Allied Commander, Mediterranean.

2. It is desired that you submit the text of the agreement immediately to the President of the Council of Ministers of the Italian Government and inform him that, if the agreement meets with the approval of the Italian Government, you have been authorized to proceed with its signature simultaneously with the conclusion of separate agreements between the United States and Italy, and between the United Kingdom and Italy, regarding the maintenance of United States and British Forces respectively in Italy. You should inform him that these latter agreements are now under consideration by the United States and British Governments and will be submitted to the Italian Government in a very few days. As soon as the agreement modifying the Italian Armistice régime has been communicated to the Italian President of the Council, you should arrange for its publication in Italy.

3. Text of agreement modifying Italian Armistice régime follows.

ARMISTICE MODIFIING THE 1943 ARMISTICE TERMS.

Whereas hostilities have ceased.

Whereas after the armistice, Italian forces contributed to the war against Germany, Italy declared war on Germany as from 13 October, 1943 and thereby became a co-belligerent against Germany.

Whereas the Armistice Terms have thereby become in part obsolete or have been superseded by events.

Whereas the Government of Italy has requested and the Governments of the United States, United Kingdom, Union of Soviet Socialist Republics and France have agreed to a modification of the Armistice Terms in the light of existing circumstances.

Accordingly, the aforementioned Governments have decided that the Armistice Terms shall be modified as follows, pending the coming into force of a Treaty of Peace.

1. The additional conditions of Armistice of 29 September 1943 are hereby abrogated.
2. Relations between the United States, United Kingdom, Soviet and French Governments, acting in the interest of the United Nations, and Italy, shall be governed by the Armistice of 3 September, 1943, as modified by the present agreement.

2506

785017

of existing circumstances.

Accordingly, the aforementioned Governments have decided that the Armistice Terms shall be nullified as follows, pending the coming into force of a Treaty of Peace.

1. The additional conditions of Armistice of 29 September 1943 are hereby abrogated.
2. Relations between the United States, United Kingdom, Soviet and French Governments, acting in the interest of the United Nations, and Italy, shall be governed by the Armistice of 3 September, 1943, as modified by the present agreement.

3. The Allied Commission is hereby abolished.

(a) A special section of Allied Force Headquarters under the orders of the Supreme Allied Commander, who will act as Chairman, shall be established to assume the control functions of supervision and direction of the Italian Armed Forces heretofore exercised by the Land, Navy and Air Force Sub-Commands in the Allied Commission. This section shall control the production of armaments.

(b) The employment and disposition of the Italian Navy shall remain as at present under the command and control of the Supreme Allied Commander.

(c) Pending the coming into force of a Treaty of Peace, Allied Military Government shall be continued under the Supreme Allied Commander, Mediterranean, in Venezia Giulia and in the provinces of Udine.

- 1141
4. The provisions of the present instrument shall not apply in or affect the administration of any Italian colony or dependency.
 5. Simultaneously with the coming into force of the present agreement, further agreements shall be concluded between the United States and Italy, and between the United Kingdom and Italy, providing for the maintenance in Italy of Allied Forces under redeployment, and for the retention of the Allied Forces required for the Allied lines of communication to Austria.
 6. Italian prisoners of war now held under the jurisdiction of the United States, United Kingdom, the Soviet Union and France shall be repatriated as soon as possible.
 7. The Government and people of Italy will abstain from all acts detrimental to the interest of the United Nations or of their ~~nations~~ nationals.
 8. The Italian Government will cooperate in the apprehension and surrender for trial of, or in making available as witnesses, Italian subjects or nationals of States at war with the United Nations designated by the United Nations War Crimes Commission or the International Military Tribunal established by the agreement signed at London on 8 August, 1945.
 9. The Italian Government will provide, at its own expense, all necessary facilities for and will cooperate with the United Nations in the search for and restitution of property wrongfully removed from the territories of the United Nations and located in Italian territory.

785017

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

Nations of States at war with the United Nations designated by the United Nations War Crimes Commission or the International Military Tribunal established by the agreement signed at London on 8 August, 1945.

9. The Italian Government will provide, at its own expense, all necessary facilities for and will cooperate with the United Nations in the search for and restitution of property wrongfully removed from the territories of the United Nations and located in Italian territory.

10. The Italian Government, in full recognition of the absolute and untrammelled right of the people of Italy to choose by constitutional means the form of democratic government they desire, hereby renews its pledge to submit to the will of the people. To this end the Italian Government undertakes to provide through free elections for an expression of the popular will on the democratic form of government to be chosen by the people, it being understood that the choice shall be decided by the majority of the popular vote, which shall be binding upon the present government and upon bodies constituted through such elections.

11. The present agreement shall be without prejudice to any claims of any of the United Nations against Italy arising out of hostilities conducted in or by Italy and shall in no way affect the final disposal of Italian territory or

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

120
property, nor shall it impose any limitations or restrictions which may be imposed upon Italy in the Treaty of Peace.

12. The present agreement shall enter into force upon signature thereof by the President of the Council of Ministers of Italy, and by the Supreme Allied Commander in Italy duly authorized thereto by the Governments of the United States, United Kingdom, Union of Soviet Socialist Republics and France and shall remain in force until superseded by other arrangements or until the coming into force of the Peace Treaty with Italy.

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

140
property, nor shall it impair any limitations or restrictions which may be imposed upon Italy in the Treaty of Peace.

12. The present agreement shall enter into force upon signature thereof by the President of the Council of Ministers of Italy, and by the Supreme Allied Commander in Italy duly authorized thereto by the Governments of the United States, United Kingdom, Union of Soviet Socialist Republics and France and shall remain in force until superseded by other arrangements or until the coming into force of the Peace Treaty with Italy.

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139

TOP SECRET.

COPY OF SIGNAL FROM AFHQ SIGNED SACKED TO AGWAR WASHINGTON FOR COMBINED CHIEFS OF STAFF AND CABINET OFFICERS, WHITEHALL FOR BRITISH CHIEFS OF STAFF FOR INFORMATION TO CIO MED CIO C RAY MED/LED ALOOM

Mo. PX 66970 CITE PHCIC
This is MAP 1145.

Confidential

1. I have examined preliminary copy of the Protocol and the "Agreement modifying the Italian Armistice Regime" received from the War Office LONDON. From this examination it is evident that certain aspects of my powers as Supreme Allied Commander will require clarification when this agreement comes into force.

2. Internal Security and the right to establish Allied Military Government.

(a) Article 2 of the new agreement states that relationship between the 4 Great Powers and ITALY shall be governed by the Armistice of September 3, 1943 "as modified by the present agreement." While the majority of the clauses of the September 3 armistice have been superseded by events the validity of certain others remains in doubt. This is particularly true of paragraph 10.

(b) Under paragraph 10 the rights reserved to Supreme Allied Commander to take any measures for the protection of the interests of the Allied Forces including the establishment of Military Government is predicated upon the prosecution of the war. Upon this basis the Italian Government bound itself to take such action as the Supreme Allied Commander might require.

of the September 3 armistice have been superseded by events the validity of certain others remains in doubt. This is particularly true of paragraph 10.

(b) Under paragraph 10 the rights reserved to Supreme Allied Commander to take any measures for the protection of the interests of the Allied Forces including the establishment of Military Government is predicated upon the prosecution of the war. Upon this basis the Italian Government bound itself to take such action as the Supreme Allied Commander might require.

(c) So long as my forces have an operational commitments in ITALY any disturbance affecting the internal security of the country is liable to compromise my ability to fulfill this commitment. Unless therefore the rights reserved by me in paragraph 10 of September 3 Armistice are retained and placed on an unequivocal basis the Allies in ITALY may be placed in a very difficult position should they be required to meet their operational commitments in

VENEZIA GIULIA.

3. Position of the Italian Armed Forces.

(a) Article 3 of the new Agreement provides for the employment of the Italian Navy and in RAF 1140 I have already asked for further clarification on this point. There is, however, no specific provision in Article 3 for the employment of the Italian Air Force or Army.

/continued.

2513

785017

138

No. FX 66970 CITE INCIC
RAF 1145. 30 MAY 1946.

Page 2. CONFIDENTIAL TOP SECRET.

(b) The Italian Air Force by RAF 663 is under my control and for the reasons given in RAF 1103 I do not consider that it should be returned to the Italian Government at the present time.

(c) When the return of the Italian Army to the Italian Government was effected on 14 November 1945 I reserved the right to reassume at any time control and command of all or part of the Italian Army as I might deem necessary. I considered that in the event of either serious internal disturbances or possible operations in VALESIA GIULIA that I might require the undisputed right to decide the employment of the Italian Army.

(d) Under the new agreement it would appear that the Italian Government might be in a position to challenge my right to decide the employment of the Italian Army and Air Force. For the reasons already put forward I consider that so long as my operational responsibilities in North East ITALY continue it is most desirable that I should retain the right to command and employ such portions of the Italian Army and Air Force as the situation may require.

4. Status of Allied Military Personnel in ITALY other than BRITISH or UNITED STATES.

There are at present in ITALY several military groups from countries of the United Nations in addition to UNITED STATES and BRITISH Forces. Among these groups are RUSSIAN, JUGOSLAVS, GREEKS and FRENCH and the Advisory Council for ITALY and RUSSIAN, GREEKS, CHINESE, BELGIAN, CZECH and DUTCH on Displaced Persons Missions. Presumably many of these groups now enjoy the same privileges and

the Italian Army and Air Force as the situation may require.

4. Status of Allied Military Personnel in ITALY other than BRITISH or UNITED STATES.

There are at present in ITALY several military groups from countries of the United Nations in addition to UNITED STATES and BRITISH Forces. Among these groups are RUSSIANS, JUGOSLAVS, GREEKS and FRENCH and the Advisory Council for ITALY and RUSSIANS, GREEKS, CHINESE, BELGIAN, CZECH and DUTCH Displaced Persons Missions. Presumably many of these groups now enjoy the same privileges and immunities as the UNITED STATES and BRITISH including occupation of requisitioned quarters and lira advances as under TAM 24 of October 1943 and TAM 721 of December 1945. My understanding is that these rights lapse on the abrogation of the additional conditions of Armistice. Neither UNITED STATES nor BRITISH civil affairs agreements authorize their respective authorities to provide for needs of other nationals. If no arrangements are made for these other nationals their position and that of the Italian Government may be embarrassing. If RUSSIANS, for example, make demands on Italians without previous agreement between Governments and Italians refuse RUSSIANS might well invoke section 7 of agreement modifying Italian armistice regime. The groups in question are now accredited to Allied Agencies but the civil affairs agreements between the UNITED STATES

/continued.

137
 Confidential

No. PX 66970 CITE HICIC
 MAP 1145. 30 MAY 1946.

Page 3.

TOP SECRET.

Government and ITALY and BRITISH Government and ITALY are national in character. Therefore I as SACMED am presumably without authority to furnish quarters, funds or immunities to the groups.

5. In addition therefore to the matters raised in MAP 1140 I request that any instructions you may send me with the Protocol text of the agreement should include

- (a) clarification as to which terms of the Armistice on 3 September 1945 remain in force with particular reference to para 10 and its interpretation. (2A and 20 refer).
- (b) Guidance as to my future relationship with the Italian armed forces with particular reference to my right to reassume command and control of the Italian Army and to continue in control of the Italian air force. (Para 3 above refers).
- (c) Information as to responsibilities of either BRITISH or UNITED STATES military authorities or myself as Supreme Allied Commander to furnish funds or immunities to official military groups of other UNITED NATIONS.

2516

785017

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

command and control of the Italian Army and to continue in control of the Italian air force. (Para 3 above refers).
(c) Information as to responsibilities of either BRITISH or UNITED STATES military authorities or myself as Supreme Allied Commander to furnish funds or immunities to official military groups of other UNITED NATIONS.

Precedence: ROUTINE.

EC DIST.

INFO-ACTION: EC

INFO : CC
POLAD A
POLAD B
NAVY S/C
ARMY S/C
A.F. S/O

2517

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

785017

DECODED RAAC MESSAGE FORM

136

W/C 7182 & 7175

CALL	CIRCUIT No. NR	PRIORITY	TRANSMISSION INSTRUCTIONS
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SPACES WITHIN DOUBLES LINES FOR SIGNALS USE ONLY

Confidential

DATE TIME OF ORIGIN

301854-B

FROM (A) AFHQ SIGNED SACMED

TO (FOR ACTION) ASWAR WASHINGTON FOR COMBINED CHIEFS OF STAFF AND CABINET OFFICES
WHITEHALL FOR BRITISH CHIEFS OF STAFF.

Message Instructions

GR

TO (FOR INFORMATION) CIG MED C IN C RAF MED/ME ALCOM

SECURITY
CLASSIFICATION

TOP SECRET

(REF. No.) EX 66970 CITE FHCIC
THIS IS NAF 1145.

(1). I HAVE EXAMINED PRELIMINARY COPY OF THE PROTOCOL AND THE "AGREEMENT MODIFYING THE ITALIAN ARMISTICE REGIME" RECEIVED FROM THE WAR OFFICE LONDON. FROM THIS EXAMINATION IT IS EVIDENT THAT CERTAIN ASPECTS OF MY POWERS AS SUPREME ALLIED COMMANDER WILL REQUIRE CLARIFICATION WHEN THIS AGREEMENT COMES INTO FORCE.

(2). INTERNAL SECURITY AND THE RIGHT TO ESTABLISH ALLIED MILITARY GOVERNMENT. (A) ARTICLE 2 OF THE NEW AGREEMENT STATES THAT RELATIONSHIP BETWEEN THE 4 GREAT POWERS AND ITALY SHALL BE GOVERNED BY THE ARMISTICE OF SEPTEMBER 3, 1943 "AS MODIFIED BY THE PRESENT AGREEMENT". WHILE THE MAJORITY OF THE CLAUSES OF THE SEPTEMBER 3 ARMISTICE HAVE BEEN SUPERSEDED BY EVENTS THE VALIDITY OF CERTAIN OTHERS REMAINS IN DOUBT. THIS IS PARTICULARLY TRUE OF PARAGRAPH 10. (B) UNDER PARA 10 THE RIGHTS RESERVED TO SUPREME ALLIED COMMANDER TO TAKE ANY MEASURES FOR THE PROTECTION OF THE INTERESTS OF THE ALLIED FORCES INCLUDING THE ESTABLISHMENT OF "MILITARY GOVERNMENT IS PRE-EMPTED UPON THE PROSECUTION OF THE WAR. UPON THIS BASIS THE ITALIAN GOVERNMENT BOUND ITSELF TO TAKE SUCH ACTION AS THE SUPREME ALLIED COMMANDER MIGHT REQUIRE. (C) SO LONG AS MY FORCES HAVE AN OPERATIONAL COMMITMENT IN ITALY ANY DISTURBANCE AFFECTING THE INTERNAL SECURITY OF THE COUNTRY IS LIABLE TO COMPROMISE MY ABILITY TO FULFIL THIS COMMITMENT. UNLESS THEREFORE THE RIGHTS RESERVED TO ME BY PARA 10 OF SEPTEMBER 3 ARMISTICE ARE RETAINED AND PLACED ON AN UNEQUIVOCAL BASIS THE ALLIES IN ITALY MAY BE PLACED IN A VERY DIFFICULT POSITION SHOULD THEY BE REQUIRED TO MEET THERE OPERATIONAL COMMITMENTS IN VENETIA GIULIA.

(3). POSITION OF THE ITALIAN ARMED FORCES. (A) ARTICLE THREE OF THE NEW AGREEMENT PROVIDES FOR THE EMPLOYMENT OF THE ITALIAN NAVY AND IN NAF 1140 I HAVE ALREADY ADDED FOR FURTHER CLARIFICATION ON THIS POINT. THEIR IS

LOCAL DISTRIBUTION

PRECEDENCE - ROUTINE

ORIGINATING
SECTION:

A. G. AUTHENTICATION:

ORIGINATOR'S AUTHENTICATION:

TOP SECRET

THI OR TOR

Cyr.

310458-B

TIME CLEARED

1851/39

2518

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

785017

Decoded

RAAC MESSAGE FORM

135

CALL	CIRCUIT No. NR	PRIORITY	TRANSMISSION INSTRUCTIONS
SPACES WITHIN DOUBLES LINES FOR SIGNALS USE ONLY			
FROM (A)			DATE-TIME OF ORIGIN
TO (FOR ACTION)			
TO (FOR INFORMATION)			Message Instructions GR
(REF. No.)		SECURITY CLASSIFICATION	TOP SECRET

PAGE 2 OF FX 66970.

HOWEVER NO REPEAT NO SPECIFIC PROVISION IN ARTICLE 3 FOR THE EMPLOYMENT OF THE ITALIAN AIR FORCE OR ARMY. (B) THE ITALIAN AIR FORCE BY FAN 663 IS UNDER MY CONTROL AND FOR THE REASONS GIVEN IN NAF 1103 I DO NOT CONSIDER THAT IT SHOULD BE RETURNED TO THE ITALIAN GOVERNMENT AT THE PRESENT TIME. (C) WHEN THE RETURN OF THE ITALIAN ARMY TO THE ITALIAN GOVERNMENT WAS EFFECTED ON 14 NOVEMBER 1945 I RESERVED THE RIGHT TO REASSUME AT ANY TIME CONTROL AND COMMAND OF ALL OR PART OF THE ITALIAN ARMY AS I MIGHT DEEM NECESSARY. I CONSIDERED THAT IN THE EVENT OF EITHER SERIOUS INTERNAL DISBURANCES OR POSSIBLE OPERATIONS IN VENEZIA GIULIA THAT I MIGHT REQUIRE THE UNDISPUTED RIGHT TO DECIDE THE EMPLOYMENT OF THE ITALIAN ARMY. (D) UNDER THE NEW AGREEMENT IT WOULD APPEAR THAT THE ITALIAN GOVERNMENT MIGHT BE IN A POSITION TO CHALLENGE MY RIGHT TO DECIDE THE EMPLOYMENT OF THE ITALIAN ARMY AND AIR FORCE. FOR THE REASONS ALREADY PUT FORWARD I CONSIDER THAT SO LONG AS MY OPERATIONAL RESPONSIBILITIES IN NORTH EAST ITALY CONTINUE IT IS MOST DESIRABLE THAT I SHOULD RETAIN THE RIGHT TO COMMAND AND EMPLOY SUCH PORTIONS OF THE ITALIAN ARMY AND AIR FORCE AS THE SITUATION MAY REQUIRE.

(4). STATUS OF ALLIED MILITARY PERSONNEL IN ITALY OTHER THAN BRITISH OR UNITED STATES. THERE ARE AT PRESENT IN ITALY SEVERAL MILITARY GROUPS FROM COUNTRIES OF THE UNITED NATIONS IN ADDITION TO UNITED STATES AND BRITISH FORCES. AMONG THESE GROUPS ARE RUSSIANS JUGOSLAVS GREEKS AND FRENCH AND THE ADVISORY COUNCIL FOR ITALY AND RUSSIANS GREEKS CHINESE BELGIANS CZECHS AND DUTCH ON DISPLACED PERSONS MISSIONS. PRESUMABLY MANY OF THESE GROUPS NOW ENJOY THE SAME PRIVILEGES AND IMMUNITIES AS THE UNITED STATES AND BRITISH INCLUDING OCCUPATION OF REQUISITIONED QUARTERS AND LIRA ADVANCES

LOCAL DISTRIBUTION

PRECEDENCE:
ORIGINATING
SECTION:

A. G. AUTHENTICATION:

ORIGINATOR'S AUTHENTICATION:

TOP SECRET

THI OR TOR

Opt.

TIME CLEARED

5850

2519

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

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MICROFILM

RAAC MESSAGE FORM

134

M/O 7162 & 7175 CONTINUED

CALL	CIRCUIT No. NR	PRIORITY	TRANSMISSION INSTRUCTIONS
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SPACES WITHIN DOUBLED LINES FOR SIGNALS USE ONLY

DATE-TIME OF ORIGIN

FROM (A)

TO (FOR ACTION)

TO (FOR INFORMATION)

Message Instructions

GR

(REF. No.)

SECURITY
CLASSIFICATION

TOP SECRET

PAGE 3 OF FX 66970.

AS UNDER TAM 24 OF OCTOBER 1943 AND TAM 721 OF DECEMBER 1945. MY UNDERSTANDING IS THAT THESE RIGHTS LAPSE ON THE ABOGATION OF THE ADDITIONAL CONDITIONS OF ARMISTICE. NEITHER UNITED STATES OR BRITISH CIVIL AFFAIRS AGREEMENTS AUTHORIZE THEIR RESPECTIVE AUTHORITIES TO PROVIDE FOR NEEDS OF OTHER NATIONALS. IF NO ARRANGEMENTS ARE MADE FOR THESE OTHER NATIONALS THEIR POSITION AND THAT OF THE ITALIAN GOVERNMENT MAY BE EMBARRASSING. IF RUSSIANS FOR EXAMPLE MAKE DEMANDS ON ITALIANS WITHOUT PREVIOUS AGREEMENT BETWEEN GOVERNMENTS AND ITALIANS REFUSE RUSSIANS MIGHT WELL INVOKE SECTION 7 OF AGREEMENT MODIFYING ITALIAN ARMISTICE REGIME. THE GROUPS IN QUESTION ARE NOW ACCREDITED TO ALLIED AGENCIES BUT THE CIVIL AFFAIRS AGREEMENTS BETWEEN THE UNITED STATES GOVERNMENT AND ITALY AND BRITISH GOVERNMENT AND ITALY ARE NATIONAL IN CHARACTER. THEREFORE I AS SACMED AM PRESUMABLY WITHOUT AUTHORITY TO FURNISH QUARTERS FUNDS OR IMMUNITIES TO THE GROUPS.

(5). IN ADDITION THEREFORE TO THE MATTERS RAISED IN NAF 1140 I REQUEST THAT ANY INSTRUCTIONS YOU MAY SEND ME WITH THE PROTOCOL TEXT OF THE AGREEMENT SHOULD INCLUDE (A) CLARIFICATION AS TO WHICH TERMS OF THE ARMISTICE OF 3 SEPTEMBER 1943 REMAIN IN FORCE WITH PARTICULAR REFERENCE TO PARA 10 AND ITS INTERPRETATION. (2-A AND 2-C REFER). (B) GUIDANCE AS TO MY FUTURE RELATIONSHIP WITH THE ITALIAN ARMED FORCES WITH PARTICULAR REFERENCE TO MY RIGHT TO REASSUME COMMAND AND CONTROL OF THE ITALIAN ARMY AND TO CONTINUE IN CONTROL OF THE ITALIAN AIR FORCE. (PARA 3 ABOVE REFERS). (C) INFORMATION AS TO RESPONSIBILITIES OF EITHER BRITISH OR UNITED STATES MILITARY AUTHORITIES OR MYSELF AS SUPREME ALLIED COMMANDER TO FURNISH FUNDS OR IMMUNITIES TO OFFICIAL MILITARY GROUPS OF OTHER UNITED NATIONS.

TOP SECRET

LOCAL DISTRIBUTION

PRECEDENCE:

ORIGINATING
SECTION:

A. G. AUTHENTICATION:

ORIGINATOR'S AUTHENTICATION:

THI OR TOR

Ovr.

TIME CLEARED
18-19

2520

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

785017

2621

Ej. Conner
133

F 66784
271566 B

H/3371

MAY 28 0900

IMPORTANT

AFHQ SIGNED SACMED CITE FHGEG
AICOM ROME

TOP SECRET

MAY 28 1946

TOP SECRET

Confidential

1. REFERENCE CONVERSATION ADMIRAL STONE/ GENERAL HAMBLIN YOUR SIGNAL REFERENCE DE COURTEN AGREEMENT AND REFERENCE RIGHTS OF OTHER NATIONALS WAS SEEN BY WAR OFFICE, AND BY FOREIGN OFFICE. IN CONNECTION WITH PARA 3 YOUR 3164 THE WAR OFFICE SIGNALED IN SUBSTANCE THAT CONSIDERABLE INVESTIGATION NECESSITATED BY THE QUERY, THAT THE FOREIGN OFFICE DID NOT NOW WISH TO TERMINATE FACILITIES AVAILABLE TO NATIONALS IN QUESTION, THAT MORE DEFINITE ANSWERS WOULD BE SENT TO SAC AT LATER DATE.
2. QUESTION WILL BE INCLUDED HOWEVER IN EARLY SIGNAL TO CCS.

AC DIST

ACTION CHIEF COMAR.

INFO E COMAR 3

NAVY S/C

POLAD (A)

POLAD (B)

FILE

SKELETON

HEADQUARTERS

28 MAY 1946

A.C.

18-48

TOP SECRET

(E.C.) H.S. 27/5.

2521

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

785017

HEADQUARTERS ALLIED COMMISSIC

A P O 394

Office of the Executive Commissioner

SECRET

132

Ref. : 2621/EC

Confidential May 1946.

Note for file 2621/EC. (Italian Peace Treaty)

The French Representative ^{Saw} me today. He said that he had seen the text of the proposed revision of armistice terms which he noted had been signed by the four ministers including French and U.S.S.R. He had not seen the proposed Civil Affairs agreements.

He was concerned about two points.

- (1) What representation would the French Government have on the special section under Sarned's Chairmanship to supervise the Italian Armed Forces. France had no little interest on those Forces and though he understood that a quadripartite mission had been ruled out in order to avoid U.S.S.R. participation he considered French representation essential. I reminded him that this presumably had been discussed by the four Foreign Ministers and reminded him that Sarned had a French Liaison Officer on his staff.
- (2) Who would provide him and his staff and the French military representatives in Italy with funds. Were these to be a charge on the Italian or French budget. I told him that as the A.C. was to be abolished I suggested that the question of his own staff did not arise and that he should ask his Government about payment to French military representatives.

MYL

Copy to CC
: 35-17HQ

4847

2522

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

785017

INCOMING MESSAGE
HEADQUARTERS ALLIED COMMISSION

2621

Ev. Co.
Bo

Originator's Reference: FZ 66648
Date/Time of Origin: 231939 D

Message Centre No: 4/3300
Date Time Rec'd: MAY 25, 1130
Precedence: ROUTINE

FROM: FRIENDLY SIGNED JAMES CITE PACIO

TO: ACTION AGENT WASHINGTON FOR COMBINED CHIEFS OF STAFF
W. STAFF FOR BRITISH CHIEFS OF STAFF. INFO: ACTION AGENT IN C. RED.

Confidential

MAY 25 1946

TOP SECRET THIS IS MAY 1140 TOO 231842.

TOP SECRET

1. ALTHOUGH I HAVE RECEIVED NO OFFICIAL COMMUNICATIONS ON THE SUBJECT I HAVE
GIVEN THEM OF WHAT I UNDERSTAND ARE THE SYNOSES OF AMNESTICE TENDING WITH ITALY
WHICH ARE TO BE PRESENTED TO THE ITALIAN GOVERNMENT IN THE NEAR FUTURE.
2. IN ADDITION TO SUCH INSTRUCTIONS AS YOU MAY SEND ME IN REGARD TO INTERPRETATION
INTERPRETATIONS TO BE PLACED UPON CERTAIN CLAUSES OF THIS DOCUMENT I REQUEST I
MAY BE INFORMED AS SOON AS POSSIBLE WHETHER CUNNINGHAM DECCUNTER AGREEMENT OF 23
SEPTEMBER 1943 AS AMENDED 17 NOVEMBER 1943 PART 4 CONTINUES IN EFFECT AND IF SO
SUB PARA A DOES PARA B "B" OF NEW AGREEMENT IN ANY WAY (COUNTERMANN ?) C IN C
NEUS PRESENT RECDISE OF CONTROL CUNNINGHAM DECCOUNTER AGREEMENT SUB PARA B WILL
BUY LIBERTY SHIPS WHICH ITALIAN GOVERNMENT IS NEGOTIATING TO BUY FROM THE
GOVERNMENT COMES UNDER THE CUNNINGHAM DECCOUNTER AGREEMENT AS PART OF THE RECDANT
MARINE

INFO - ACTION

AC DIST
INFO: ACTION: EX COMAR
INFO: CHIEF COMAR

TOP SECRET

Copy for cc is being
sent to his villa
for but.

NAVY S/C
POLAD (A)
POLAD (B)
FILE
SKELETON

HEADQUARTERS
25 MAY 1946

see M131

(cso)

2523

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

785017

"MESSAGGERO"

21 May

129

TRANSLATION

WASHINGTON DENIES THE SECRET CLAUSES

Washington, 20 (INS) - The State Department has categorically denied to International News Service that the news published by "New York Times" regarding a secret "modus vivendi" attached to the new Italian armistice had any foundation of truth.

As it is known, the above newspaper had announced that such secret protocol was sanctioning the continuation of British control over Italy's economy and commerce in exchange for Russia's liberty of action in the Balkans with the total exclusion of the United States.

Dear Maurice -

I am glad that the mischievous "TIMES" article was so promptly denied by the State Dept - particularly because I have felt that the attitude of your Gov't has been completely frank & honest in this whole wretched business of armistice revision. I wish mine had been the same!

Yours
CC

4845

Dear Aubrey

H.E.

22/1/16

V. many thanks.

You might like to see this - perhaps H.E. too
22/1/16

2524

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

785017

Big hash -

Eus

cc

2525

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

785017

TRANSLATIONDECLARATIONS OF BYRNES ABOUT THE PEACE WITH ITALY

Washington, 20 - The Secretary of State Byrnes has stated to-day that the four Foreign Ministers in their Paris meeting have made "very limited progress in the systematization of the European peace".

Byrnes added that the step forward that has been made, is infinitely superior to his expectations and remarked that peace is achieved by a slow and arduous progress which cannot be overcome by sudden diplomatic triumphs but requires "patience, firmness, tolerance and understanding".

"We - specified Byrnes - must make the others realize that they must not have the impression that they can impose their will on the United States".

Examining the various differences of opinion about the Italian peace treaty, Byrnes said that compromises on the reparations and the future of the Colonies were expected, and he stated that he considered that these questions could soon be solved together with others, if only a solution of the Trieste problem could be found."

Byrnes declared: "It has been a mistake to give Italy the whole of Venezia Giulia after the first World War, as it would be a mistake now to give it all to Yugoslavia: this would mean a transfer from Italy to Yugoslavia of about 50,000 Italians.

The Secretary of State has affirmed that the United States would continue to make appeals to Russia and Yugoslavia that they do not make pressures for a frontier which would violate the ethnical principles and breed future disorders.

With reference to the territorial problem of Trieste, Byrnes declared that there was no prospect of a compromise or any other agreement.

Again considering the Italian problem, Byrnes stated: "Our position with regard to the reparations is very simple: we must enable the Italian Nation to live. We have already advanced, directly or indirectly, 900 millions of dollars. We would prefer, for the sake of peace, to forget all about the reparations; however, we wish to agree upon limited reparations as long as they do not deprive Italy of necessary resources allowing her to live without exterior help. We have clearly expressed that we are not advancing millions of dollars to allow Italy to produce goods which would have to be paid as reparations to anyone of our Allies."

2526

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

785017

FX 66586

221653 B

H/3202

MAY 23 0945

CHIEF SIGNED SACRED CITE PHOEG.

ALCOM ROEE

INFO: C IN C MED.

RESTRICTED

URGENT

MAY 23 1946

RESTRICTED

1. AT REQUEST OF C IN C MED PASS COPY YOUR 3164 OF 20 MAY 1946 (WHICH I HAS BEEN RELAYED WITHOUT COMMENT TO GEN MORGAN IN LONDON) TO CCO FOR ADMIRAL WILLIS.
2. UNDERSTAND ADMIRAL WILLIS LEAVES ROME EARLY TOMORROW THURSDAY

AC DIST

ACTION: CHIEF COMBAT 2

INFO: EX COMBAT

NAVY S/C

POLAD (A)

" (B)

FILE

SKELETON

RESTRICTED

RECEIVED
23 MAY 1946

1. C.

2527

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

785017

SECRET

126

H. AICOM MSCC FROM ADMIRAL STONE

2018008 MAY 1946

ATTN: FOR NAMED GEORGE FIVE UNCLE SUGAR POLAD BRITISH RESMIN

LHCHEN

Confidential

3164

SECRET

ITALIAN FOREIGN OFFICE HAS SHOWN HIS COPY OF MAIN AGREEMENT MODIFYING ITALIAN ARMISTICE
 TERMS AS RECEIVED FROM ITALIAN DELEGATION IN PARIS PD THIS AGREEMENT TO BE SUBSTANTIALLY
 SIMILAR TO SO CALLED REVISED UNITED STATES DRAFT CONTAINED IN FOREIGN OFFICE MESSAGE
 SEVEN FIVE TWO OF FOURTEEN MAY REFERRED TO BRITISH RESMIN CASERTA PD
 PARA TWO PD IF THIS DRAFT IS THE DOCUMENT INITIALED BY FOREIGN MINISTERS AT PARIS
 FOLLOWING QUESTIONS ARISE ON WHICH ITALIAN GOVERNMENT MAY BE EXPECTED TO PRESS FOR
 INFORMATION WHEN DOCUMENT IS PRESENTED FOR SIGNATURE CORON WILL THE CUNNINGHAM
 DECOURTEN AGREEMENT OF TWO THREE SEPTEMBER ONE NINE FOUR THREE AS AMENDED ONE SEVEN
 NOVEMBER ONE NINE FOUR THREE CONTINUE IN EFFECT UNLESS IF SO CMA PAREN ALEN PAREN
 DOES PARA THREE BAKER OF NEW AGREEMENT IN ANY WAY ALTER CINCINNATI PRESENT EXERCISE OF
 CONTROL UNDER CUNNINGHAM DECOURTEN AGREEMENT UNLESS PAREN BAKER PAREN WILL THE FIFTY
 LIBERTY SHIPS WHICH THE ITALIAN GOVERNMENT IS NEGOTIATING TO BUY FROM THE UNITED STATES
 COME UNDER THE CUNNINGHAM DECOURTEN AGREEMENT AS PART OF THE MERCHANT MARINE UNLESS PD
 PARA THREE AS PROPOSED IN PARA FIVE OF THE NEW AGREEMENT ADDITIONAL AGREEMENTS ARE TO
 BE MADE BY UNCLE SUGAR AND UNCLE KING SEPARATELY WITH ITALY COVERING MAINTENANCE AND
 PAYMENT OF UNCLE SUGAR AND UNCLE KING SHIPS IN ITALY PD DOES THIS MEAN THAT WITH
 COMING INTO FORCE OF ARMISTICE REVISION FRENCH MILITARY WILL NOT BE ALLOWED TO OCCUPY

PAGE 1 OF 2 PAGES

rec 127 312

SECRET

2528

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

785017

SECRET

128

PAGE 2 OF 2 PAGES

Confidential

3064

SECRET

REDISTRIBUTION QUARTERS AND ABLE FOX ABLE WILL DISCONTINUE LINE ADVANCES FOR PAYMENT
 FROM MILITARY PERSONNEL UNDER THE TWO FOUR OF OCTOBER ONE NINE FOUR DUCK AND TWO
 SEVEN TWO ONE OF ELEVEN DECEMBER ONE NINE FOUR FIVE PD THE SAME QUESTION APPLIES
 TO REDISTRIBUTION QUARTERS FOR RUSSIAN MILITARY PERSONNEL AND ADVANCES OF LINE FOR
 THE ACCOUNT OF RUSSIAN REPRESENTATIVES NOW ATTACHED THIS COMMISSION PD
 PARA FOUR PD WOULD APPRECIATE COPY OF THIS SERIAL BEING SENT DIRECTLY TO GENERAL
 MORGAN IN LONDON AS FROM ME

DISTRIBUTION(Limited):

US Ambassador
 Et Ambassador
 US Polad
 Et Polad
 Chief Navy S/C
 Ex Comm
 CC Files

OPERATIONAL PRIORITY

Chief Commissioner

222

MILROY W. STONE
 Rear Admiral, USN
 Chief Commissioner

4841

SECRET

2529

785017

123

INCOMING

Foreign Office.

Rome.

756

19.30 of 15/5/46

of 15/5/46

09.00 of 10/5/46

Cypher: OTF

IMMEDIATE

Addressed to United Kingdom delegation Paris, telegram No. 266, May 15th, repeated to Washington, Rome, Moscow, Caserta.

Your telegrams Nos. 173 and 174.

Revision of Italian armistice terms.

(1) Following are our comments on revised United States draft.

1. War Office attached considerable importance to wording of Article III and we should have noted our redraft would have been accepted.

The addition of words "under orders of (Sachet)" really makes no difference. But if you think it better not press the U.S. delegation further we must acquiesce. We trust that in any event the War Office will resist any attempt to interpret the article so as to admit French and Soviet participation from (? to) "special section."

The addition of words "under orders or (excused)" really makes no difference. But if you think it better not press the U.S. delegation further we must acquiesce. We trust that in any event the War Office will resist any attempt to interpret the article so as to admit French and Soviet participation from (8 to) "special section."

2. We understand from Lord Hood 2 groups under mentioning of Cunningham - de Courten agreement in article 80. 111 [GP. unrec.] but that O.S. delegation agrees that agreement nevertheless remains in force. On the assumption therefore that U.S. Government will if necessary support us in maintaining status quo as regards Italian navy we agree to your proposed agreement (para. 3 of your telegram no. 175).

3. On the same assumption we agree to omission of any reference to merchant marine.

4. We gather from Lord Hood that there is some misunderstanding as regards our objection to words "arising out of hostilities conducted by or in Italy" in article 11. It is not that these words deny a distinction between war claims and private claims but that they violate the principle that Italy's liability and responsibilities extend to date of signature of a peace treaty and do not arise solely during the period of hostilities. However we have already indicated in our telegram 83 that we accept United States version in the last resort.

(2) It is presumably appreciated that revised minutes with Italy cannot be signed "immediately." SIGNED

/s/ Aust

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

must of course secure the Italian Government's assent to proposed agreement modifying Italian armistice régime and our only sign it when the two "further agreements" mentioned in article 5 (civil affairs agreement) are ready for signature.

(3) Dominion Office are telegraphing to Dominions Governments, for their information, the substance of first three paragraphs of your telegram No. 177 and are sending them revised text in your telegram no. 174. Copies of both Dominion Office telegrams are being sent at once to Dominion representatives in London. As the situation had previously been explained to Dominions Governments on the basis of your telegram no. 177 (see our telegram no. 157) it appears unnecessary to consult them further before you go ahead. Of the visiting Dominion Ministers Mackenzie King has not yet arrived and Smuts is in Germany. Evatt is in Paris and we suggest the situation might be explained to him there.

10.

122

ENCLOSURE

Foreign Office

Bowie

Carter/OTB

752 of 14.5.46.

10.25 on 15.5.46.

15.20 on 15.5.46.

IMMEDIATE.

Following received from Paris Conference telegram
no. 174 of May 14th. Begins:

Repealed Washington, Rome, Moscow and Caserta.

Pass immediately to all posts named.

By immediately preceding telegram. Following is
text.

Revision of Italian armistice. Proposed agreement
modifying Italian armistice régime.

(Revised United States draft).

Whereas hostilities have ceased;

Whereas after armistice, Italian forces contributed to
the war against Germany; Italy declared war on Germany on
October 13th 1943 and thereby became a co-belligerent against
Germany;

Whereas armistice terms have thereby become in part obsolete
or have been superseded by events;

Whereas Government of Italy has requested and Governments
of the United States, United Kingdom, U.S.S.R. and France have
agreed to a modification of armistice régime in the light of
existing circumstances;

It is considered that armistice terms should be modified
by an interim agreement pending coming into force of a definitive

(Revised limited to 1000 words)

German fortifications have been destroyed; German forces have been destroyed; the war against Germany, Italy declared war on Germany on June 10, 1940 and thereby became a co-belligerent against Germany.

German armistice terms have thereby become in part obsolete or have been superseded by events.

German Government of Italy has requested and Government of the United States, United Kingdom, U.S.S.R., and France have agreed to a modification of armistice regime in the light of existing circumstances.

It is considered that armistice terms should be modified by an interim agreement pending coming into force of a definitive treaty of peace.

1. The additional conditions of armistice submitted by Germany are hereby accepted.

2. Relations between United States, United Kingdom, Soviet and French Governments, acting in the interest of United Nations, and Italy shall be governed by armistice of September 3rd, 1943 as modified by present agreement.

3. The Allied Commission is hereby established.
a) A special section of A.A.H. under the orders of Supreme Allied Commander who will act as chairman shall be established to exercise control of functions of supervision and direction of Italian armed forces heretofore exercised by land, navy and air forces and commissions in Allied Commission. This section shall control also the character of all Italian and forces and shell control production of armaments.

b) The employment and disposition of Italian navy shall be under the command and control of special section authorized and directed to be established in accordance with subsection (a) above.

c) Pending coming into force of a treaty of peace allied military Government shall be continued under Supreme Commander Mediterranean in Venezia Giulia and as long as military necessity may require in practice of this.

/s/

- 121
4. The provision of present instrument shall not apply in, or affect administration of, any Italian colony or dependency.
 5. Simultaneously with coming into force of present agreement further agreements shall be concluded between United States and Italy and between the United Kingdom and Italy, providing for maintenance in Italy of Allied forces under independent command, and for retention of Allied forces required for maintenance of allied lines of communication to Austria.
 6. Italian prisoners of war now held under the jurisdiction of the United States, United Kingdom, Soviet Union and France shall be repatriated as soon as possible.
 7. The Government and people of Italy will abstain from all acts detrimental to the interests of the United Nations or of their nationals.
 8. The Italian Government will cooperate in apprehension and surrender of criminals, or in making available for witnesses, victims, subjects or nationals of states at war with the United Nations designated by United Nations' war crimes commission or international military tribunal established by agreement signed at London on August 8th, 1945.
 9. The Italian Government will cooperate with United Nations in, and will provide at its own expense for, and retain for [20] under [20] restitution of property wrongfully removed from territories of the United Nations and located in Italian territory.
 10. The Italian Government, in full recognition of absolute and untrammelled right of the people of Italy to choose by constitutional means the form of democratic Government they desire, hereby renounces its pledge to submit to the will of people. To this end the Italian Government undertakes to provide through free elections for an expression of the popular will on democratic form of Government to be chosen by the people, it being understood that the choice shall be decided by majority of popular vote, which shall be binding upon the present Government and upon bodies constituted through such elections.
 11. The present agreement shall be without prejudice to any claims of any United Nations against Italy arising out of hostilities conducted in or by Italy and shall in no way affect final disposal of Italian territory or property, nor shall it impose any limitation or restrictions which may be imposed upon Italy in the treaty of peace.
 12. The present agreement shall enter into force upon signature thereof by the President of the Council of Ministers of Italy and by Supreme Allied Commander in Italy, and shall remain in force until superseded by other arrangements or until entering into force of peace treaty with Italy.

Signed at Rome on, day of 1946.

4533

120

Secretary of State

U.S. Ambassador, Rome

702 of 7.v.46
cypher/012

19.31 8.v.46

09.00 9.v.46

Addressed to U.K. Delegation Paris Tel. No. 152 May 7th,
repeated to Washington, Rome, Moscow and Caserta.SECRET

Vrtel No. 67.

The following is situation as regards the views of
Dominion Governments.

2. General Smuts for South Africa has concurred
generally in the line which you propose to take.
3. Mr. Evatt for Australia has not commented directly on
your proposed line but has expressed strong objections
to any course which would be likely to delay conclusion of
a peace treaty with Italy by a conference of active
belligerents and regards revision of Italian armistice as
objectionable on this score.
4. Mr. Nash for N. Zealand has expressed views generally
similar to Mr. Evatt but, if there has to be a revision
of Italian armistice terms, has expressed agreement with
amendments suggested by you.
5. No comments have yet been received from the Canadian
Government.
6. You may be now have received record of yesterday's
meeting of Dominion Prime Ministers which, among other
points, asks for an estimate of prospects for "confair-
of active belligerents."

/ecc

4937

785017

119

INWARD.

Foreign Office

Rome.

Cypher OFF

695 of 6.5.45.

19.38 on 6.5.46.

09.50 on 7.5.46.

Addressed to United Kingdom delegation Paris telegram No.105
6th May repeated to Washington, Moscow, Caserta, Rome and Savoy
to Paris.

Your telegram No.79.

We agree that if there is no question of new Article 2, being amended or interpreted in such a way as to enable the Russians and French to participate in control of Italian armed forces then we can accept United States texts of articles 3 and 3(a) as they stand (though we must admit that we have fear that sudden dissolution of allied commission will lead to considerable confusion from which main sufferers might well be the Italians). But as a matter of fact it would be preferable to re-word Article 3(a) to read: "United through a special section of AFHQ will exercise control functions of supervision and direction of Italian armed forces heretofore exercised by land navy and air force sub-commissions of the Allied Commission. Said section shall control size and character of all Italian armed forces and shall control production of armaments".

This wording brings out the true position - i.e. that responsibility rests with Shomon and not with any particular section of his staff.

2. As regards operational control over navy, if United States delegation agree that Cunningham - de Courten agreement can be deemed to be agreed that Cunningham -

the number of such it would be preferable to re-word Article 3(a) to read: "Armed through a special section of AMM will exercise control functions of supervision and direction of Italian armed forces heretofore exercised by land navy and air force sub-commissions of the Allied Commission. Armed shall control size and character of all Italian armed forces and shall control production of armaments".

This wording brings out the true position - i.e. that responsibility rests with Armed and not with any particular section of his staff.

2. As regards operational repeat operational control over navy, if United States delegation agree that Washington - as Dutton agreement can be deemed to continue in force, your telegram No. 2) and that operational control should remain with Commander-in-Chief Mediterranean, then the logical course would be to delete Article 3(b) altogether. Otherwise we think you should insist on either wording proposed in my telegram No. 451 saying to Washington or that proposed in our telegram No. 64 or finally any wording which accurately expresses status quo.

3. As regards the merchant navy we hope you can secure acceptance of sentence worded as suggested in our telegram No. 64 either as a separate article or an addition to article about the navy if there is one.

4. We hope too that you can secure acceptance of our amendment to Article 4 (gr. undec).

5. It will be appreciated that even if agreement is reached in Paris on United States text or slightly modified version thereof, the agreement cannot come into force until further gr. undec agreements referred to in Article 5 have been negotiated with the Italian Government. This may take a little time so it would be unfortunate if any public statement in Paris gave the impression that revision of Italian armistice was to come into effect forthwith.

2 5 3 8

785017

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

118

TELETYPE

Foreign Office.

Rome.

638

of 4/5/46

Cypher: GEP

10.40 of 5/5/46

12.50 of 5/5/46

IMMEDIATE

Following received from Paris Conference, telegram C. 73, 4th May, repeated to Washington, Moscow, Rome, Caserta, and to Paris saying: Begins:

Your telegrams 63 and 64.

As you will have seen from my telegram C. 67 our feeling here is that the must, as you yourself recognise, follow Mr. Byrnes lead and we are anxious to confine to essential minimum any modifications in the text of (sp. unrec. U.S.) draft.

2. We had assumed, and since receiving your telegrams have specifically confirmed with the United States delegation, that special section of A.P.H.C. mentioned in para. 5(a) of U.S. text will be exclusively Anglo-American in composition. Since the meeting of Ministers on May 2nd discussions have taken place at expert level between the United States delegation and the French, and the latter have asked that this paragraph should be modified as set out in Washington telegram No. 311 saying: The instructions of United States delegation are however to inform the French that this cannot repeat cannot be accepted. This being so it seems to us that difficulties foreseen by you and the Admiralty will not arise and that article 3 of U.S. draft can thus be accepted in its present form.

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

Ministers on May 2nd discussions have taken place at expert level between the United States delegation and the French, and the latter have asked that this paragraph should be modified as set out in Washington telegram no. 311 saying. The instructions of United States delegation are however to inform the French that this cannot be accepted. This being so it seems to us that difficulties foreseen by you and the Admiralty will not arise and that article 3 of U.S. Draft can thus be accepted in its present form.

3. We have also confirmed from U.S. Delegation today that U.S. intention is as you surmised that control of Italian merchant marine should revert to Italy. The U.S. delegation did not seem fully informed about existing arrangements, e.g. Italian shipping board. We will suggest to them again including a separate sentence in Article 3(b) as you propose but in view of your conclusion we shall not press it.

4. For the rest, and subject to any views which the Dominions Governments may express, we are not disposed to press any other alterations beyond those mentioned in my telegram no. 57.

A3.

2 5 4 0

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

785017

URGENT

Foreign Office

Rome.

686

03.30 of 5/5/46

12.00 of 5/5/46.

of 4/5/46

Cypher: OTP

IMMEDIATE

Addressed to United Kingdom Delegation, Paris, telegram
no. 64, May 4th, repeated to Rome, Caserta, Washington
and Savoy to Paris.

By telegram no. 64.

In paragraph referring to Article 3(b) please
amend our re-draft of Article by omission of the
word "acting" before the words "in accordance with."

My telegrams 63 and 64 have been repeated to
Caserta.

AS.

4834

2541

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116

IMPORTING

Secretary of State, Foreign Office
Rome

Cyber/TY

635 at 1.5.46.

08.20 at 3.5.46.

11.20 at 3.5.46.

THEMATIC

Addressed to United Kingdom Delegation Suite telegram no. 83
by 4th reported to Rome, Coertis, Washington and sending to Paris.

Your telegram 67 & 69 covered our telegram 63 and 64,
from which you will see that we agree that if needs must, we could
in the last resort accept the preamble and all articles of the
United States draft as they stand, except articles 3 (a) 3 (b) 4
and 5. Our amendments to articles 4 and 5 should not, we would hope,
present much difficulty. The point to which we attach the most
importance is that raised in article 3 (a) and article 3 (b), i.e.
the importance of avoiding a power central of Italian armed forces.
We hope therefore that if you cannot secure acceptance of our
original article 3, 3(a) and 3 (b) as given in our telegram no. 431
saying to Washington and have to give to amend our article 3 you
will at all events be able to obtain agreement on our articles 3(a)
and 3(b) as given in our telegram no. 64.

2. We agree that amendments to United States article 7 and
article 9 quoted in para. 4 of your telegram no. 67 are an improvement.
3. Dominions Office are communicating urgently with
Dominions Governments.

4. Please repeat all further telegram on this subject to
Coertis as well as to Rome in view of close interest of Coertis
in the matter.

ALB

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MS

IN APP.

Foreign Office

Rome.

Cypher.

19.46 on 4.5.46.

09.00 on 6.5.46.

676 of 4.5.46.

Addressed to United Kingdom delegation Paris telegram No. 7 of 4th May repeated to Rome, Moscow, Washington and saving to Paris.

My telegram No. 64.

You will remember suggestion made in our telegram No. 5 that if and when armistice terms were revised, His Majesty's Government (and if possible the Dominions Governments and perhaps the United States and French Governments as well) should in addition make a public unilateral declaration to the effect that notwithstanding the absence of a peace treaty they considered technical state of war between themselves and Italy was at an end and that they were ready to resume full normal diplomatic relations with Italy. We think that in view of these latent developments it is well worth pursuing this idea especially as it would give us some credit in Italy instead of it all going to the Americans. The moment for making such a declaration would be when document permitting revision of armistice terms came into force on its signature by sacred and by the Italian Prime Minister.

There would seem therefore no necessity to bring up the question of making such a declaration in your present discussions in Paris. We should however like your authority to consult Dominions Governments on the matter in the meantime.

PD.

4832

Handwritten signature

2 5 4 3

785017

114

THROUGHT

673

of 4/5/46

Cypher: OMP

Foreign Office.

Home.

13.00 of 4/5/46

16.00 of 4/5/46

Following received from Paris conference.
Begins:

Addressed to Washington telegram No. 2 of 3rd
May, repeated to Foreign Office, Rome, Moscow, Berlin
and saving to Paris.

My telegram no. 67 to Foreign office.

Following are main points in conversation between
Mr. Harvey and Mr. Matthews.

2. Mr. Harvey enquired what the Soviet attitude was.
Mr. Matthews replied that his understanding was that
Russians had agreed to United States proposal in
principle but had not concurred entirely in text of
U.S. draft. The Soviet position therefore seemed
identical with that of the United Kingdom delegation.

3. Mr. Harvey enquired whether the U.S. Government
had consulted or intended to consult the lesser Allies.
Mr. Matthews replied that the United States Government
would be prepared to inform the lesser Allies, such as
Greece, of action they proposed to take; but did not
intend to consult them before taking it. He added
without prompting that he appreciated that M.M.
Government in the U.K. would wish to discuss the
question with the Dominion Governments.

3. Mr. Harvey enquired whether the U.S. Government had consulted or intended to consult the lesser Allies. Mr. Matthews replied that the United States Government would be prepared to inform the lesser Allies, such as Greece, or action they proposed to take, but did not intend to consult them before taking it. He added without prompting that he appreciated that the U.S. Government in the U.N. would wish to discuss the question with the Dominions Governments.

4. Mr. Harvey said that the Secretary of State was seeking urgent instructions from London and hoped to obtain these at a very early date. In the meantime he had been instructed to give Mr. Matthews certain preliminary comments which the latter might wish to report to Mr. Byrnes. There were three specific points arising on U.S. draft:

(a) In so far as draft did not specifically supersede the Wilmington-De Courten agreement this agreement could be deemed to continue in force.

(b) Nevertheless in order to safeguard both this and other points, e.g. the reparation settlement, we thought it important to amend the fourth line of Article 12 (sic ? Article 11) of U.S. draft to read: "In no way affect final disposal of Italian property and territory." Mr. Matthews appeared to take the point and said he would report it to Mr. Byrnes.

(c) It is desirable not to give the Italian Government the impression that they can do what they like with United Nations' interests in the period intervening between signature of new armistice agreement and

/conclusion

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conclusion of a treaty of peace. Each was the obvious in-
of Article 7 of U.S. draft, but inclusion of paragraphs (a) and
in Article 7 might be held to imply a limitation on general
obligation imposed in first sentence of the article. It should
accordingly favor numbering of sub-paragraphs (a) and (b) as
separate articles as a more satisfactory method of presentation.
Mr. Matthews said he would also report this point to Mr. Byrnes
but he was sure his delegation would experience no difficulty in
accepting it.

5. The Italian armistices.

Mr. Harvey then spoke in the course of paragraph (c) of
delegation's minute. Mr. Matthews replied that in putting
forward their proposal for further modification of the Italian
armistice the U.S. delegation had had this point very much in
mind. The American stand-point was that modification of
armistices with Italian countries would not materially weaken the
already weak Anglo-American position in these territories. He
assured that both our Governments would be able to maintain our
"diplomatic" representation in these countries and that winning up
of Allied Commissions would entitle our representatives to be
assisted by service attachés. He appreciated that the position
of the United States Government was constitutionally slightly
different but he imagined the result would be the same in either
case.

13.

TECHNIC

Secretary of State, Foreign Office

672

4.5.46.

13.45

4.5.46.

16.40

4.5.46.

/one

Name

672

4.5.46.

REFERENCE

Following received from Paris Conference telegram no. 68 May 3rd.

Repeated to Rome, Moscow, Washington, Berlin and to Paris evening. Begins:

By immediately preceding telegram.

Following is text of delegation's minutes to Secretary of State referred to in paragraph 2.

(a) Foreign Office, after consulting Dominion Office feel very strongly that four major allies have no authority to sign revised terms of surrender without previous consultations with Dominions and the lesser allies, or to sign any instrument which might prejudice their position. This is a real point, the original invitation was signed by Supreme Allied Commander in charge of all allied forces who on authorized authority to commit all the allies. The present instrument, on the other hand, could be a purely political document, although it could be signed by Supreme Allied Commander.

(b) Cunningham's opinion is that it is considered that the American draft does not specifically abolish this agreement, which was a supplement to short assistance terms which were drafted before the war, our position is sufficiently satisfactory on the question of Italian warships. The only doubt was to be on the part

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

...the former allies, or to sign any instrument which might prejudice their position. This is a good point, the intention was signed by anyone allied together in charge of all allied forces does as much as authority to control all the allies. The present instrument, on the other hand, could be a purely political document, although I could be signed by anyone I like.

(b) Cunningham's position is correct. It is our view that the article 7 draft does not specifically abolish this agreement, and was a supplement to short articles which were signed, mostly in force, our position is immediately superseded on the question of Italian invasion. The only doubt may be as to our ultimate right of disposal over vessels, this could be superseded by the insertion of the words "and property" after the words "Italian territory" in article 9 of the draft.

(c) The paragraphs numbered (a) and (b) in article 7 of the draft should be made into separate numbered articles. The reason for this is that, as we present matters, they appear to limit the number of paragraphs in article 7 to be eight that only will contain them all. This is detrimental to the interests of the United Kingdom. This is one of the few really useful articles in the London draft and we do not wish its effect to be limited. Furthermore paragraphs (a) and (b) really deal with different subjects. In opening to someone it should be sufficient to point out that these are self-contained provisions which should be numbered separately.

(d) Article 9. I would agree that this article may not in fact fulfil its full intention of reserving rights of British citizens in regard to all matters which should be decided by treaty of peace, especially in economic and financial fields. I think the article would be greatly improved by inserting the fourth line to read "the final disposal of Italian property and territory", and that the

Amendment

addition of the word "property" would not be opposed by the other three ministers. In addition we could not wish to set a precedent for dealing with this important section of the treaty in vague general provisions; or to imply that we no longer have the power to direct Italian authorities to carry out certain actions. In an undec. Secretary of State may wish to confirm from Mr. Symon that it is latter's intention to secure a practical settlement of major questions in the treaty; and to regard allied authorities in Italy as still empowered to direct Italian authorities to the interim action.

(a) If we agree to this kind of notification of Italian authorities we should have no firm grounds for resisting a proposal by the Soviet Government similarly to modify conditions for Italian supplies and Hungary. This would entail abandonment of existing allied considerations and necessity for re-negotiating some minutes for our political representatives there. Moreover in so far as terms of Italian draft are vague the Government of the three allies' countries would be left with a pretty free hand to limitate that meaning of our interests. This is a danger which would affect the Americans as well and we suggest Secretary of State might confirm from Mr. Symon that he is mindful of the precedent which we may set for the Balkan countries, and its probable effect on our political position and our interests in these countries.

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

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111

MEMORANDUM

Secretary of State, Foreign Office

671

4.5.46.

17.16

4.5.46.

17.30

4.5.46.

1/40

None

671

4.5.46.

MEMORANDUM

Following receipt of this Paris Conference telegram to 671
Ray 1st, requested to Rome, London, Washington, Berlin and saying
to Paris. Subject:

By telegram nos. 18 and 53.

I am anxious to confirm at earliest possible date my
agreement in principle with the United States proposal to review
the Italian constitution and to accept without substantial
amendment the United States draft. I should be pleased if the
Secretary of State for the Dominion could obtain as a matter of
urgency, the views, and if possible the concurrence of the
Dominion Government. This could be obtained in the case of all
new drafts by referring proposal to conference of Dominion
Ministers in London. The views of the Dominion Government could be
sought most immediately by telegram.

2. On my instructions Mr. Harvey telegraphed to London of the
United States delegation and told him that I was awaiting the views
of my colleagues in London; as would let Mr. Harvey know by first
position of a very early date. Harvey made various points listed
at (a) to (e) of United Nations Declaration Minute of Mr. J.
contained in my immediately following telegram. A copy of record
of interview has been sent to Foreign Office by Mr. J. The subject
of the interview is being telegraphed to other posts.

1839

I am anxious to express an explicit attitude on the agreement in principle with the fact of which proposed to under the action initiative and to accept without reservation of the action initiative itself. I should be pleased to be secretary of it for the Commission could obtain on a matter of urgency, the view, and if possible the consent of all member governments. This could be obtained in the case of all member governments by referring proposal to committee of representatives of all member governments. The action of the Commission Government could be brought into immediately by telegram.

2. On my instructions to the Secretary of the Commission of the United Nations delegation and told him that I am making the view of my colleagues in London and will let it be known how it stands in relation to a very early date. I have been waiting since I started at (6) to (a) of United Nations delegation minute of 15 May 1947. I have been in my tentatively following telegram. I copy of report of instruction has been sent to French Office in Paris. The instructions of the Commission in doing telegraphed to other member governments.

1828

3. I should have preferred to have been a representative of the United Nations delegation, especially because, in those days, a signed the declaration with Italy, but time was too short. In the circumstances, I do not think we can do more than follow and accept counsel, the earlier will. This may not suit with the action of Foreign Ministry.

4. I think we are in line of the political instructions following the United Nations initiative and subject to suggested changes by modification which we may wish to make in the text of the draft. I should be prepared myself to suggest 1.8. draft proposal for the being moved so as to read: "The Commission (2) shall not include the existing sub-paragraph (a) in the draft article 1 and to include the words 'in the case of a property or territory' in para. 5. This would mean to be at the present time in your telegram no. 431. saying to Washington.

5. I should be glad to receive instructions on the subject possible moment.

/6.

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6. Foreign Office please pass immediately copies of this telegram and my immediately following telegram to copies of record referred to in para. 1 to Prime Minister, Secretary of State for London, President of the University, and School of Staff.

785017

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MEMORANDUM

Secretary of State, Foreign Office

Rome

Cyprus/042

670 of 3.5.46.

18.11.46 1.5.46.

22.10.46 1.5.46.

MEMORANDUM

Addressed to Paris Conference, no. 11, of 11.11.46, reported to Rome, Genoa, Moscow, Washington, and sent to Paris.

My latest reply preceding telegram. Following are our comments on text contained in your telegram no. 11.

Preamble. Article 1 and Article 2.

We greatly prefer result in my telegram no. 11 saying which explicitly preserves these provisions of short and long existence term upon which we may wish to rely in future period pending entering into force of a peace treaty. But if you cannot secure agreement to this we could accept limited Italian text.

Article 2.

As explained in my telegram no. 11 saying we think it desirable that Allied Commission in Italy should continue in existence until peace treaty in order to act as a channel of communication with Italian government on behalf of that ally, and particularly in regard to execution of revised armistice agreement. At the same time process of reducing its functions should be continued. In so far as advantages and indeed some disadvantages in abolishing Allied Control Commission in the Italian States since British will any measures attached thereto afford a greater measure of protection for British interests in those countries than could

2553

785017

be greatly prefer report in my telegram no. 431 saying which explicitly preserves these provisions of short no. long condition term upon which we may wish to rely in future pending entering into force of a peace treaty. But if you cannot secure agreement to this we could accept limited Italian demand.

Article 3.

As explained in my telegram no. 431 earlier we think it desirable that Allied Commission in Italy should continue in existence until peace treaty in order to act as a channel of communication with Italian government on behalf of the Allies, and particularly in regard to execution of revised justice agreement. At the same time process of reducing the functions should be continued. To see to whatever an Italian over displacement in abolishing Allied Control Commission in the Italian States since British ally military situation should be a greater merit of protection for British interests in these countries than could be expected from British political representatives.

2. Article 3, (a). To fear that an is stands instead of text of this article will lead to conflict of which Commission demanding equal participation in "military and political" functions. Indeed no information from the Italian government that the French Government have already asked for amendment of article in this sense (see Washington telegram no. 431 saying). This would be tantamount to setting up an entirely new system of control and would conflict with British position as an ally-Italian Commission responsible to Combined Chiefs of Staff. Moreover, we feel that it would have a bad effect on Italian armed forces and public opinion.

In view of 2 preceding paragraphs above. Like you to press for adoption of our wording of article 3 and 3 (a). This thing however we could reluctantly agree to, but in that event we should like you to state our for the following amendment of article 3 (a) repeat 3 (a).

"Supreme Allied Commander will continue to exercise out functions of supervision and direction of Italian armed forces which he has heretofore exercised through him, Navy and Air Force sub-commissions of the Allied Commission, but will have no direct sub-commission through a special section of A.C. The Supreme Allied Commander shall also control the arm and direction of all Italian armed forces and shall control production of armaments."

W. J. J.

109

...mission will be accredited to ...
 ...of this mission. ... the same as that of ...
 ...Article 3 (a) suggested in our telegram no. 211 saying. It is
 however rather nearer the actual ... of United States text and
 ... should hope that if you explained that its effect is mainly to
 ... the status quo (regarding which neither the Soviet Government
 nor the French Government seem to have made any complaint) on sight
 get agreement. It is largely to avoid discussion of this difficult
 point that we are writing you to stress for retention of Allied
 Commission and therefore of status quo.

Article 3 (b). ... Italian Navy, this is of course at present
 under the command and control of Commander in Chief, Mediterranean
 ... for ... and it could surely be most wise to place it
 under the command and control of a ... section composed of
 representatives of the four Powers. To do so would not only complete
 operation of the fleet but would probably also increase the risk of
 We therefore greatly prefer ... suggested in our
 telegram no. 211 saying. If we cannot get this ... except the
 following: "The employment and disposition of the Italian Navy shall
 be under the command and control of the Supreme Allied Commander
 acting in accordance with De Courten agreement of
 September 23rd, 1943, and 17th 1943".
 ... think reference to this agreement to which Italian are
 accustomed is essential. ... could however agree to leave United
 States wording provided of course that we had already secured agreement
 on amendment proposed in our preceding paragraph regarding general
 section.

... in regards merchant navy ... behind United States
 ... is presumably to reinforce all Allied Control. This strikes us
 as short-sighted partly because our control seems highly ... to
 ensure that Italian merchant marine is used in the best interests of
 Italian ... and partly because some of the ... thought not
 the United Kingdom, may wish to raise claims to Italian merchant vessels
 under the peace treaty. In actual fact Italian merchant marine has
 virtually been transferred to Italian administration, subject only to
 control of recently constituted "Italian Shipping Board" on which Ministry
 of Transport, or Shipping Administration, ... and the Italian
 Government are represented and is employed as to meet as far as
 possible essential Italian import requirements. In cases where Italian
 vessels are used by Ministry of Transport and Shipping
 Administration charter hire on commercial basis is payable in foreign
 exchange (except in the case of half a dozen ... and ...
 ... which are ... at a ... rate). It seems to us greatly
 preferable that this arrangement should be continued. ... should
 therefore like you to explain present position to Mr. ... the line
 ... forgotten that his administration was partly responsible for
 it and to your other colleagues who no doubt have never heard of it and
 to suggest a separate sentence in Article 3 (b) reading as follows:
 "Italian merchant marine shall remain under the control of ..."

Classified by ...
 ...
 ...
 ...

4826

possibly essential Italian import requirements. In cases where Italian merchants are used by Ministry of Air Transport and Shipping Administration charter hire on commercial basis is possible in foreign exchange (except in the case of half a dozen army ships and hospital ships which are distanced at a nominal rate). It seems to me greatly preferable that this arrangement should be continued. It should therefore like you to explain present position to Mr. Brown who has evidently forgotten that his administration was partly responsible for it and to your other colleagues who no doubt have never heard of it and to suggest a separate sentence in Article 3 (b) reading as follows:

"Italian merchant marine shall remain under the control of Italian shipping board". If this proves impossible however it should read:

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question will be held in about four weeks. But we do not object to United States Text.

Article 9. We greatly prefer Articles 8 and 9 of draft in our telegram no. 131 saying for reason given therein and we should therefore like you to press for their acceptance. Since however, it is not His Majesty's Government so much as the Soviet Government who will stand to lose if Italy, once freed of her obligations disposes her assets etc. we are prepared in the last resort to accept United States draft subject to one amendment and to rely where necessary on our own interpretation of the words "without prejudice to any claims of any of the United Nations" and on our ability to enforce this interpretation by diplomatic and other pressure. The one amendment is that the words "arising out of hostilities conducted in or by Italy" should be deleted; reason is given on page 6 and 7 of our telegram no. 131 saying under the heading "Articles 8 and 9".

Article 10. We see no objection to this provided of course that Supreme Allied Commander is in fact empowered to sign "in the interests of the United Nations" (see my immediately preceding telegram, para. 4 last sentence).

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INCOMING

Secretary of State, Foreign Office

669	11.50	11.5.46.	669	3.5.46.
	17.00	1.5.46.		
	Ratio			

INCLOSURE

addressed to Paris Conference telegram no. 63 of May 1st, requested to Rome, Washington, London, Caserta and moving to Paris.

Your telegram 46, 47, 48 and 55 paragraph 5.

Text in your telegram no. 46 is in fact the same as that previously submitted to U.S. Government, the Soviet Government and the French Government except that Article 3 (b) has been amended in accordance with suggestions of Soviet and French Governments. For from U.S. Government having accepted this text in its original form on 18. Barnes seems to have suggested, in which it clear to the State Department in Paris that we did not agree with United States draft, and put forward a revised text of our own (see our telegram to Washington no. 431 enclosing). The American never comments on our suggestions and now seems to have disregarded them in toto. In particular American Article 3 (a) which French have already suggested should be amended to read "a special protocol of ... composed of British, United States, U.S.S.R. and French representatives" opens up possibility that Italian armed forces should come under tighter control - a danger to which we had called the State Department's attention in March. The United States don't understand abolishes the Allied Commission of Inquiry no more, and in addition, in its place. Now does it contain any substance provided it, and the Italian Government to account for Italian action in regard to Allied Nations' property, enemy assets etc. or to refrain from other s.t. in regard to Italian assets, gold etc.

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

composed of British, United States, U.S.S.R., and French representatives" opens up possibility that Italian armed forces should come under 4-power control - a danger to which we had called the State Department's attention in March. The United States draft furthermore abolishes the Allied Commission on Property (A.C.P.) and binds in its place. For does it exist in any adequate proportion to the Italian Government to account for Italian action in regard to United Nations' property, enemy assets etc. or to restrain from action e.g. in regard to Italian assets, gold etc.

2. As far as we know nothing has intervened since the date of our telegram no. 131 serving to invalidate the objection to United States draft set out therein. On the contrary it seems very doubtful whether indeed to propose placing Italian armed forces, particularly the navy, under 4-power control at this time when feelings in Italy on this subject must inevitably be roused as a result of language of discussion about proceedings in Paris.

3. As regards reaction in the Balkans we see no advantage in our point of view in revising the armistice terms with these countries and should for our part regret the abolition of Allied Commissions there. And application to Balkan countries of agreements similar to that proposed by the Americans for Italy might have serious effects on British economic interests in those countries.

4. Furthermore while we appreciate that as regards Italy, Mr. Byrnes' remarks in the first two sentences of your telegram no. 137 have force, we still feel it would be undesirable to state discussion revision of armistice terms in Paris until more progress has been made.

With

-2-

with drafting of actual peace treaty since otherwise discussions will only be encouraged to stall on the main issues still further. But we realize that in view of Mr. Byrnes' actions this is probably inevitable and that we may be forced to discuss revision of existing terms here and now. We realize too that, more especially since we know from a telegram shown to us by the Italian Embassy that the Italian Government are aware of the substance of United States proposals there is a danger of our being put in a minority of one if we oppose United States text and of getting all the blame in Italy. We appreciate therefore that thanks to Mr. Byrnes' tactics we may well be forced into accepting something very like his draft. But having regard to the interests of the American Government we feel we should insist that if any draft is accepted by the Big Four in Paris this should only be on the understanding that it is ~~an~~ referendum to the other belligerent allies and that draft should not be put into effect or discussions started with the Italian Government until the concurrence of these Allies is obtained (especially in view of words in Article 2 of United States draft setting in the interests of United Nations").

2. As regards paragraph 3 of draft we greatly prefer our own document in our telegram no. 451 saying to Washington's as it is a much tidier and more comprehensive document. We should have hoped it could at least be tabled for discussion and some of its articles adopted in preference to United States draft. We have however examined United States draft in consultation with the other interested departments. Here with a view to seeing to what extent we could if necessary accept it and our comments are contained in our immediately following telegram.

4823

INCOMING

Cyrillic CTP

Foreign Office

Rome

660

13.17 3.5.46

2.5.46

ROSTI IMMEDIATE

15.30 3.5.46

Following received from Paris Conference, United Kingdom Delegation, telegram No.43 of May 2nd, repeated to Rome, Washington, Moscow and Savign to Paris. Begins.

Following is text of proposed agreement.

Preamble.

Same text as in Foreign Office telegram No.431 Saving with following addition.

It is considered that the armistice terms should be modified by an interim agreement pending coming into force of definitive treaty of peace:

Article 1. The additional conditions of armistice of September 29th are hereby abrogated.

Article 2. Relations between United States, United Kingdom, Soviet and French Governments acting in the interests of the United Nations, and Italy, shall be governed by the armistice of September 3rd, 1943, as modified by present agreement.

Article 3. The Allied Commission is hereby abolished.

a.

A special section of ARMA with Supreme Allied Commander as chairman shall be established to assume control of functions of supervision and direction of Italian armed forces heretofore exercised by Land, Navy and Air Forces Sub-Commissions in the Allied Commission. This section shall control size and character of all Italian armed forces and shall control production of armaments.

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Article 1. The additional conditions of armistice of September 29th are hereby abrogated.

Article 2. Relations between United States, United Kingdom, Soviet and French Governments acting in the interests of the United Nations, and Italy, shall be governed by the armistice of September 3rd, 1943, as modified by present agreement.

Article 3. The Allied Commission is hereby abolished.

a. A special section of ANHQ with Supreme Allied Commander as chairman shall be established to assume control of functions of supervision and direction of Italian armed forces heretofore exercised by land, Navy and Air forces Sub-Commissions in the Allied Commission. This section shall control size and character of all Italian armed forces and shall control production of armaments.

b. The employment and disposition of Italian navy shall be under the command and control of special section, authorized and directed to be established in accordance with sub-section a. above.

c. Pending coming into force of a treaty of peace, Allied Military Government shall be continued under Supreme Command of Mediterranean, in Venezia Giulia and so long as military necessity may require, in provinces of Udine.

Article 4. The provisions of this instrument shall not apply in or affect administration of any Italian colonies or dependency or rights of powers therein possessed or exercised by United Nations, except in such cases and to such extent as United Nations may direct.

Article 5. Simultaneously with coming into force of the present agreement, further agreement shall be concluded between United States and Italy and between United Kingdom and Italy, providing for maintenance in Italy of Allied

Forces

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forces under redeployment and for retention of Allied forces required for maintenance of Allied lines of communication to Austria.

Article 6.

Italian prisoners of war now held under the jurisdiction of United States, United Kingdom, Soviet Union and France shall be repatriated as promptly as transport facilities permit.

Article 7.

The Government and people of Italy will abstain from all acts detrimental to the interests of United Nations.

a.

The Italian Government will cooperate in apprehension and surrender for trial of all persons and make available for witnesses Italian subjects or nationals of states at war with United Nations listed by United Nations War Crimes Commission or International Military Tribunal established by agreement signed at London on August 8th, 1945.

b.

The Italian Government will cooperate with United Nations in search for and restitution of looted property which may be located in Italian territory.

Article 8.

The Italian Government in full recognition of absolute and untrammelled right of the people of Italy to choose by constitutional means the form of democratic government they desire, hereby renounces its pledge to submit to the will of the people. To this end the Italian Government undertakes to provide through free elections for an expression of the popular will on the democratic form of Government to be chosen by the people, it being understood that choice shall be decided by majority of popular vote which shall be binding upon the present government and upon bodies constituted through such elections.

Article 9.

The present agreement shall be without prejudice to any claims of any of the United Nations against Italy arising out of hostilities conducted in or by Italy and shall in no way affect final disposition of Italian territory nor shall it impair any limitation or restriction which may be imposed upon Italy in the treaty of peace.

the Italian Government will cooperate with United Nations in search for and restitution of looted property which may be located in Italian territory.

Article 8.

The Italian Government in full recognition of absolute and untrammelled right of the people of Italy to choose by constitutional means the form of democratic Government they desire, hereby renounces its pledge to submit to the will of the people. To this end the Italian Government undertakes to provide through free elections for an expression of the popular will on the democratic form of Government to be chosen by the people, it being understood that choice shall be decided by majority of popular vote which shall be binding upon the present Government and upon bodies constituted through such elections.

Article 9.

The present agreement shall be without prejudice to any claims or any of the United Nations against Italy arising out of hostilities conducted in or by Italy and shall in no way affect final disposition of Italian territory nor shall it impair any limitation or restriction which may be imposed upon Italy in the treaty of peace.

Article 10.

The present agreement shall enter into force upon signature thereof by the President of the Council of Ministers of Italy and by Supreme Allied Commander in Italy and shall remain in force until superseded by other arrangements or until voting into force of peace treaty with Italy.

Signed at Rome on day of 1945.

for

This would not give us any particular pleasure if it were an Italian.

Attn. SAC. 2.57

C O P Y.INCOMING.

756
of 15/5/46
Cypher: OTP

Foreign Office,

19.30 of 15/5/46
09.00 of 10/5/46

IMMEDIATE.

Addressed to United Kingdom Delegation Paris, telegram No. 266,
May 15th, repeated to Washington, Rome, Moscow, Caserta.

Your telegrams Nos. 173 and 174.

Revision of Italian armistice terms.

(1) Following are our comments on revised United States draft.

1. War Office attached considerable importance to wording of Article III and we should have hoped our redraft would have been accepted.

The addition of words "under orders of (Samed)" really makes no difference. But if you think it better not press the US delegation further we must acquiesce. We trust that in any event the War Office will resist any attempt to interpret the article so as to admit French and Soviet participation from (? to) "special section".

2. We understand from Lord Hood/2 groups under/ mentioning of Cunningham - de Courten agreement in article No. 111 (pp. undec) but that US delegation agree that agreement nevertheless remains in force. On the assumption therefore that US Government will if necessary support us in maintaining status quo as regards Italian Navy we agree to your proposed amendment (para. 3 of your telegram No. 173).

3. On the same assumption we agree to omission of any reference to merchant marine.

4. We gather from Lord Hood that there is some misunderstanding as regards our objection to words "arising out of hostilities conducted by or in Italy" in article II. It is not that these words draw a distinction between war claims and prewar claims but that they violate the principle that Italy's liabilities and responsibilities extend to date of signature of a peace treaty and do not arise solely during the period of hostilities. However, we have already indicated in our telegram 83 that we accept United States

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

assumption therefore that US Government will if necessary support us in maintaining status quo as regards Italian Navy we agree to your proposed amendment (para. 3 of your telegram No. 173).

3. On the same assumption we agree to omission of any reference to merchant marine.

4. We gather from Lord Hood that there is some misunderstanding as regards our objection to words "arising out of hostilities conducted by or in Italy" in article II. It is not that these words draw a distinction between war claims and prewar claims but that they violate the principle that Italy's liabilities and responsibilities extend to date of signature of a peace treaty and do not arise solely during the period of hostilities. However, we have already indicated in our telegram 83 that we accept United States version in the last resort.

(2) It is presumably appreciated that revised armistice with Italy cannot be signed "immediately". SACRED must of course secure the Italian Government's assent to proposed agreement nullifying Italian armistice regime and can only sign it when the two "further agreements" mentioned in article 5 (civil affairs agreement) are ready for signature.

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(3) Dominions Office are telegraphing to Dominions Governments, for their information, the substance of first three paragraphs of your telegram No. 173 and are sending them revised text in your telegram No. 174. Copies of both Dominions Office telegrams are being sent at once to Dominion representatives in London. As the situation had previously been explained to Dominions Governments on the basis of your telegram No. 117 (see our telegram No. 157) it appears unnecessary to consult them further before you go ahead. Of the visiting Dominion Ministers Mackenzie King has not yet arrived and Smuts is in Germany. Evatt is in Paris and we suggest the situation might be explained to him there.

Paris
May 13 1946

Revision of Italian Armistice. Improved agreements
modifying Italian armistice regime.

(Revised United States draft).

Whereas hostilities have ceased;

Whereas after armistice, Italian forces contributed to
the war against Germany, Italy declared war on Germany as from
October 13th 1943 and thereby became a co-belligerent against Germany;

Whereas armistice terms have thereby become in part obsolete
or have been superseded by events;

Whereas Government of Italy has requested and Governments
of the United States, United Kingdom, USSR and France have agreed to a
modification of armistice regime in the light of existing circumstances;

It is considered that armistice terms should be modified by
an interim agreement pending coming into force of a definitive treaty
of peace.

1. The additional conditions of armistice settled in 1943 are
hereby abrogated.

2. Relations between United States, United Kingdom, Soviet
and French Governments, acting in the interest of United Nations, and
Italy shall be governed by armistice of September 1943 as modified
by present agreement.

3. The Allied Commission is hereby abolished.

(a) A special section of AGO under the orders of Supreme
Allied Commander who will act as chairman shall be
established to assume control of functions of super-
vision and direction of Italian armed forces heretofore
exercised by Land, navy and air force administrations in
Allied Commission. This section shall control also
and character of all Italian armed forces and shall
control production of armaments.

(b) The employment and disposition of Italian navy shall
be under the command and control of special section
authorised and directed to be established in accordance
with sub-section (a) above.

- (a) A special section of ANA under the orders of Supreme Allied Commander who will act as chairman shall be established to assume control of functions of supervision and direction of Italian armed forces heretofore exercised by land, navy and air force subdivisions in Allied Command. This section shall control also and supervisor of all Italian armed forces and shall control production of armaments.
- (b) The employment and disposition of Italian navy shall be under the command and control of special section authorized and directed to be established in accordance with sub-section (a) above.
- (c) Italy coming into force of a treaty of peace allied 1619 military government shall be continued under agreed Allied Commander Mediterranean in Venezia Giulia and so long as military necessity may require in pursuance of same.
4. The provision of present instrument shall not apply in or affect administration of any Italian colony or dependencies.
5. Simultaneously with coming into force of present agreement further agreements shall be concluded between United States and Italy and between the United Kingdom and Italy, providing for maintenance in Italy of Allied Forces under redeployment, and for retention of Allied forces required for maintenance of allied lines of communication to Austria.
6. Italian prisoners of war now under the jurisdiction of the United, United Kingdom, Soviet Union and France shall be re-estimated as soon as possible.
7. The Government and people of Italy will abstain from all acts detrimental to the interests of the United Nations or of their nationals.

- 2 -

8. The Italian Government will cooperate in apprehension and surrender for trial of, or in making available for witnesses, Italian subjects or nationals of states at war with the United Nations designated by United Nations' war crimes commission or international military tribunal established by agreement signed at London on August 8th, 1945.
9. The Italian Government will cooperate with United Nations in and will provide at its own expense for, and retain for (sp. unrec.) restitution of property wrongfully removed from territories of the United Nations and located in Italian territory.
10. The Italian Government, in full recognition of absolute and untrammelled right of the people of Italy to choose by constitutional means the form of democratic Government they desire, hereby renounces its pledge to submit to the will of people. To this end the Italian Government undertake to provide through free elections for an expression of the popular will on democratic form of Government to be chosen by the people, it being understood that the choice shall be decided by majority of popular vote, which shall be binding upon the present Government and upon bodies constituted through such elections.
11. The present agreement shall be without prejudice to any claims of any United Nations against Italy arising out of hostilities conducted in or by Italy and shall in no way affect final disposal of Italian territory or property, nor shall it impair any limitation or restrictions which may be imposed upon Italy in the treaty of peace.
12. The present agreement shall enter into force upon signature thereof by the President of the Council of Ministers of Italy and by Supreme Allied Commander in Italy, and shall remain in force until superseded by other arrangements or until voting into force of peace treaty with Italy.

Signed at Rome on.....day of.....1945.

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