

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

ACC

10000/109/669
(VOL. IV)

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10000/109/669
(VOL. IV)

PUBLIC SAFETY INFO
NOV. 1944 - JAN. 1945;
DEC. 1945 - MAY 1946;
APR. 1947

VP. CAS
for P.S. Sub/Co

Ref the Ex Comm min on 363, can you
take any action please.

Aut 4/5

VP. CAS
for Ex Comm.

Please see 366, copy of letter from Ministry of
Interior, he has not been previously resident in
Rome. 3300

24/5.

Wb. Security Div. 24/5.

31/5 349

also Ex Comm.

Please see letter at 367+8 in reply
to your min on folio 363. Min 367 refers
to 364 + 365 also refer. 31/5

31/5

TO : Ex Comm.
thru VP C.A.S.

*MC. I have not been
revised only cancelled in the case
17/5 MC*

The charges against Mr. Spangenthal were laid by the Allied Goering Commission. Colonel Millhouse acted only in his capacity as Liaison Officer.

I informed Mr. Anderson of your decision as directed. He asked that it be confirmed in writing. It has therefore been included in the attached letter which is submitted for signature if approved. Lt. Col. Hannaford has seen and agreed this letter.

E. J. Boyle
E. J. Boyle, Colonel
Acting Director
Public Safety S/O.

17 May 1946
Tel: Ext. 686.

Ex Comm.

*Ref in 13 above. Letter opposite submitted
for signature is in reply to official
letter from S.A. Legation at 4 5.*

*In your absence letter at 8 was sent
to you. Then informing him that
Spangenthal had been released to S.A. authorities.*

H.S. 18/5

As a precedent 17/5 (1946)

75 400H

Ex Comm.

Letter not typed for signature per

been included in the attached letter which is submitted for signature if approved. Lt. Col. Hannaford has seen and agreed this letter.

17 May 1946
Tel: Ext. 686.

E. J. Byrde
E. J. Byrde, Colonel
Acting Director
Public Safety S/C.

Ex Comm.

Ms. 388

Ref in 13 above. Letter opposite submitted for signature is in reply to official letter from S.A. Legation at 45.

In your absence letter at 8 was sent to you. Thereon informing him that

Haggett had been released to S.A. authorities.

MS. 1815

As amended by 1815.

78 400A.

Ex Comm.

Letter retyped for signature per

195

E. J. Byrde Col. MS. 1815

50A

330.

CSP

368

Discussed with

S.A. Legation

A.S. Commission

P.S. Sub Com.

C.L.A.

Spagnol will be released by Italian authorities (Buenos Aires) in condition that the S.A. Legation undertake to keep him in their (S.A.) Custody

C.L.A. will consider report on the policy of how to try him & other civilian Allied Nationals

12/7/50

C.S.O.

1371

have not replied to tele to as 1

do not yet know the answers to para 1

Spagnall will be released by Italian
authorities (Buenos Aires) in condition that
the S.A. keep him under custody to keep him in
their (S.A.) Custody

C.L.A. will consider report on the policy
of how to try him & other civilian Allied
Nationals

10/7/5

C.S.O.

1371

I have not replied to tele to as I

do not yet know the answers to para 2

373

Aug 1945

P.P.C.
K.P.S.

Will you please submit reply to
450. for signature of Dr. Comm. 10/11/5

13/5

3301

2 ~~159~~ 363

To CAS for
Public Safety S/c

Ref. Folio! may this matter please
be investigated in order that a reply may
be given. Ans 4/13

To Office of E.C. (Captain Knisely) 364

Without more info there is little return we can take. We might
ascertain from ~~UNRRA~~ ^{UNRRA} ~~if they~~ ^{if they} have any record of the parents
and where they are. P.D. S/c cannot help.

OK - Co. Section

May 4

Ex lrm.

329.

Ref 1 28.

A/eso. C A Sec have ~~very~~ signalled J.C. Udine
requesting a report on this man.

13/3

AWB 13/3

Ex lrm.
C.S.O.

336

Folio 335 etc for info please AWB 18/3

13/3
C.S.O.

347.

14/3

Folio 345 for info, please.

AWB 25/3

368

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

to (322)

Chief Commissioner

(321)

Attached is submitted for your ~~approval~~ signature information

Frank
16/1

88-7

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

3H

Ex lms. 8/10/78
1-10-78
2/12/78

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

785017

3302

For Comm. 308.
 NBd. Naples action at the top
 M.C. 2/4/50

To: VI CA Sec

1. The impression must not be gained that the present crime wave in the vicinity of Livorno is solely chargeable to light sentences given by the Italian Courts. Whatever contribution such factor has made, if any, in bringing about the situation, it is but one of many factors.
2. Experience has shown that the mere exercise of jurisdiction by Allied Courts over Italian offenders carries with it a deterrent restraint, even though the sentences are similar or even identical with those given by the Italian courts. It follows, therefore, that the transition from Military courts to Italian courts carries with it a loss of this deterrent effect and may, and frequently does, effect the level of law enforcement without regard to localities.
3. Experience has also taught us that occasional pressure on Italian authorities is not enough; long ago it became a standard order of procedure in the field to keep such pressure constant. The Livorno authorities are keenly aware of such procedure. As evidence of such fact, the Livorno authorities have recently secured the prompt removal of a Pisa Judge who has imposed sentences which were highly unsatisfactory at a recent sitting of his court. There was need for prompt action, and such action was taken. This was done as part of a day's work.
4. Livorno has always been a problem child in law enforcement. For one year it was a day to day continuing grave concern to me as Regional Legal Officer. I suppose I will not feel entirely relieved of such burden until I look at the receding shore lines of Italy.
5. The report I gave of the situation was for information. General Oxx, the P.B.S. law enforcement agencies and the Legal Sub-Commission - all are keenly aware of Livorno. This is not the first time it has caused concern. Unlike Naples it can be said of Livorno that up to this writing it has not succeeded in getting entirely out of hand. I mention all these things for your information with the hope that perhaps the report becomes a bit more understandable. You will observe that the suggestion you have made has been done in one concrete case, and further, the offending judge has already been removed.
6. It must be borne in mind, however, that we are obliged to work with the personnel furnished us, and at their very best, they are what nature has made them, which may or may not be entirely to our satisfaction.

JOHN Y. WELSH,

Col., Inf.,

Chief Legal Advisor.

Legal Sub-Commission.
 22 December 1945.

4. Livorno has always been a busy port. In the year it was a day to day continuing grave concern to me as regards the future of the city. I suppose I will not feel entirely relieved of such burden until I look at the receding shore lines of Italy.

General Oxx,

I support the receding shore lines of Italy.

5. The report I gave of the situation was for information to the P.E.S. law enforcement agencies and the Legal Sub-Commission - all are keenly aware of Livorno. This is not the first time it has caused concern. Unlike Naples it can be said of Livorno that up to this writing it has not succeeded in getting entirely out of hand. I mention all these things for your information with the hope that perhaps the suggestion you have made has been understandable. You will observe that the offending judge has already been done in one concrete case, and further, the offending judge has already been removed.

6. It must be borne in mind, however, that we are obliged to work with the personnel furnished us, and at their very best, they are what nature made them, which may or may not be entirely to our satisfaction.

Legal Sub-Commission.
22 December 1945.

303

208, Ex. l. on.
 308 in with ~~A. G. C.~~
~~Final~~ 29/12.
 H. 28/12.

11/3400

3302

JOHN K. WHEAT,
Col., Inf.,
Chief Legal Advisor.

304

Ex. 100
etc.

See 402 303 for info

EDB 11/12

11/12

306

I don't understand CN Weber's remarks in

p 304 about Italian Conti. R. f. over

Commis meeting

V.P. CAS

De afsh.

CLA should ask ACCAO Livorno to see

the Prefect over the sentences mentioned in

SS (afsh.)

307

306

I don't understand CN Weber's remarks

1 304 about Italian Court. Rf v. Rf

Comm's meeting

V.P. CAS

De s. p. h.

E. L. A. should ask A. C. A. O. Livorno to see

The Prefect to get the sentences together of

De s. p. h.

307

To: Chief Legal Advisor.

21.12.45.

Reference Folio 303 and Minute 306.
If there is a tendency for the Italian Courts to give light sentences should we not draw the attention of the Italian Authorities to this.
I understand that in the case of Naples when the Italian Courts took over the trial of many offenders in the Port area the sentences they gave were very satisfactory and often more severe than those which would have been given by AMC Courts. This does not seem to have happened at Livorno.
If you agree you will know whether it is better to get the AC Liaison Officer to raise the matter locally with the Italian Judicial Official or whether it would be better for your Sub Commission to do it through Italian Legal channels.

M. CARR
BRIGADIER
V.P. CIVIL AFFAIRS SECTION

3301

TRANSLATION

URGENT

MINISTERO DELL'INTERNO
DIRGEZ. GEN. DELLA P.S.

Rome, 21 May 1946

Div. S.I.S. Sez. II
224/75521

ALLIED COMMISSION
Public Safety S/C
R C M E

MAY 30 1946

SUBJECT: ROMANELLI Romano, artist, formerly Academician
of Italy.

Ref your letter n. SD/520 dated 7 May 1946.

The R. Questura of Florence wires the following message
with respect to the a/m person:

"ROMANELLI Romano artist, member of Accademia S. Luca, professor of sculpture local Fine Arts Academy formerly Academician of Italy, is of good character expressed himself as contrary to the Mussolini policy of alliance with Germany and the war. After 8 Sept. 43 he moved to the province of Siena and took refuge in Jan. 44 in Vatican City. In Nazi-Fascist period he showed himself to be anti-Republic to such a degree that Ezio Maria Grai in Gazzetta del Popolo proposed his military execution as organizer of partisans in the province of Siena. He was subject of epuration proceedings as a member of the Fine Arts Academy of Florence his case was sent in July 45 to Alto Commissariato Epurazione Rome. The result of his case is not known.

There are no penal proceedings against him."

We will inform you of the result of the epuration proceedings in due course as this Ministry has requested information from the competent High Commissioner.

FOR THE MINISTER
illegible

3300

(CAPT K)

Prof. ROMANELLI Romano fu Raffaele and fu Benini Sofia, born in Florence on 14 May 1882, sculptor, living at Florence, Piazza Bellosguardo N°2, isn't to be found in the record of this population and never has been domiciliated in Rome.

During the last years he came in this town desultorily, specially for the meetings of the Accademia d'Italia, an Academician of the fine arts category.

According to our informations and to the acts of the local R. Iustura, the a/m devoted himself since his childhood to study the ancient sculptors, painters and architects of Tuscany, guided by his father. He finished a classical College and studied afterwards mathematics and natural science at the University of Pisa.

Then he was admitted to the Accademia Navale and appointed Staff Officer. He partooked the China war on the ship R.N. Marco Polo.

He resigned the a/m situation in 1909 and devoted himself to sculpture, for which he was passioned.

Recalled to military service in the R. Navy, he was Navy Officer on the ship R.N. Città di Palermo, which was armed for destroying the enemy's trade (1911-1912); he partooked the defence of the coast in the Dipartimento Marittimo del Dasso Adriatico e Jonio (1914-1915); he was commander of the 3th Squadriglia M.A.S. (1916-1917); then chief of service at Gibraltar for the defence of national traffic during the submersibles blockade (1917-1918). He has been declared war invalid from 1919 to 1925 and was registered in the fascist party since 1-st November 1920.

Actually he is superior Officer in the Reserva Navale and has been decorated al Valor Militare.

He exhibited his first sculpture at Florence in 1906. He has been member of the R. Accademia of Florence; R. Inspector in the fine arts school at Val Garden in 1922. He is correspondent member of the Fine Arts Academy of New York and of the Institut of France. He is also member of the Superior Council of Fine Arts.

He created important works in sculpture; there are remembered: "The equestrian statue of General Bothe at Capstad"; "The Main Altar and the Pietà group at the Casa Madre dei Mutinati"; "The Crucifix on the grave of Maresciallo d'Italia Luigi Cadorna" at Pullanza; "The equestrian statue of Scanderbeg at Rome"; "Hercule strangling the lion", etc.

He has sculptured also various fascist works, for instance

study the ancient sculpture. He finished a classical college and was guided by his father. He finished a classical college and studied afterwards mathematics and natural science at the University of Pisa.

Then he was admitted to the Accademia Navale and appointed Staff Officer. He partooked the China war on the ship R.N. Marco Polo.

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He has sculptured also various fascist works, for instance the equestrian statue of Mussolini at the "revolution tower" at Brescia.

He is said to be married to an english lady and to have three children.

It is not known which has been the behaviour of Prof. ROMANELLI during the last years and specially during the nazifascist occupation, because this Questura didn't notice anything, the a/m living in Florence.

Rome, 6 May 1946.

3299

394

PIL/ed

Ref: 3604/4/12

25 May 1946

SUBJECT: Attempt on Mr. Josip Sinkovic

TO : Yugoslav Delegation to Advisory Council for Italy

20
The incident of 16 May 1946 is much regretted and informations are being sought from the Italian Ministry of Foreign Affairs.

FOR THE CHIEF COMMISSIONER

P. H. DINNADD

Brigadier
Executive Commissioner

3497

PA 25
27

ADPSP HQ ALCOM

AFHQ

25 MAY 1946

MAY 28 1946

3273

CONFIDENTIAL

SUBJECT IS INVESTIGATION OF PROFASCIST BLACK GUARDS IN MILAN PD
REUR FOX SIX SIX SIX SEVEN FOUR OF TWO FOUR MAY PD
PARA ONE PD ITALIAN GOVERNMENT CONTACTED AND AGREED FOR COPIES OF
INTERROGATION REPORTS TO BE SUPPLIED TO MAJOR KENNARD OR CAPTAIN BIRD
ON UNDERSTANDING ACTION CONFINED SOLELY TO ALLIED INTERESTS PD
PARA TWO PD INSPECTOR GENERAL LANTAFI INSTRUCTED BY MINISTRY OF
INTERIOR PD
PARA THREE PD MAJOR KENNARD INFORMED BY COLONEL RYE CMA PUBLIC
SAFETY ALCOM CMA DECISION OF ITALIAN GOVERNMENT PD

PRIORITY

Public Safety S/O

NICHOLAS PLOMBINO
CWO, USA
Assistant Adjutant

686

H.J. RYE, Colonel.

seen by Capt Turner
29/5/46

3297

PA
29/5/46

(ART 10)

3604 *dy*
F 6667A
MAY 24 1404B

392
H/3266
MAY 24 1630
PRIORITY

AFHQ SIGNED SACRED CITY PHOTO
ALCOM ROME

CONFIDENTIAL

MAY 24 1946

CONFIDENTIAL.

MAJOR KENNARD, ALLIED COUNTER-INTELLIGENCE REPRESENTATIVE IN MILAN, REPORTS THAT INSPECTOR GENERAL LANTAFFI, IN CHARGE OF CURRENT INVESTIGATION OF NEO-FASCIST "BLACK GUARDS" ORGANISATION IN MILAN, IS RELUCTANT TO SHOW HIM INTERROGATION REPORTS ON PERSONS ARRESTED AND TO ALLOW BRITISH SECURE PERSONNEL TO ATTEND INTERROGATIONS.

IN VIEW OF ORIGINAL ALLEGATION THAT THIS GROUP WAS PLOTTING ANTI-ALLIED "COUP" IT IS ESSENTIAL THAT KENNARD BE TAKEN IMMEDIATELY INTO LANTAFFI'S CONFIDENCE TO ENABLE HIM TO ASSESS DEGREE TO WHICH ALLIED INTERESTS ARE INVOLVED.

PLEASE TAKE URGENTLY WHATEVER STEPS YOU CONSIDER APPROPRIATE TO ENSURE THAT KENNARD IS TAKEN INTO LANTAFFI'S CONFIDENCE AND PROVIDED WITH INFORMATION REQUIRED.
REPORT ACTION TAKEN TO THIS HEADQUARTERS.

AC DIST

ACTION: PUBLIC SAFETY S/C
INFO: CHIEF COMMISSIONER
EXEC COMMISSIONER
FILE
SKELETON

CONFIDENTIAL



[Signature]
(CAPT K)

1391
RE. QUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

506/90

20 May 1946.

SUBJECT : Mr. L.V. Spangenthal - Civilian.

TO : Major-General Frank Thomas, CB, CBE, DSO, MC,
South African Legation,
Via Bernabè Orlandi 115,
Rome.

- 15
1. With reference to your letter R.53/2 of 8th May 1946.
 2. Mr. L.V. Spangenthal was arrested on the following charge :-
 - That he obtained :
The sum of ten thousand lire for PERICCHI 2041,
Viale Regina Margherita N.244, Rome, by false pretences in that he made and signed an untrue written statement which was designed to obtain this payment illegally.
 3. Since his arrest, further denunciations have been made, namely :-
 - a. That he obtained 3,000 lire for Gironi Anna, Via Della Consola N.58, Rome.
 - b. Attempting to obtain money by a false pretence for Roberti Asenosa of San Vincenzo Valle Roveto, and
 - c. Attempting to obtain money by a false pretence for Porcario Donato of San Vincenzo Valle Roveto, by means of written statements knowing that the statements were untrue.
 4. As it was believed prior to his arrest that Spangenthal was about to leave Italy for South Africa, a denouncement was made by the Allied Screening Commission through Lt.Col. Millhouse, Liaison Officer, Rome, to the Questura on 2nd May 1946, as a consequence of which Spangenthal was arrested by the Civil Police on the morning of 3rd May 1946. He is a civilian, not protected by Diplomatic privilege nor by Clause 12 of the Armistice Terms and is therefore amenable to Italian Jurisdiction in this country.
 5. In accordance with the normal practise of Italian Law, the Questura sent a written communication to the South African Legation on 3rd May, giving information of the arrest, and Spangenthal, had he desired, could have communicated at once with his Legation.

See m333

3295

PA

-2-

6. Moreover, Mr. Bruce Anderson, a member of your Legation was in possession of the facts of the case on the morning of the 4th May, and consulted both Colonel Rye, Public Safety Sub-Commission, and Major Dolman, Allied Screening Commission regarding the action which had been taken.

7. The Allied Screening Commission now offers no objection to the release of Spangenthal pending his case coming before the Italian Courts and I understand that he has in fact been released.

8. Should however, further facts come to light as a result of enquiry by the Security Authorities, the question of Spangenthal's re-arrest will be a matter for the Allied Military Authorities who have been advised by the Allied Screening Commission.

9. Would you be good enough to communicate with the Allied Screening Commission for any further details which you may wish to obtain in this case.

For the Chief Commissioner

M. E. LUSH

Brigadier
Executive Commissioner.

Copy to : Allied Screening Commission.

3294

386

PHI/eb

17 May 1946

Ref: 3604/3/IE

SUBJECT: Attempt on Mr. Josip Ginkovic.

TO : Italian Ministry of Foreign Affairs

The attached letter has been received from the Yugoslav Delegation to the Advisory Council for Italy and is forwarded to you for your information and action.

This office would appreciate an answer to pass to the Yugoslav Delegation.

FOR THE CHIEF COMMISSIONER

D. H. TUNNARD

Brigadier
Executive Commissioner

Encl: ltr Rev. Gen. 519/46 fr Jugos. Del. to ACI fr 16 May 1946

3292

3644 38
SECRET 385

HEADQUARTERS
ALLIED SCREENING COMMISSION (ITALY)
C.I.Y.

16 May 46.

To: 60 C.I.Y.,
Villa Torlonia,
Via Nazionale,
R.M.S.

MAY 20 1946

384
Subject: SPANGENTHAL ex. P.O.W. U.D.F.

We herewith enclose particulars regarding the above.

Please inform Colonel BYE of Public Safety Sub. Commission. R.2. Allied Commission, whether in view of attached statement, you consider it advisable that the above named SPANGENTHAL should be kept in close custody, as at present, or whether you consider that SPANGENTHAL should be released on bail.

The above matter is urgent in view of the fact that SPANGENTHAL is at present in custody, on a charge which is itself, is not serious enough to warrant the retaining of SPANGENTHAL in close custody.

Encs.

W.C. SIMPSON Major.
For Lt. Col. (S)
Allied Screening Commission (Italy)
C.I.Y.

Copy to:- Col. BYE.

36014 ~~81~~ 384
SECRET

HEADQUARTERS,
ALLIED SCREENING COMMISSION (ITALY),
C.M.F.

ASC/6-O/WCS/CEH

MAY 20 1946

To: Public Safety Sub Commission,
HQ. Allied Commission,
C.M.F.
Attention: Lt. Col. Bye.
Subject: Mr. Spangenthal (ex-P.O.W. - U.D.F.)

Reference telephone conversation to-day (Col. Bye/Major Simpson).

We regret that at present we are unable to say whether any charge of a security nature will be brought against Mr. Spangenthal.

Our Major Dolman contacted 60 S.I.B. a few days ago on this subject, and a report from one of our investigators is about to be submitted to 60 S.I.B., who inform me that they will then consider whether further action on their part will be necessary or not. It will then lie with them to decide whether a Security Charge should be preferred against Spangenthal.

W.C. Simpson
W.C. SIMPSON, Major,
for Lt. Col. GS.,
Allied Screening Commission (Italy),
C.M.F.

14 May 1946.

3291

JUGOSLAV DELEGATION
TO THE ADVISORY COUNCIL FOR ITALY
FOV.br. 519/46

16 May 1946

MAY 16 1946

Dear Sir,

1. I am sorry that I have to inform you that on 16 May 1946 after 00.00 hrs an attempt was made by Italian Neofascists against Mr. Josip Sinkovic, correspondent from Rome of the Yugoslav official News Agency Tan-Jug. Mr. Sinkovic is living 35 Via Alessandro Torlonia. Last night as he on his way home went out of the motor-car and entered the courtyard of his house, an unknown attempter hidden behind the barrier of the garden shouted in Italian: "fermo" and shot 3 bullets out of his pistol on Mr. Sinkovic at 1 m. of distance only, so that Sinkovic had seen the attempter's hand with the pistol. The bullet passed quite close to Mr. Sinkovic's head and he was not wounded only because he bowed down in time. The attempter escaped after that.

2. The attempt is an act of the Italian Neofascists, what results from the following facts: Mr. Sinkovic was observing on May 10th the Monarchist demonstrations, as it was his duty of correspondent, at the Viminale. At that occasion he was stopped by a captain of the paratroops division "Nembo" (who boasted that he had been at Drvar, the same had taken part together with Nazi Paratroops in the attack on the Headquarters of Marshal Tito), accompanied by a considerable number of demonstrators, soldiers of the "Nembo" division and other Monarchist divisions, and handed Mr. Sinkovic over to the Italian Police, after Mr. Sinkovic's showing his Identity Card. Our Delegation was obliged, then, to request the intervention of the Allied Commission. Later on, on 12 May 1946, at 22.30 hrs, Mr. Sinkovic noticed at the gate of his home, Via Torlonia 35, two individuals in Italian Army uniforms, who were watching him. The next day at 23 hrs. Sinkovic was awaited again by two soldiers in Italian Army uniforms. They had the intention to stop Mr. Sinkovic and made some steps towards him, and Mr. Sinkovic was obliged to turn back in order to escape. On 14 May 1946, Sinkovic returned home early and during the night between the 15 and 16th May he was attempted.

3. This attempt was done in the city of Rome against the representative of an official Yugoslav Institution.

Dear Sir,

1. I am sorry that I have to inform you that on 15 May 1946 after 00.00 hrs an attempt was made by Italian Neofascists against Mr. Josip Sinkovic, correspondent from Rome of the Jugoslav official News Agency Tan-Jug. Mr. Sinkovic is living 35 Via Alessandro Torlonia. Last night as he on his way home went out of the motor-car and entered the courtyard of his house, an unknown attempter hidden behind the barrier of the garden shouted in Italian: "fermo" and shot 3 bullets out of his pistol on Mr. Sinkovic at 1 m. of distance only, so that Sinkovic had seen the attempter's hand with the pistol. The bullet passed quite close to Mr. Sinkovic's head and he was not wounded only because he bowed down in time. The attempter escaped after that.

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3. This attempt was done in the city of Rome against the representative of an official Jugoslav Institution and it proves that neofascism is very strong in Italy, in spite of all measures that were taken against it.

Rear Admiral Ellery W. Stone,
Chief Commissioner
Allied Commission

See

3290


YUGOSLAV DELEGATION
TO THE ADVISORY COUNCIL FOR ITALY

-2-

Informing you about this very serious case, I am expecting that you will take most urgent measures that the culprits be found and punished and that the personal safety of the representatives of the official institution of the Federal People's Republic Yugoslavia living in Italy be ensured, in order to avoid the repeating of such cases, which surely will not contribute to the strengthening of peace.

I informed the Yugoslav Government about this case.

I beg you, Sir, to be so kind as to inform me about the measures taken, and to believe me

Very truly yours

Dr. Stojan J. Smoljaka

Dr. Stojan J. SMOLJAKA,
Deputy Representative of Yugoslav
Advisory Council for Italy

Republic of Yugoslavia living in Italy, to ensure the repeating of such cases, which surely will not contribute to the strengthening of peace.

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very truly yours

Dr. Stjepan J. Smoljakić

Dr. Stjepan J. SMOLJAKIĆ,
Deputy Representative of Yugoslav
Advisory Council for Italy

3289

ALLIED COMMISSION
PUBLIC SAFETY LIAISON OFFICE
R. A. C. QUESTURA - VIA SAN VITALE
TEL. 478895

Ref. PSL 2/1/40 Rome, 11th May 1940

To: Col. B YE
Director PS S/c

FOR YOUR

Information

please

Perusal & Return, please

Necessary action, please

Investigation & Report, please

Onward transmission

REMARKS

Re: Spangher case -

3288

Robertson
FOR LT. COL.
R. T. MILLHOUSE, L. O.

3803

C o p y

HEADQUARTERS
ALLIED SCREENING COMMISSION (ITALY)
C.M.F.

Charges made against Mr. L. F. SPANCENTRAL by A.S.C. (Italy)
through A.C. Public Safety Sub Commission.

1/ That he obtained.

a) The sum of 10,000 lire for PERUGINE Emma Viale Regina
Margherita 244.

b) That he obtained 3000 lire for Girone Annita Via della
Gensola 38 Rome.

both by false pretences in that he made and signed three untrue
written statements which were designed to obtain these payments
illegally.

c) That he attempted to obtain money by false pretences for
Roberti license of San Vincenzo Valle Roveto.

d) Forcaric Donato of San Vincenzo Valle Roveto, by means
of 2 written statements knowing full well that both sta-
tements were in fact untrue.

3287

3604

A

1374

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: P 66059

Date/Time of Origin: 111340B

Message Centre No: A/2878

Date Time Rec'd MAY 030900B

Precedence IMMEDIATE

FROM: AFHQ

TO: ALCOM ROME SIGNED SCMED CITE WHOGG

MAY 13 1948

CONFIDENTIAL

CONFIDENTIAL

Para 1. Subject is request from the personal representative of the president of the United States of America to his holiness the Pope that AFHQ intercedes on behalf of Mico's Valentino of Lubiana condemned to death. Rear letter 3604/EC of 9 May 46.

Para 2. This matter is beyond the provindox of AFHQ and should be referred to the Embassies at once.

Para 3. Inform the personal representative of the action you are taking.

AC DIST

ACTION : EX COMMISSIONER 2

INFO: CHIEF COMMISSIONER

FILE

SKELETON

ACTION

CONFIDENTIAL

RECOMMENDATIONS

3286

TO : ALCOM ROME SIGNED SCHEID CITE YRGGG

MAY 13 1946

CONFIDENTIAL

CONFIDENTIAL

Para 1. Subject is request from the personal representative of the president of the United States of America to his holiness the Pope that AFHQ intercedes on behalf of Micoelis Valentine of Lubiana condemned to death. Rear letter 3604/EC of 9 May 46.

Para 2. This matter is beyond the province of AFHQ and should be referred to the Embassies at once.

Para 3. Inform the personal representative of the action you are taking.

AC DIST

ACTION : EX COMMISSIONER 2

INFO: CHIEF COMMISSIONER

FILE

SKELETON

ACTION

CONFIDENTIAL

3286

RECEIVED

13 MAY 1946

(cont R)

Ref. : KOL/NO

13 May 1946

SUBJECT: NIKOLAI VALENTIN.

TO : United States Embassy,
Rome.

1. The Personal Representative of the President of the United States of America to His Holiness the Pope has forwarded a note from the Secretariat of State of the Holy See, dated April 26, 1946, requesting us to inform the appropriate authorities that Nicola Valentino, stated to have been born at Vallin Lahn (Lubiana) on December 15, 1922, whose parents are described as refugees from Yugoslavia since 1922, is reported to have been arrested about January 1, 1946 and to have been condemned to death by a Yugoslav Tribunal at Novigrado, Lubiana, "solely on the grounds of his opposition to Communism".

2. This matter was referred to A.P.H.Q. who replied by Signal No. F 66089 to the effect that this matter is beyond their province and that the matter should be referred to you.

3. Will you please advise the Personal Representative of the President of the United States of America to His Holiness the Pope of any action that you can take in this matter?

For the Chief Commissioner:

Capt. L. J. Smith

Brigadier,
Executive Commissioner.

Copy for- Personal Representative of the President
of the United States of America to His Holiness the Pope.
A.P.H.Q.
Filed 'B'

Ref: 3604/8/20

10 May 1946.

My dear General,

In the absence of Brigadier Lush, I am replying to your letter no. R. 53/2 dated 8 May regarding Spangenthal.

I have checked with the Director of the Public Safety Sub-Commission of the Allied Commission and am able to inform you that this man was released by the Italian authorities today.

Yours very truly,

A. W. Knisely.

Alan W. Knisely
Captain

Major General Frank Theron, CBE, DSO, MC,
South African Legation,
Via Barnaba Oriani 115,
Rome.

3284

0 5 3 4



Ministero degli Affari Esteri

NAY 4 1946

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Killing of an Italian boy and wounding of another boy shot by a British sentry.

The General Headquarters of the Real Carabinieri have transmitted the following report, which is forwarded to the Allied Commission for information:

" On 8 April 1946 at Torre Annunziata a British sentry of the Salvage depot shot and killed a school boy aged thirteen, SORIENTE Liberato and wounded BALSAMO Salvatore, who were spealing iron fragments." ^A

Rome, May 6th, 1946.

Salvatore Balsamo
376

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Killing of an Italian boy and wounding of another boy shot by a British sentry.

The General Headquarters of the Real Carabinieri have transmitted the following report, which is forwarded to the Allied Commission for information:

" On 8 April 1946 at Torre Annunziata a British sentry of the Salvage depot shot and killed a school boy aged thirteen, SORIENTE Liberato and wounded BALSAMO Salvatore, who were stealing iron fragments." A

Rome, May 6th, 1946.

EC DIST. 4 May
3282
ACTION - C.A.T. (for 18/10)
INFO - EC

[Handwritten signatures and initials]
(copy x)

Ref: 3604/70

9 May 1946

SUBJECT: NICOLIS VALENTINO.

TO : G-5 Section, AFHQ.

The Personal Representative of the President of the United States of America to His Holiness the Pope has forwarded a note from the Secretariat of State of the Holy See, dated April 26, 1946, requesting us to inform the appropriate authorities that Nicolis Valentino, stated to have been born at Velika Loka (Lubiana) on December 13, 1922, whose parents are described as refugees from Yugoslavia since 1942, is reported to have been arrested about January 1, 1946 and to have been condemned to death by a Yugoslav Tribunal at Novomesto, Lubiana, "solely on the grounds of his opposition to Communism".

In accordance with their request the matter is referred to you.

For the Chief Commissioner,

A. W. Kutschy.

Brigadier
Executive Commissioner

3282

BTH

Ref: 3604/80

9 May 1946.

My dear Mr. Tittman,

I have to acknowledge with thanks receipt of your letter dated 3 May 46, regarding Niccolis Valentino.

The information has been passed to the appropriate authorities.

Yours very truly,

A. W. Kalsely.

ALAN W. KRISHLEY
Captain.

Harold H. Tittman Esq.
Assistant to the Personal Representative
of the President of the U.S.A. to
His Holiness the Pope

2, Via Boncompagni, Rome.

3281



UNION OF SOUTH AFRICA
SOUTH AFRICAN LEGATION

PLAZA DE LA INDEPENDENCIA, 27
TELEFONO 480 480

ROMA

R. 43/2

Via Roma Orientale 115,

80122

5th May 1946

My dear Maurice,

Many thanks for your letter of yesterday and for the help you have personally given in this matter of the arrest of I.W. SPANGLER. Bruce Anderson has reacted to me the result of a conference yesterday with you, Colonel Byo, Colonel Hannaford and Major Dellmann, and I have immediately agreed to the suggestion, to relieve the impasse, that this man be released on the authority of the Commission to be conveyed to the Italian Quarters, and that he be held in custody in this location pending an investigation of the charges in which he is involved, unless custody can be arranged elsewhere to the satisfaction of the Public Safety Division, but in any case I must press that he be immediately released from the deplorable conditions prevailing in the Regina Coeli prison.

I gather this morning that there is a further hitch regarding his immediate release, which I should be grateful if you would discuss with Colonel Willhouse and endeavour to solve.

I enclosed two copies of an official letter to your Commission, which I feel bound to write in view of the Italian Authorities' official notification to me. I am certain that my Government will later take official cognizance of what has happened and demand a report from me, and I am therefore anxious to get the facts regarding this case officially established now.

Yours sincerely,

Paul Henry

370

My dear Maurice,

Mary thanks for your letter of yesterday and for the help you have personally given in this matter of the arrest of L.W. STANLEY. Bruce Anderson has reported to me the result of a conference yesterday with you, Colonel Byo, Colonel Harnsford and Major Dillman, and I have immediately agreed to the suggestion of the Commission to be conveyed to the Italian Questura, and that he be held in custody in this Legation pending an investigation of the charges in which he is involved, unless custody can be arranged elsewhere to the satisfaction of the Public Safety Division, but in any case I must press that he be immediately released from the deplorable conditions prevailing in the Regina Coeli prison.

I gather this morning that there is a further hitch regarding his immediate release, which I should be grateful if you would discuss with Colonel Lillhouse and endeavour to solve.

I enclose two copies of an official letter to your Commission, which I feel bound to write in view of the Italian Authorities' official notification to me: I am certain that my Government will later take official cognizance of what has happened and demand a report from me, and I am therefore anxious to get the facts regarding this case officially established now.

Yours sincerely,

Raula Keston

Brigadier Maurice Lush, C.B., C.B.E., L.C.,
Executive Commissioner,

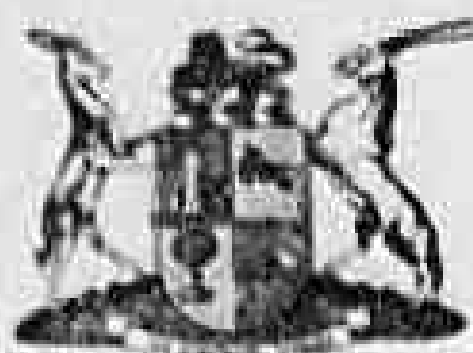
ALLIED COMMISSION HEADQUARTERS,
Via Veneto,
ROME.

3281

See 377

See Ministry

(end)



SUID AFRIKAANSE GESANTSKAP
SOUTH AFRICAN LEGATION

R. 53/2

Via Barnaba Oriani 115,

ROME 8th May 1946

The Executive Commissioner,
Headquarters Allied Commission,
Via Veneto,
ROME.

Case of L. W. SPANGENHOL - U.D.F. ex-soldier.

.....
Attached is a copy of an intimation from the Questura
just received by me regarding the imprisonment of the above-
mentioned "following a denouncement made by the Allied Screening
Commission": this is the first official intimation this Legation
has received of action against this British subject and Union National.

I shall be glad to be informed of the charges on which he
has been arrested, and, secondly, I shall also appreciate an expla-
nation as to why this Legation was not consulted before the case
was handed over by the Commission to the Italian Police for action.

J. H. Meer

OFFICIAL REPRESENTATIVE
FOR THE UNION OF SOUTH AFRICA

See 121

3279

7th May 1946.

366

Thank you for your letter of even date which I have discussed with Mr. Bruce Anderson and Colonel Rye of the Public Safety Sub-Commission. Spangenthal is held by the Questuro of Rome on a denouncement made by the Allied Screening Commission, under Italian law. I understand from Mr. Anderson that your Legation is prepared to guarantee his appearance before the Questuro at any time until the charge is tried or dismissed. In the present circumstances I feel bound to consult the Allied Screening Commission with regard to further charges which I understand are to be brought against Spangenthal before taking further action in regard to his release on bail which is, in fact, entirely a matter for the Italian authorities to decide. You will, however, understand that the Italian authorities regard a denouncement by the Allied military authorities as an obligation on their part to keep him in custody if so urged.

I have given instructions to the Public Safety Sub-Commission to take immediate steps with the Questuro and the prison authorities to ensure that his present conditions are ameliorated and Colonel Millhouse and Mr. Anderson will visit the prison to see that this is carried out to Mr. Anderson's satisfaction. I will immediately examine the question of his release on bail and will let yourself or Mr. Anderson know about this at the earliest possible moment.

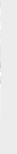
Major-General Frank Theron, CBE, DSO, MC,
South African Legation,
Via Barnaba Orlandi 115,
ROME.

See M 363

See 369

3272

2



BUID AFRIKAANSE LEAGION
SOUTH AFRICAN LEAGION

0806057 280927Z
OZZA OULYNN ENZY ZE
ZY ZNZN ZB NCHU UDO AZZV.O

FROM A

741 643941

1994 May 1245

REC'D: 7/2/11
7/2/11

My dear Maurice,

With reference to my conversation with you last night regarding the South African L.E. Spangenthal, who is held in the Regina Cocks by the Italian authorities at the instance of the Allied Commissioners, I confirm my request that you kindly enquire why he was arrested without reference to this location.

I have seen the dossier of the case as presented to me by Major Dellman of the Allied Screening Commission, and agree that the suspicions appear to be substantial and that his movements should be restricted pending a thorough investigation of the case, which I understand is now in progress, but I do urge that the conditions of his incarceration should be immediately improved - a member of my staff who visited the prison yesterday gave me an eye-witness account of really shocking conditions prevailing there, which certainly would not be tolerated in either a British or South African prison and especially in regard to a prisoner awaiting trial.

I suggest that Colonel Millhouse and Mr. Anderson of my staff collaborate and devise some means to improve **his** conditions. I urge for consideration that he be released on condition of reporting daily either at the Allied Screening Committee or some authority nominated by them, as his movements could thus be controlled, and also by continued retention of his passport and letters of credit, which I gather were taken from him by the Allied Screening Committee at the time of his arrest.

If security conditions, however, demand his continued detention, I must ask that his living conditions be improved immediately.

Box 2-3 Sample result

А. П. Шенников

With reference to my conversation with you last night regarding the South African L.W. Spengenthal, who is held in the Regina Coeli by the Italian authorities at the instance of the Allied Commission, I confirm my request that you kindly enquire why he was arrested without reference to this Legation.

I have seen the dossier of the case as presented to me by Major Dollman of the Allied Screening Commission, and agree that the suspicions appear to be substantial and that his movements should be restricted pending a thorough investigation of the case, which I understand is now in progress, but I do urge that the conditions of his incarceration should be immediately improved - a member of my staff who visited the prison yesterday gave me an eye-witness account of really shocking conditions prevailing there, which certainly would not be tolerated in either a British or South African prison and especially in regard to a prisoner awaiting trial.

I suggest that Colonel Milibouse and Mr. Anderson of my staff collaborate and devise some means to improve his conditions. I urge for consideration that he be released on condition of reporting daily either at the Allied Screening Commission or some authority nominated by them, as his movements could thus be controlled, and also by continued retention of his passport and letters of credit, which I rather were taken from him by the Allied Screening Commission at the time of his arrest.

If security conditions, however, demand his continued detention, I must ask that his living conditions be improved immediately.

Believe me,

Yours sincerely,

Paul Meier

Brigadier Maurice Lumb, C.B., C.R.E., M.C.,
Executive Commissioner,
ALLIED COMMISSION,
Via Veneto,
ROME.

367
per

4281

TRANSLATE /PS.

365
10

Ref. 08364/15 Str. A. 12.

ROME, 3rd May 1946.

R. QUESTURA DI ROMA
(POLICE HEADQUARTERS)

re Luigi SPANGENTIAL, son of Hugo and Elisabeth Vinkler, born
in Berlin 23.5.1916 - citizen of South Africa.

TO THE SOUTH AFRICAN LEGATION,
ROME.

It is our duty to inform the South African Legation
that following a denouncement made by the Allied Screening
Commission in Italy, this Office has today arrested the South
African citizen SPANGENTIAL, Luigi, who is accused of fraud.

(Signed) Ciro Verdiani

(IL QUESTORE)
COMMISSIONER OF POLICE

3276

THE PERSONAL REPRESENTATIVE OF THE
PRESIDENT OF THE UNITED STATES OF AMERICA
TO HIS HOLINESS THE POPE

2, via Boncompagni, Rome.

May 3, 1946.

MAY 3 1946

Dear Captain Knisely:

We have received a Note from the Secretariat of State of the Holy See, dated April 26, 1946, requesting us to inform the appropriate authorities that Micolis Valentino, stated to have been born at Velika Loka (Lubiana) on December 13, 1922, whose parents are described as refugees from Yugoslavia since 1942, is reported to have been arrested about January 1, 1946 and to have been condemned to death by a Yugoslav Tribunal at Novomesto, Lubiana, "solely on the grounds of his opposition to Communism".

The foregoing is submitted for the information of your office and such other Allied authorities as might be interested.

Sincerely yours,

Harold H. Tittmann

Harold H. Tittmann,
Assistant to the Honorable Myron C. Taylor.

Captain Alan W. Knisely,
Liaison Division,
Headquarters Allied Commission,
Rome.

3277

3604 81

365

10 April 1947

my dear Brigadier,

a friend of mine has a sister
(English) married to an Italian,
named Romanelli. She has
approached me to see if anything
could be done to prevent her
husband being victimised.

I replied that if she cared to put
the matter into writing I would
forward the letter to you, because
Allied Commission was the only
channel of which I was aware.

I did not however hold out any
hope as I do not know

3284

(10/1/47)

See M 331

nor the facts of the case.
I enclose her two letters in case
any ~~note~~ "démarche" is possible.

Life at Eton has not changed
at all except that it is extremely
hard to maintain the necessary
house-hold staff. I have slipped
back into the job, as though I were
getting onto a bicycle again or
diving into water and swimming
off.

None-the-less in many ways
I wish I could have stayed on
in A.C. I did enjoy it all so.

Please remember me to Diana
and to Tomlin if he is still with you.
Yours ever
Hubert Hartley

Tel. Penn 3238

The Orchard, Penn, Bucks

April 16, 1946

Dear Mr. Hartley,

I enclose a letter which you may like to forward to Brig. Lush. I should be very glad to talk to him when I go back to Italy as I hope to do early in May, unless I am detained for an operation to the knee of my daughter. In that case perhaps Romano could see him if he is to be found in any get-at-able part of Italy. I hear the railways are threatened with stoppage for lack of coal.

My mother and Ruth would be so pleased if you could both

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

come over & see us before the beginning of next half. Perhaps
you would telephone when you see a possibility of doing so

Yours sincerely,

Dorothy Remailler

Can P.S. check on him?

The Orchard
Penn
Ducks

363A

April 16, 1946

HS / 1/5

Dear Mr. Hartley,

My husband, Romano Romanelli, is accused by the Commissione d'Epurazione of being a profiteer of the fascist regime because he was a member of the Italian Academy and he made several statues for Mussolini and his government. The Academy, as all know, was not a political body but a representative body of the best brains of the country, each representing his particular branch of intellectual activity. Romanelli's fame was established before the fascist regime came into existence, and had he never been a member of the academy, he would still have been a great and well-known artist with a brilliant career. He was elected to the Academy simply and solely for his artistic ability without this election having been solicited in any way by him. As an artist he naturally accepted any commission that came his way if it was a work he liked doing, provided the whole transaction was honest and above board. Many he turned down because he suspected they involved dishonest dealing or he considered the expense was not justified on the part of the body offering the commission. Romanelli never held any political or official position. He disliked Mussolini's policy after the Ethiopian war and never hesitated to say so, and for his outspoken words he was several denounced to Scorza. In 1943 there was a warrant of arrest out against him and he had to hide as I was warned he would be shot if they got him. It is a curious situation in which he now finds himself, persecuted by the present regime and threatened with the

-2362

expropriation of most of his property after having been persecuted and threatened with death by the former. It would certainly be most unjust were sanctions taken against him who has never done anything but work honestly and modestly to the best of his ability, never having solicited work from the government and never having taken advantage of the political situation. I would ask Brigadier Lush to exert his influence to have my husband discriminated and exonerated from any blame and left in peace to own and administer any and all of his property. He has already been discriminated by the Academy of San Luca and the academies of the Art of Drawing and of the Medal. and he has retained his seat of sculpture at the University of Florence.

Many grateful thanks for anything you may be able to do,

Yours sincerely

Dorothy Romanello

HEADQUARTERS ALLIED COMMISSION
Civil Affairs Section
APO 394

178/DC

27 April 1946

SUBJECT : Glandestine Casinos.
TO : The Chief Liaison Officer,
Liguria.

1. With reference to your letter to the Executive Commissioner dated 27th March, in which you mention the question of the closing of Casinos which are opening in Liguria.
2. Under Royal Law Decree No. 356 dated 27th April 1938, Casinos in Italy may be permitted to operate under the authority of the Ministry of Interior through the local Prefect in the vicinity of pleasure resorts where the population does not exceed 200,000. Such permission is sparingly given and strict regulations have to be observed.
3. Dr. Ferrari, the Director General of P.S., has been consulted. He states that the whole question of licensing Casinos is now under consideration by the Council of Ministers. Meanwhile no action is being taken against those already open.
4. It will be appreciated that this is a matter for the Italian Government, and is no concern of the Allied authorities unless Allied interests are jeopardized.

H. GARD, Brigadier
VP CA Section.

Copy to:- 180/DC.

3270

PA

3604

360

HEADQUARTERS
ALLIED COMMISSION
Liguria Liaison Group
CMF APO 394

27th March, 1946.

DO/26

Dear Brigadier,

I am sorry that I did not have the pleasure of seeing you when you toured the North, but hope on the next occasion you will visit us.

Elections. Reports regarding the elections have been sent in, but as I doubt whether you see them, the main points are:-

- a) Complete calm.
- b) Adequate police arrangements.
- c) Very noticeable number of women who went to the Poll.

Casinos. The question of clandestine casinos is now becoming a serious problem. One has been running at PORTOFINO for some time. This is situated on the top of the hill overlooking the sea and is only accessible by automobile as it is much too far to walk up from the Railway. Within the last month another has been opened at ALASSIO. BORDINERA is shouting for a casino and the latest rumour is that an additional clandestine casino is being opened in the S. MARGHERITA - RAPALLO area, which as you know, is almost on top of PORTOFINO.

May some action please be taken in order that these "gambling joints" which call themselves "Casinos" be closed as soon as possible.

The general opinion in most of the Communes appears to be that if they can have a casino, clandestine or otherwise, work will be found for everybody, and all the municipal taxes would be paid by the casino. ("Nice work if you can get it")

I have discussed this matter fully with the Public Safety Officers, who are in full agreement that these clandestine casinos should be closed at once.

Brigadier M.S. Lush, C.B., C.B.E., M.C. Yours sincerely,
Executive Commissioner,
Allied Commission.

Copy to:- 3604/30

3269

Translation

/rl

11626

IL MINISTRO DELLA REAL CASA

-1-1-1-1-

Rome, 26 April 1946.

APR 30 1946

Dear Brigadier,

Following previous similar communications made to Admiral Stone, I am sending the enclosed note from the Real Distretto di Casale di Castelporziano.

I trust you will give the matter your personal attention, and do everything possible to avoid a repetition of this inconvenience.

Thanking you, I take the pleasure of sending you my cordial salutations

/s/ E. Lucifero
Ministro della Real Casa

To : Brig. General LUSH
Allied Commission,

R O M E

E. C. DIST - 30 Apr.

Action : C. A. Luc. (2)
Info : c c
E c

(AE)

3268

16

(CAPT X)

358

FROM THE ROYAL ESTATE OF CASTELPORZIANO

It is brought to notice that some of the Allied Military in the adjacent Estate of the Comune of Rome, have to-day fired several rounds of market shot, in the direction of the Royal Estate of Castelporziano, to the peril of the Guardians and the authorized hunters of the region of Grotta di Piastra.

Rome, 24 April 1946.

3267

HEADQUARTERS ALLIED COMMISSION
Public Safety Sub-Commission
APO 394

Tel: 489081-502

AC/14318/PS

26 April 1946
APR 26 1946

SUBJECT : Eugenio VENTURA.

TO : "A" Branch, G.H.Q., C.M.F.

1. Reference our letter of 2 April 1946.
2. May a reply be expedited please.

AHE/tm

W. J. Bye
E. J. BYE, Colonel
Acting Director.

(Capt K)

3268

3/24 91
Ref.A.C./4075/L.

19 April 1946

APR 19 1946

342

Dear Sir D'Arcy,

In answer to your letter no. 5/18/46 of 14th March 1946, I have been able to obtain the following information in the case of Professor Carlo Mallia.

It would appear from reports from my liaison officer in Milan that Carlo Mallia is one of the most "Sought after" war criminals and that he is still at large. He and his family were protected and hidden by various monasteries during the time of their search by the British Police.

The family was arrested by direct order of G-2 AFHQ and any release, even of temporary nature, would need their agreement.

Mrs Mallia and her son and daughters are at Terni Internment camp and the Commanding Officer of the Camp is now taking up their case with G-2 AFHQ.

M. S. LUSH

Sir Francis D'Arcy Godolphin Osborne, KCMG,
His Britannic Majesty's Ambassador
to the Holy See,
British Legation
Rome

Copy to: E. Bow ✓

MA
3265

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

785017

ACTION

29/4
BU
with
14m report
CCO
29/4
H.C.

3604

EX

Essex

365

AUSC/36

APRIL 18 1945

172141

APRIL 18 1945

URGENT

TO: THE SECRETARY

RE: THE ITALIAN ARMY CAMP

APR 19 1945

RESTRICTED

RESTRICTED

2200 hrs 16 April 45 theft of quantity handgrenades, explosives, Italian Army
camp recovered munitions Ponte Ronca, Sole Freedom Bologna (Italy 1,200,000
lbs) responsibility local artillery Command. 10 armed men with truck held up
marasciallo and civilian guard on duty. Guard escaped called 1000. Shooting
followed. Marasciallo murdered. No trace of thieves or munitions. vehicles.
Report follows.



AC 1257

ACTION - P 1257 BY SC 2

INFO - CHIEF COMMISSIONER

C. A. 1257

EX 1257

FILE 2

FILE 1

RESTRICTED

3264

(CAPT X)

De

3604

EC

354

IL MINISTRO DELLA REAL CASA

No. 32219

Rome, 30 March 1946.

Dear Admiral,

I am sending you an appeal addressed to H.R.H. the Luogotenente Generale by Signora Assunta Cipollone of Chieti (Piazza Garibaldi, 5) who is asking for the release of her son Armando Giulio, age 16, who running from home in April 1945, is still working as a driver with an Officer of the Polish Police Force in Bologna.

Signora Cipollone wants her son to return home immediately.

I have been requested by the Luogotenente to submit the appeal to you.

I am very grateful for what you will be able to do for this poor mother.

Will you please inform me of any progress made on the matter.

With my best regards

Yours sincerely

/s/ Lucifero

E.C. DET - 9 April

(GR)

Action: C.A. Sec (2)
Info: C.C.
E.C.

To: Admiral Sir John S. S. S.
Chief Commissioner, A.C.

ROME

(COPY K)

3263

353

TO : H.R.H. UMBERTO OF SAVOIA
Luogotenente Generale del Regno

R O M E

The undersigned Assunta CIPOLLONE of Chieti,
5 Piazza Garibaldi, makes the following statement:

On April 3rd, 1945, my son Armando Giulio, aged 16,
disappeared from home, and no news of him could be
had.

After many investigations, conducted by his
father, who is a Maresciallo of the CO.RR. now serv-
ing in Chieti, (he was in Africa for 8 years) we have
heard that the boy is the driver of an Officer of the
Polish Police in Bologna.

We asked the Polish Command to send the boy
home immediately as he was under age and was working
without the consent of his parents, who wanted him
to study.

The Polish Command has not given a satisfactory
answer, though it was not denied that the boy is work-
ing for them. The boy himself told one of my married sisters
he is working with an officer as driver and interpreter.
He also said that according to the orders of Polish Police
Force, he is forbidden to write home.

It is impossible to think that in the XX Century
a boy, under age, should be abusively detained by any
Unit, against the will of his parents. I therefore beg
your R.H. to contact the Allied Headquarters and the
Ministry of War for the release of my son.

With many thanks

/s/ Cipollone Assunta

Piazza Garibaldi No. 5

Chieti, 23 Feb. 1946
(GR)

CHIETI

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

ACT 1001

1 g pot 23/4 ~~12/4~~
B 0 29/4
H.C.

3604 ~~4477~~ 6
APR 3 1945 352

Ref: AG/14318/23

2 April 1945.

SUBJECT: Eugenio VENTURA.

TO : "A" Branch,
G.H.Q., C.M.F.

1. On 8th March the Minister of Foreign Affairs of the Italian Government reported to the Chief Commissioner that a Mr. Eugenio VENTURA, an antique dealer of FLORENCE, had been arrested in FLORENCE and was being kept in custody pending his removal to PARIS by the Allied authorities.
2. The Minister of Foreign Affairs protested against this action in the attached letter.
3. On my instructions the Public Safety Sub-Commission sought information from you and elicited the following:
 - (a) that VENTURA was listed in the United Nations war criminals list and was taken into custody for this reason;
 - (b) that the "French military authorities" mentioned in the Foreign Minister's letter are members of the French War Crimes Commission in ITALY;
 - (c) that VENTURA was a French national and that he was at present in British custody in FLORENCE.
4. On this information a letter was prepared for the Minister of Foreign Affairs stating that in view of the facts described above and in view of the obligation of the Italian Government to hand over war criminals, Mr. VENTURA could not be released.
5. Before actually despatching the letter I again instructed that confirmation be sought as to whether Mr. VENTURA was actually on the war criminals list or not. I am now informed by your Section that he is not on the war criminals list but has been arrested in accordance with policy laid down by the C.C.S.
6. In order to enable me to reply to the Italian Government I should be glad to know what this policy is and by what right Mr. VENTURA, a French national in territory under the Italian Government, has been arrested by Allied military authorities without apparently any reference to the Italian Government.

For the Chief Commissioner:

Copy to: Chief Commissioner.
Exec. Commissioner.

357
M B LISH
Brigadier, 3261
Executive Commissioner.

(1007X)

MINISTERO DEGLI AFFARI ESTERI.
Il Segretario Generale.

4514 96
3604
COPY.
rough Translation.

No. 16/7609/13.

Rome, March 8th, 1946.

Dear Admiral Stone,

A report has been received from Florence by the "Reali Carabinieri" stating that on March 4th inst. at 12 noon the French military authority, with the British Police assistance, have proceeded to arrest Mr. Eugenio VENTURA, an antique dealer, and that same is now under guard in a private hospital, pending his removal to Paris by Allied Authorities.

I have reason to believe that Mr. Ventura's arrest is related to the finding and the seizure by the Italian Authorities, following information supplied by the Allied Commission Monuments and Fine Arts Sub-Commission, of nine pictures by French painters, presumed to have been illegally removed by the Germans and which were found in Mr. Ventura's possession. This matter has been for some time the subject of correspondence between this Ministry and the French Embassy in Rome, which has been informed that said paintings will be returned to the French Government as soon as the latter has furnished proof that the paintings in question were a part of French collections. On the other hand the proper Italian Authorities are investigating Ventura's actual responsibilities and there is no doubt that they will proceed in the matter according to the provisions of law and rigorously.

In view of the above, I am obliged to point out that:

1st - In accordance with provisions of International law as established by custom and usage, the power of punish vested in the Occupation authorities with regard to the occupied State's citizens, only concerns occurrences during the occupation and dangerous to the security of the occupying forces, omitting former occurrences and facts having no connection with the occupation;

2nd - According to the terms of the Armistice between the United Nations and Italy, the enforcement of rights of occupying power is attributed to the Allied Commander-in-Chief and does not belong - separately - to the French armed forces;

3rd - In provinces returned to Italian administration, the Allied Armed Forces' power to undertake arrests may be implemented only toward persons who have accomplished actions or crimes to the damage of same Allied Armed Forces;

3260

illegally removed by the Germans and which were found in Mr. Ventura's possession. This matter has been for some time the subject of correspondence between this Ministry and the French Embassy in Rome, which has been informed that said paintings will be returned to the French Government as soon as the latter has furnished proof that the paintings in question were a part of French collections. On the other hand the proper Italian Authorities are investigating Ventura's actual responsibilities and there is no doubt that they will proceed in the matter according to the provisions of law and rigorously.

In view of the above, I am obliged to point out that:

- 1st - In accordance with provisions of International law as established by custom and usage, the power of punish vested in the Occupation authorities with regard to the occupied State's citizens, only concerns occurrences during the occupation and dangerous to the security of the occupying forces, omitting former occurrences and facts having no connection with the occupation;
- 2nd - According to the terms of the Armistice between the United Nations and Italy, the enforcement of rights of occupying power is attributed to the Allied Commander-in-Chief and does not belong - separately - to the French armed forces;
- 3rd - In provinces returned to Italian administration, the Allied Armed Forces' power to undertake arrests may be implemented only toward persons who have accomplished actions or crimes to the damage of same Allied Armed Forces;
- 4th - Even if Ventura's alleged act could be included in those cases in which the Allied Forces have maintained powers of undertaking arrests, Ventura should be judged by the Italian judicial authority, unless the Allies deem it is a case to be submitted to their military courts in Italy, which - though conforming to their own procedure - apply Italian Laws;
- 5th - Ventura's extradition cannot take place because it is contrary to provisions of Italian laws as well as to the terms of the Italo-French extradition agreement of May 12th, 1870, excluding extraditions of citizens of the respective countries. Nor does the Armistice convention depart from such rule.

It is our viewpoint on the question that Mr. Ventura, instead of being transferred to France, should be handed over to the Italian Authorities which alone have jurisdiction in the matter.

-2-

I am convinced, dear Admiral Stone, that you share such opinion and that, accordingly, you will issue suitable instructions to the proper Allied authorities.

I shall be very grateful to you if you will kindly keep me informed as to your action in the matter, and I avail myself of this opportunity, dear Admiral Stone, to convey to you the expression of my friendliest greetings.

~~XXXXXXXXXXXX~~

Very sincerely yours,

(Sgd) H. PERIAS.

350
FHT/eb

Ref: 3604/350/21

30 March 1946

SUBJECT: Franco - Italian complaints.

TO : Italian Ministry of Foreign Affairs.

341
Reference your 6/1123/510 of 9 March 1946.

It is advised that representations should be taken up direct with the French Embassy in this case.

No previous action by Political Section A.C. has been recorded on our files.

FOR THE CHIEF COMRADE NER

P. H. TUNNARD

Brigadier
Executive Commissioner

see 341
3259.
PA 30
9/11/3

785017

349

PHX/eb

Ref: 3604/349/10

28 March 1946

SUBJECT: Release of imprisoned family - Mallia -

TO: Legal Sub Commission

342

The attached letter is forwarded for your attention.

Could this office be informed of what reply may be given to the British Legation to the Holy See.

E. J. C. L.

Brigadier
Executive Commissioner

342

Encl: ltr 5/10/46 fr Mr. Legat. Holy See of 14 March 1946

3258

ly

3604
MEMORANDUM 3604/EL

TO : CA Section
(Attn: Public Safety S/C)

348
27 March 46.

Letter from Avv. Comm. Ettore Botti dated 18 Feb 46, and translation, is attached. Your files Nos. 520.1 and 550.1 are returned herewith.

We spoke (Lt. Col. McCleary - Capt. Ellis) regarding Prignano, one time Director General of the Naples. They urge us to be good enough to let him know what the present position is regarding this man and, if he happens to be cleared of all charges in the Italian Courts, whether it is possible for him to be released from Allied custody.

I shall be glad to hear from you in due course.

F. H. McCleary

Chief Staff Officer,
To the Executive Commissioner.

Incls: Letter as stated,
with translation.
File 520.1.
File 550.1.

3257 -

3604

MAR 25 1946

346

ACFEP HQ ALCON

22 MARCH 46 12.30 hrs

ASG UBINE

345

2031

UNCLASSIFIED

SUBJECT IS UBINE PRISON PD

UD1/RSO/1/A of 21 Apr

PARA ONE PD REFERENCE YOUR URGENT DOG ITEM SLANT PETER SUGAR OBCE
SLANT ONE SLANT ABLE DATED TWO ONE MARCH FOUR SIX PD
PARA TWO PD MINISTRY INFORMED AND WILL EXPEDITE REPLACEMENT OF
GUARDS AND PROVISION OF UNIFORMS PD

Internal Distribution:

- Chief Commissioner
- Executive Commissioner

ROUTINE

Public Safety S/C

P.J. WILSON, Lt. Col.

G. J. 3358
CWO USA
Asst Adjutant.

PA
E

AWB
385
(CART 1)

3604
UDI/PSO/1/A
MAK.211200

E. J. Conner
H/1022
MAR.220900
ROUTINE

AMG UDINE
HQ ALCOM FOR PUBLIC SAFETY SUB COMMISSION

UNCLASSIFIED.

Udine Goal. Further unrest reported. New director has no faith
in any of present guards. Can Ministry be urged to expedite
replacements and provision of uniforms.

AC DIST

ACTION P. SAFETY
INFO CHIEF COMMISSIONER
EX COMM
FILE 2
FLOAT



see 346

see 346

3255

(346)

SECRET

AF 371.2

73

AF 371.2 -G

ALLIED FORCE HEADQUARTERS:Auth: SACST
APO 512

3604 96 5088 344

.....
: **SECRET** :
: Initial :
: Date 19 March 1946 :
:

ExComm

SUBJECT: Policy and Procedure for Security Arrests.

MAR 21 1946

TO :

- General Officer Commanding, VIII Corps
- General Officer Commanding, Second District
- General Officer Commanding, Third District
- Commanding General, 88th Infantry Division, APO 88
- Commanding General, Home Area Allied Command, APO 794
- Commanding Officer, Peninsular Base Section, APO 782
- Commanding Officer, Navies Air Forces General Depot, APO 588
- Commanding Officer, Headquarters Command, MICUSA, APO 512
- Commanding Officer, Baginold Railhead, APO 782
- President, Allied Commission, APO 374

2. Reference is made to letter, this headquarters, File 371.2 DRI-C, subject as above, dated 13 March 1946.

4. All addressees will substitute the attached Appendix "B" for Appendix "B" to letter referred to above.

3. All copies of Appendix "B" will be destroyed by burning.

BY COMMAND OF LIEUTENANT GENERAL MCGRAW:

343 Done All

Done All 2/3

335

3254 PA

RAIFH G. HILARY
Colonel, AGO
Acting Adjutant General

1 Incl
Appendix "B"

Cancelled

See 428 V.I.I

Distribution and
storage side.

(Capt X)

SECRET

SECRETRef, File No 371.2 -C,
dtd 19 Mar 46.DISTRIBUTION:

OGC III Corps.	1 - 10
OGC 2 District.	11 - 20
OGC 1 District.	21 - 30
OGC 10th Division.	31 - 40
OGC 1st.	41 - 50
OGC 2nd.	51 - 60
OGC 3rd.	61 - 70
OGC 4th.	71 - 80
OGC 5th.	81 - 90
OGC 6th.	91 - 100
OGC 7th.	101 - 110
OGC 8th.	111 - 120
OGC 9th.	121 - 130
OGC 10th.	131 - 140
OGC 11th.	141 - 150
OGC 12th.	151 - 160
OGC 13th.	161 - 170
OGC 14th.	171 - 180
OGC 15th.	181 - 190
OGC 16th.	191 - 200
OGC 17th.	201 - 210
OGC 18th.	211 - 220
OGC 19th.	221 - 230
OGC 20th.	231 - 240
OGC 21st.	241 - 250
OGC 22nd.	251 - 260
OGC 23rd.	261 - 270
OGC 24th.	271 - 280
OGC 25th.	281 - 290
OGC 26th.	291 - 300
OGC 27th.	301 - 310
OGC 28th.	311 - 320
OGC 29th.	321 - 330
OGC 30th.	331 - 340
OGC 31st.	341 - 350
OGC 32nd.	351 - 360
OGC 33rd.	361 - 370
OGC 34th.	371 - 380
OGC 35th.	381 - 390
OGC 36th.	391 - 400
OGC 37th.	401 - 410
OGC 38th.	411 - 420
OGC 39th.	421 - 430
OGC 40th.	431 - 440
OGC 41st.	441 - 450
OGC 42nd.	451 - 460
OGC 43rd.	461 - 470
OGC 44th.	471 - 480
OGC 45th.	481 - 490
OGC 46th.	491 - 500
OGC 47th.	501 - 510
OGC 48th.	511 - 520
OGC 49th.	521 - 530
OGC 50th.	531 - 540
OGC 51st.	541 - 550
OGC 52nd.	551 - 560
OGC 53rd.	561 - 570
OGC 54th.	571 - 580
OGC 55th.	581 - 590
OGC 56th.	591 - 600
OGC 57th.	601 - 610
OGC 58th.	611 - 620
OGC 59th.	621 - 630
OGC 60th.	631 - 640
OGC 61st.	641 - 650
OGC 62nd.	651 - 660
OGC 63rd.	661 - 670
OGC 64th.	671 - 680
OGC 65th.	681 - 690
OGC 66th.	691 - 700
OGC 67th.	701 - 710
OGC 68th.	711 - 720
OGC 69th.	721 - 730
OGC 70th.	731 - 740
OGC 71st.	741 - 750
OGC 72nd.	751 - 760
OGC 73rd.	761 - 770
OGC 74th.	771 - 780
OGC 75th.	781 - 790
OGC 76th.	791 - 800
OGC 77th.	801 - 810
OGC 78th.	811 - 820
OGC 79th.	821 - 830
OGC 80th.	831 - 840
OGC 81st.	841 - 850
OGC 82nd.	851 - 860
OGC 83rd.	861 - 870
OGC 84th.	871 - 880
OGC 85th.	881 - 890
OGC 86th.	891 - 900
OGC 87th.	901 - 910
OGC 88th.	911 - 920
OGC 89th.	921 - 930
OGC 90th.	931 - 940
OGC 91st.	941 - 950
OGC 92nd.	951 - 960
OGC 93rd.	961 - 970
OGC 94th.	971 - 980
OGC 95th.	981 - 990
OGC 96th.	991 - 1000

EXPLANATION:

OGC 1st.	135 - 136
OGC 2nd.	137 - 138
OGC 3rd.	139
OGC 4th.	140

SECRET

342

C O P Y

British Legation to the Holy See
Rome,

14th March, 1946

5/18/46

My dear Brigadier,

The Vatican asks for my intervention in the case of the family of a Professore Carlo Mallia, a Maltese who opted for Italian nationality in 1938, and who is now wanted by the British Police.

It is stated that his son has been arrested in Milan, and that subsequently, on 19th January, 1946, the Professor's wife and two daughters were also arrested by the British Military Police.

The Secretariat of State request that the female members of the family might be released from custody, and permitted to return to their home in Rome, 8 Via Montanelli, where they could still remain under the supervision of the local British police.

Perhaps you will be kind enough to review this appeal which has my support.

Yours sincerely,

s/illegible

Brigadier Maurice S. Lush, C.B.E., M.C.
Allied Commission

see 349

Lu F - 356

3253



Ministero degli Affari Esteri

Bois

6/1123/510
1946

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: France - Italian complaints.

338.

1. Reference is made to this Ministry memorandum n. 6/988/418 dated November 8th, 1944.

2. The Ministry of Foreign Affairs should be grateful to the Allied Commission if they would apprise this Ministry whether representations were made by the Allied Authorities with the competent French Authorities in connection with the cases under reference, and, if so, of the results of such representations. A

Rome, March 9th, 1946



see 350

3252

[Signature]

*ay
(ct)*

2 COPY

n. 4/115/54

RECHERCHES POUR LES POLITIQUES INTERNES P. A. C.

With reference to the Aide-Memoire n. 6/1112/475 of November 26th, 1944, the Ministry for Foreign Affairs has to inform that, according to data in their possession, the arrests of the Italian citizens Tassotti and others were made by persons belonging to the 2nd French Bureau and that the French Military Justice had taken charge of the proceedings.

All the men were arrested in Rome, and in particular Mr. Tassotti was sought for at his residence in Via Niccolò III n. 2, and arrested in the factory of the Firm Belovna in via S. Teodoro n. 41.

All the above mentioned individuals were kept in custody for a certain period of time in the barracks of the 81^e Fanteria in via Legnano, and taken to Naples and from there to Algiers, where they still are.

Rome, January 11th, 1945.

339

380

of November 25th, 1941, the summary of November 25th, 1941, the summary to inform that, according to data in their possession, the arrests of the Italian citizen Tassotti and others were made by persons belonging to the 2nd French Bureau and that the French Military Justice had taken charge of the proceedings.

All the men were arrested in Rome, and in particular Mr. Tassotti was sought for at his residence in Via Niccolò III n.2, and arrested in the factory of the Firm Bologna in via S. Teodoro n.41.

All the above mentioned individuals were kept in custody for a certain period of time in the barracks of the 81st Fanteria in via Legnano, and taken to Naples and from there to Algiers, where they still are.

Rome, January 11th, 1945.

3251

C O P Y

n.6/1133/475

CONFIDENTIAL

For the personal attention of Mr. SCHOTT.

A I D E - M E M O I R E

338
The Italian citizens TASSOTTI, BOCCABELLA, MARCA and SCARFING (Ref. memorandum n.6/968/419 of November 9th) were arrested by the French Military Authorities in Rome under the charge of having attempted to break open a safe belonging to the French Embassy.

This attempt would have been carried out a few years ago (before the war).

Further details are not known to the Ministry.

It is to be emphasized again, however, that this offence can, in any way, be judged exclusively by Italian Tribunals.

Rome, November 28th, 1944.

A I D E - M E M O I R E

338
The Italian citizens TADICOTTI, BOCCA BILLA, MARCA and SCARFINO (Ref. Memorandum n. 5/988/418 of November 9th) were arrested by the French Military Authorities in Rome under the charge of having attempted to break open a safe belonging to the French Embassy.

This attempt would have been carried out a few years ago (before the war).

Further details are not known to the Ministry.

It is to be emphasized again, however, that this offense can, in any way, be judged exclusively by Italian Tribunals.

Rome, November 28th, 1944.

3250

C O P Y

n.3/988/418

MEMORANDUM FOR THE POLITICAL SECTION A.C.

337.

Reference is made to memorandum n.3/370/297 of October 3rd, 1944, concerning the Italian citizen Nazario TASSOTTI, who was arrested by the French Military Authorities, charged with an offence that he would have committed in Rome before the war.

Information has now reached this Ministry that the French Military Authorities have also arrested the following Italian citizens:

1. Riccardo BOZZABELLA
2. Raffaele MANCA, n.c.o. of the Reali Carabinieri (Maresciallo Maggiore)
3. Vitaliano SCARPINO, n.c.o. of the Police Corps (Maresciallo ordinario).

Said persons, arrested under the same charge of offence committed before the war have been transferred to Algiers together with Signor Tassotti, and are presumably still there.

In view of the seriousness of the case, the Ministry for Foreign Affairs draw the attention of the Political Section on the above mentioned Memorandum and would be grateful to receive meanwhile an answer on the decision reached with regard to Signor Tassotti.

Rome, 9th November, 1944.

MEMORANDUM FOR THE POLITICAL SECTION A.C.

337.
Reference is made to memorandum n. 3/370/297 of October 3rd, 1944, concerning the Italian citizen Nazareno Tassotti, who was arrested by the French Military Authorities, charged with an offence that he would have committed in Rome before the war.

Information has now reached this Ministry that the French Military Authorities have also arrested the following Italian citizens:

1. Riccardo BOCCABELLA
2. Raffaele MANCA, n.c.o. of the Reali Carabinieri (Maresciallo Maggiore)
3. Vitelliano SCARFINO, n.c.o. of the Police Corps (Maresciallo ordinario).

Said persons, arrested under the same charge of offence committed before the war have been transferred to Algiers together with Signor Tassotti, and are presumably still there.

In view of the seriousness of the case, the Ministry for Foreign Affairs draw the attention of the Political Section on the above mentioned Memorandum and would be grateful to receive meanwhile an answer on the decision reached with regard to Signor Tassotti.

Rome, 9th November, 1944.

3249

C O P Y

n. 5/1770/297

MEMORANDUM FOR THE POLITICAL SECTION A.C.

The Royal Ministry for Foreign Affairs has the honour to acquaint the Allied Commission with the following facts:

On the 17th July ult. the French Military Authorities arrested, in Rome, the Italian citizen Nazareno TASSOTTI, a mechanic employed in the "Bologna Works" in Via S. Teodoro and after a few days they transferred him, under arrest, to Naples where, it is believed, he still is. It appears that Tassotti is charged with an offence that he would have committed in Rome a few years before the war.

To the representations made by the Royal Ministry for Foreign Affairs and to the request that he should be released, the French Authorities have answered that in the meantime Tassotti has confessed to the offence with which he is charged and that therefore he cannot be subtracted from the French military justice which is empowered with the proceedings.

On the other hand, information has reached this Ministry that numerous Italian citizens have been arrested by the French in Italy and subsequently transferred to Algiers.

The Royal Ministry for Foreign Affairs feel themselves bound therefore to request the Allied Commission to recall the French authorities to a more strict observance of the limits of their effective competence in Italy and to invite them to release Nazareno Tassotti immediately.

These arrests appear in point of fact thoroughly illegal. In the first place, according to the armistice terms, the exercise of the rights of an occupying power in Italian territory is attributed to the Allied Commander-in-Chief, and does not appertain separately to the French military forces operating with the Allied French military justice as such cannot therefore order an arrest or exercise penal jurisdiction other than as regards members of the French Military Forces.

The Royal Ministry for Foreign Affairs has the honour to acquaint the Allied Commission with the following facts:

On the 17th July ult. the French Military Authorities arrested, in Rome, the Italian citizen Nazareno TASSOTTI, a mechanic employed in the "Holoma Works" in Via S. Teodoro and after a few days they transferred him, under arrest, to Naples where, it is believed, he still is. It appears that Tassotti is charged with an offence that he would have committed in Rome a few years before the war.

To the representations made by the Royal Ministry for Foreign Affairs and to the request that he should be released, the French Authorities have answered that in the meantime Tassotti has confessed to the offence with which he is charged and that therefore he cannot be substracted from the French military Justice which is empowered with the proceedings.

On the other hand, information has reached this Ministry that numerous Italian citizens have been arrested by the French in Italy and subsequently transferred to Algiers.

The Royal Ministry for Foreign Affairs feel themselves bound therefore to request the Allied Commission to recall the French authorities to a more strict observance of the limits of their effective competence in Italy and to invite them to release Nazareno Tassotti immediately.

These arrests appear in point of fact thoroughly illegal. In the first place, according to the Aristotice terms, the exercise of the rights of an occupying power in Italian territory is attributed to the Allied Commander-in-Chief, and does not appertain separately to the French military forces operating with the Allied French military Justice as such cannot therefore order an arrest or exercise penal jurisdiction other than as regards members of the French Military Forces.

In the second place, it is not in the rights of the occupying Power to arrest and subject to penal procedure the inhabitants of occupied territory for offences committed in the said territory before the occupation and particularly for offences that do not concern the safety of the military forces of occupa-

pation and that cannot be considered war crimes.

If the French authorities in releasing Tassotti will charge him with a fact that, under Italian law, is considered an offense, the competent Italian judicial authorities will instruct against Tassotti the regular penal procedure.

Rome, October 3rd, 1944.

SECRET**SECRET**

AF 43

73

ALLIED FORCE HEADQUARTERS
APO 512

AG 371.2 GBI-3

3604 4^b
4970
Ex Comm MO 335
SECRET
By Authority of
SACMI
Initials: *WTC*
Date: 13 March 1946
MAR 18 1946

SUBJECT: Policy and Procedure for Security Arrests

TO : General Officer Commanding, XIII Corps
General Officer Commanding, Second District
General Officer Commanding, Third District
Commanding General, 86th Infantry Division, APO 88
Commanding General, Rome Area Allied Command, APO 794
Commanding Officer, Peninsular Base Section, APO 782
Commanding Officer, Naples Air Forces General Depot, APO 528
Commanding Officer, Headquarters Command, Mediterranean Theater of Operations, APO 512
Commanding Officer, Bologna Railroad, APO 782
Chief Commissioner, Headquarters Allied Commission, APO 394
"B" Internment Camp

PART IINTRODUCTION

a. This directive is applicable to all arrests, detentions and disposals of persons, effected by United States and British CI/I(b) agencies. No other non-Italian agency may carry out arrests for security reasons in Italy, even of their own nationals, except the Polish Security authorities who, within areas occupied by their troops, may arrest persons considered a danger to the security of their personnel or installations. (For essential co-operation with Italian Police Authorities see Part III, paragraph 4)

b. Previous Allied Force Headquarters instructions governing security arrests, with the exception of those parts of instructions applicable to the arrests of Prisoners of War and War Criminals or the guarding, segregation, administration, documentation and welfare of military or civil internees, are superseded and hereby cancelled. CI/I(b) instructions issued by Formations or Districts now defunct are invalid, being automatically superseded by those issued by the relative Formation or District accepting hand-over.

c. Appropriate modifications should be made to this directive by subordinate Districts or Formations for territory within Allied Military Government jurisdiction or territory declared a Military Zone under the terms of current Operational Instructions.

d. Although the arrest and custody of Prisoners of War or Surrendered Enemy Personnel is not primarily a task for CI/I(b) agencies, a detailed list is given in Appendix in order to assist in the classification of recalcitrants.

SECRET

SECRET

Ltr, AFHQ, file AG 371.2 GHI-Q, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests" (Cont'd)

PART IICLASSIFICATION OF ARRESTABLE PERSONS

1. The classification of persons who should normally be arrested are listed below:

a. General Classifications

(1) Any person who appears to constitute a threat to the security of the Allied Armed Forces or Allied Military Government. (For special considerations see paragraph c of part II)

(2) Any non-Italian national, who, while acting as an agent of the NSDAP or Nazi Government, has held in German occupied territory a rank or appointment of equal status with any of those listed as specific classifications of arrestable persons. (For specific classifications see paragraph b of part II)

(3) War Criminals. (For special procedure see paragraph 7, part III).

b. Specific Classifications

(1) Persons (of any nationality) who have been at any time officials, agents, or employees, whether paid or unpaid of any of the organizations or offices specified in this list, (excepting only members of the Kriminalpolizei who have served in that and no other capacity).

(a) The Geheime Staatspolizei (Gestapo) including the Grenzpolizei.

(b) The Sicherheitsdienst (SD) der Reichsführer SS and any formations or special units under its direct control.

(c) Any office, branch or department of the Reichsicherheitshauptamt (RSHA) not specified above and any formations, special units or organizations under its command.

(d) OKW Amt Auslandseinsichten und Abwehr, including the Amtgruppe Ausland

(e) The Geheime Feldpolizei.

(f) The Rassenpolizei Büro.

(g) SS Totenkopfverbände.

(2) Persons (of any nationality) who have held any of the ranks specified in this list or any superior rank in the same organization, and women (except where otherwise specified) who have held an equivalent rank in a corresponding woman's organization.

(a) Allgemeine or Waffen SS: Untere Anführer.

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Wltr, AFHQ, file AG 371.2 GBI-q dtd 13 March 46, subj: "Policy and Procedure for Security Arrests." (Cont'd)

- (b) SS Helferinnen, including Nachrichtenhelferinnen and Kriegshelferinnen: Unterführerin.
- (c) SA (Sturm Abteilung): Sturmführer.
- (d) HJ (Hitler Jugend): Sturmführer.
- (e) BDM (Bund Deutscher Mädel): Mädelgruppenführerin.
- (f) NSKK (NS Kraftfahrkorps): Staffelführer.
- (g) NSFK (NS Fliegerkorps): Sturmabteiler.
- (h) RAD (Reichsarbeitsdienst): Arbeitsführer.
- (i) RADWJ (Reichsarbeitsdienst für Weibliche Jugend): Stabsabteiler.
- (j) OT (Organisation Todt): Stabsfrontführer.
- (k) NSDAP (National Sozialistische Deutsche Arbeiter Partei): Gemeinschaftsleiter.
- (l) Other subsidiary or associated organizations of the NSDAP not specified above: The rank corresponding to Oberschnittleiter in the Party or to Major in the Army.
- (m) Schutzpolizei, Gendarmerie, Wasserschutzpolizei, Feuerchutzpolizei and Luftschutzpolizei: Oberst.
- (n) Verwaltungspolizei: Regierungsdirektor.
- (o) TEO (Technische Nothilfe): Landesführer.

(3) Persons (of any nationality) who have occupied any positions, appointments or offices specified in this list, or any superior appointment in the same organization.

- (a) Reichsminister; Staatssekretär; head of a Nazi Government agency having the status of a Minister (including the Reichsbank); the deputy of any such official.
- (b) Reichskommissar; head of a Supreme Reich authority (including the Reichsträger für den Vierjahresplan and the Reich Plenipotentiary for Total War Effort); the deputy of any such official and the head of any division or department within the organization.

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Ltr. AMHQ, file # 371 2 GBI-O, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests." (Cont'd)

- (c) Head of the Reich Office for Social Insurance; his deputy.
- (d) Reich Labour Trustee (Reichstreuhand der Arbeit)
- (e) Official of the Reichministerium für Bewaffnung und Kriegserzeugung if of the status of Ministerialrat; Chairman of any of the Hauptauschüsse und Industrie Ringe under the same Ministry
- (f) Official of the Reichministerium für Volksaufklärung und Propaganda if of the status of Referent; official of any subsidiary agency thereof if of the status of Regierungsrat.
- (g) Member of the Reichstag as at present constituted.
- (h) Administrative official of the NSDAP of whatever status if employed at a Reichsleitung.
- (i) Gaustellenleiter of the NSDAP or Sachbearbeiter in charge of a Gaustelle.
- (j) Kreishauptstellenleiter of the NSDAP or Sachbearbeiter if in charge of a Kreishauptstelle.
- (k) Ortsgruppenleiter of the NSDAP
- (l) Official of the Zentralbüro of the Deutsche Arbeitsfront if of the status of Unterabteilungsleiter.
- (m) Gaubmann, Kreisbmann and Ortsbmann of the Deutsche Arbeitsfront; official in charge of the NS Betriebszellen organization at a Gauverwaltung, Kreisverwaltung or Ortsverwaltung of the same organization.
- (n) Betriebsbmann (Class D) of the Deutsche Arbeitsfront.
- (o) Kreisbauernführer of the Reichsbauernbund
- (p) Official of the Deutsche Studentenbund if employed at a Reich or Gau office of the organization.
- (q) Official of the NS Dozentenbund if employed at a Reich or Gau office of the organization.
- (r) Rector or Director of a Nazi University; head of a Nazi Institution of equivalent status.
- (s) Official of the NS Hochschullehrerbund, if employed at a Reich or Gau office of the organization.

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Ltr, AFHQ, File AG 371.2 GBI-O, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests" (Cont'd)

- (t) Oberreichsanwalt, Generalstaatsanwalt, or Oberstaatsanwalt.
- (u) Höhere SS am Polizeiführer; Befehlshaber (or Inspekteur) der Sipo der SD; Befehlshaber (or Inspekteur) der Orpo; Kommandeur der Sipo und der SD; Official of whatever status if directly employed on the staff or in the office of any such functionary.
- (v) Polizeipräsident; Polizeidirektor.
- (w) Reichstagspräsident; Regierungspräsident; Gauhauptmann.
- (x) Landrat, Bürgermeister or Oberbürgermeister of a community having a population of more than 10,000 persons.

c. Special Considerations

(1) German and Austrian Nationals

German and Austrian nationals should not be arrested merely on the grounds of their nationality, but only if they are considered to be a threat to Allied Security or fall within one of the classifications of arrestable persons.

(2) Deserters and Discharged Personnel of the Fascist Republican Armed Forces.

Italian members of the Fascist Republican Armed Forces who are able to prove that, either by dismissal or desertion, they had ceased to serve the enemy armed forces at the time when they were over-run by the Allies will only be arrested if they are considered to be a danger to security or fall within one of the classifications of arrestable persons. If arrested they are accorded civilian status.

(3) Fascist and Fascist Sympathizers

Italian nationals of Fascist sympathies or background fall within the jurisdiction of the Italian operations authorities and should therefore be dealt with by them unless they present a threat to the security of the Allied Armed Forces as specified in "Specific Classifications" (PART II paragraph b).

(4) Anti-Allied Propaganda

The reasonable expression of anti-Allied sentiment by Italians within the bounds of free speech now accorded to the Italian people should not be accepted categorically as a threat to the security of the Allied Armed Forces. Cases of persistent propaganda should normally be referred to Allied Force Headquarters for consideration before target is made.

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Ltr, AFHQ, file AG 371.2 GHI-O, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests". (Cont'd)

(5) Public Disorders, Demonstrations, etc.

In the event of a public disorder constituting a threat to the security of the Allied Armed Forces, the case should be handled in accordance with extant policy expressed in separate operational instructions.

PART III

CATEGORIES OF ARREST, DOCUMENTATION, PROCEDURE ETC.

1. The three categories of security arrests are:

a. Category A for trial by Allied Military Government (applicable only to persons arrested in territory under the jurisdiction of Allied Military Government)

b. Category B for internment by the Allies

c. Category C for temporary detention while investigations are proceeding.

2. Documentation required by Allied Force Headquarters for each category of arrest is:

a. For Category A arrests NO reports are required other than the usual analysis of arrests given in routine security summaries.

b. For Category B arrests the proforma AFHQ/1 (specimen at Appendix B) is required.

c. For Category C arrests NO reports are required unless detention exceeds a period of 14 days. As soon as possible after the 14th day notification is required of the following particulars:-

Category of Arrest, Name, Christian names and paternity, home address (including province or g.u.), date of original detention, designation of present prison or other detention center where held, District/Formation responsible for arrest.

If, after such notification, a detained person is arbitrarily released or transferred to another detention center, Allied Force Headquarters must be informed accordingly.

The proforma AFHQ/1 must only be used for civilians in Category B and NOI for Prisoners of War, Surrendered Enemy Armed Forces or civilians in categories A or C.

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Ltr, AFHQ, File AF 371.2 CH-3, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests" (Cont'd)

3. No committal to an approved civilian internment camp may take place without the authority of Allied Force Headquarters. This authority must always be quoted on the relative committal proforma (AFIB/1)

4. Except in special circumstances, arrests should be made with the close co-operation of the Italian police in such a manner that in the event of the arrested person being transferred to Italian jurisdiction, acquittal would not be caused by incorrect arrest procedure or failure to present essential evidence connected with the arrest

5. An arrested person should be given the opportunity to pack essential personal effects such as clothes, washing kit, etc. These effects should be checked before departure to ensure that there are not included any arms or instruments of escape

6. Money and valuables will NOT be taken from an arrested person unless considered necessary in the interests of security or unless special instructions have been given. In all such cases the owner must be given a detailed receipt, a copy of which will be sent to Allied Force Headquarters

7. War Criminals arrested by FSN (British) should be transferred as soon as possible to the custody of SIB (War Criminals)

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

Edmund R. Shugart
EDMUND R. SHUGART
Colonel, ASD
Adjutant General

2 Incls:
Appendix "A"
Appendix "B"

3244

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Ltr, AFHQ, file AG 371.2 GBI-O, dtd 13 March 46, subj: "Policy and Procedure for Security Arrests". (Cont'd)

DISTRIBUTION:COPY NUMBER

GOC, XIII Corps	1 - 10
GOC, 2nd District	11 - 20
GOC, 3d District	21 - 30
CG, 80th Inf Div	31 - 40
CG, PASC	41 - 50
CG, PBS	51 - 60
CG, IUPED	61 - 69
CG, EC, MTU	68 - 70
Hq, Allied Commission	71 - 82
CG, Bogardi Railroad	83 - 86
"F" Internment Camp	87 - 88
G-2	89 - 90
G-1 (A)	99 - 100
G-5	101 - 102
"A" Branch GHQCSG	103 - 104
US POLAD	105 - 106
POLAD (Br)	107 - 108
Liaison Section	109 - 110
Provost Marshal (MTCUSA)	111 - 112
Provost (Br)	113 - 114
CIC MTCUSA (G-2)	115 - 124
AFHQ Liaison Office, IAI, c/o RMAC	125
G-2 (CI(11)) Section, AFHQ	126 - 127
Internment Camp (w/interns)	128 - 129
AG Records	130
AG Library	131 - 135

INFORMATION:COPY NUMBER

INT Org AGA (BE)	136 - 137
Hq, USFA (G-2)	138 - 139
CPWCASH	140
UNWCC	141

SECRET

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APPENDIX "A"

331

Recalcitrant PW or SER Categories

1. Personnel of the surrendered enemy forces in these categories:
 - a. All SS troops (Waffen SS) including foreign units under SS control and SS Police units.
 - b. Geheime Feldpolizei.
 - c. Messekampfgruppe of the Kommando der Kleinkampfverbände und Marine Einsatz Kommando.
 - d. Personnel of Propaganda Companies.
 - e. Personnel of WKKK (rank of Staffelführer and above).
 - f. Personnel of TENO (Landesführer and above).
 - g. WFO's (Nazi Commissars).
 - h. Any other nominated or recalcitrants by CSI(b) or CI staffs.
2. Personnel of the following units:
 - a. Police Regiments: 9, 10, 12, 15, 20, "Schlender", "Bozen", "Brixen", "Alpenvorland".
 - b. Police units: "Bürger", 10 and 15, Police TK, Corps. (u/c SS Regiments).
 - c. SS Units: 11 Flak Bn. "Reichsführer SS."
 500 SS Mil. Geology Bn.
 7 SS Trng and Rpt Bn
 SS High Mountain School, "Predazzo".
 SS Sig Bn. "Sterzing".
 SS Mountain Div. "Karetjäger".
 - d. Foreign units under SS Control:
 - Czechs - 7 Regiments
 - Canadians - 2 Regiments
 - SS Turkomen - 2 Regiments
 - Italians: No. 1 Italy SS Div
 (Vaga G) 10 MAS
 (HF Bn)
 - Black Brigades (about 48)
 - Ettore Mattei Legion.
 - Folgore Para. Regiment.
 - e. Secret Field Police Units: 610 and 637
 - f. Propaganda Companies: 614 and 699.

3243 -

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SECRET

REVISED COPY

PROFORMA AFIS/1

330

Appendix "B"

CATEGORY I: ARREST REPORT

(NOTE: This proforma must NOT be used before authority for internment has been issued by AFHQ.)

PART I

PARTICULARS OF PERSONS ARRESTED

1. Name
2. Christian or first names
3. Paternity
4. Nationality
5. Home address (including Province or Gau).

PART II

DETAILS OF ARREST

6. How arrested
7. Date of arrest
8. District/Formation responsible for arrest.
9. Designation of prison or detention center where held pending transfer to internment.

PART III

REASON FOR INTERMENT

10. AFHQ authority for internment (quote reference and date of AFHQ letter or cable).
11. Brief summary of case.

DISTRIBUTION:

C-2 (CI(ii)) Location

Internment Camp (w/internees)

3242

SECRET

REVISED COPY

SECRET

329

HEADQUARTERS ALLIED COMMISSION
APO 394

Suspense _____

Date _____

FROM	TO	FROM	TO
Staff Officer to OC	2	G-1 (A)	✓
Executive Commissioner	2	G-4 (A)	✓
Messing Centre		G-4 (B)	
Liaison Division		2675th Regt	✓
Civil Affairs Section	✓	Headquarters Commandant	✓
Dis Per & Repat		Allied Civ Pers Director	
Local Govt		Adjutant, Allied Commission	
Patriotic Branch		Navy	
Public Safety		Land Forces (SEMA)	✓
Security Division		Air	
Public Health		Communications	
Local		Civil Censorship Group	
Education		C.E.U.	
Monuments & Fine Arts		I.F.O.W.	
Economic Section	✓	Public Relations Division	
Acquisition Branch		Information Division	
Commerce		Archivist	
Finance		A.M. Venezia Giulia	
Property Control Div		ACCO Naples	
Food & Agriculture		" LIGURIA	
Industry & Utilities		" CAMPANIA	
Labor		" PIEMONTE	
Transportation		" VENEZIA	
Political Adviser (A)		" LIVORNO	
Political Adviser (B)		" BOLAZZA	
Establishment Section		" BOLZANO	
Executive Officer (A)	✓	" PARI	
Executive Officer (B)		" PALERMO	
G-1 (A)	✓		
G-1 (A) Civ Pers			

Signature _____
 Remarks & Recommendations _____
 Information _____
 Approval/Disposal _____

Appropriate Action _____
 Investigation & Report _____
 Dispatch _____

Remarks:

3341

TRANSLATION

S/P 1469/1561

COUNCIL OF MINISTERS
PRIVATE SECRETARY TO THE VICE-PRESIDENT

Rome, 2 March, 1946.

MAR 9 1946

to CA Sec
The Vice-President, Pietro Kenni, has received the enclosed statement of Signor Libero Vitali, asking us to intervene with you to obtain permission to return to his residence in Tarvisio.

We think his request worthy of consideration, and would be grateful for your intervention in the matter.

Awaiting a reply, and thanking you,

With best regards,

Yours truly,

(s) P. Minuto.

(Note: Pasquale Minuto)

Enc. Enclosed, No. 21.

To: The Office of Admiral Stone's Secretary,
Allied Commission
Rome.

(10)

See M 29

(see L)

EC DIST 7 Mar.

ACTION - CA Sec (2)

INFO - EC.

Ref: 3604/327/EC.

6 March 1946.

326

I have just received your signal regarding Signor
CONRINI IANO and would like to express my appreciation for the
trouble you have taken in trying to trace this gentleman for me.

(Lga) L. S. Lusk

Captain J. Kniseley,
Headquarters,
Allied Military Government,
UDINE PROVINCE.

36.

3239

PA
8/4/46

SIME/92428
04MAR1245 B

~~TOP SECRET~~

H/173
051015
IMMEDIATE

SNUFFBOX LONDON MIDEAST
FOR SPEED CANDLE JERUSALEM GREEK MIL FOR BOLS BAOR FOR CIB FOR
HAYLOR FREEDOM FOR SAGMED SITE FHGBI ALCOM PUBLIC SAFETY TRAVEL
CONTROL ACABRIT FOR GSI (B) FOR WRIGHT

TOP SECRET:

REFERENCE OUR 92255 OF 27 FEBRUARY.

POSSIBLE SLIGHT DELAY ANTICIPATED. REQUEST YOU MAINTAIN CONTACT
RAF WHO IN EVENT DELAY WILL BE NOTIFIED.



AC DIST

ACTION: P. SAFETY (TC) (2)

INFO: CHIEF COMMR

EX COMMR

FILE

SKELETON

~~TOP SECRET~~

CIPHER TELEGRAM

This message will not be distributed outside
British or U.S. Government Departments or
Headquarters. It is to be controlled even in cipher
without and must be destroyed as marked.
O.T.P. need not be destroyed.

(CAPT B)

3234

PA 7/3

3604
AWK90
ROUTINE

324
H/21

AMG UDINE PRO KNISELY
ALCOM ROME FOR EXECUTIVE COMMISSIONER

MAR 4 1946

UNCLASSIFIED

Regret that intensive inquiries by PPSO and local police agencies have failed to find trace of Signor Conegliano in town of that name.

AC DIST *ps s/c*
ACTION: ~~AT COMMISSIONER~~
INFO: CHIEF COMMISSIONER
FILE 2 *EC*
FLOAT

*This was a personal
enquiry by the Com.*

J. 43.

See Folio 327.

3237

(CONT'D)

Ref: 3604/EL
578/EC

17 January 1946.

Dear General Oxx:

Attached is copy of a letter I have received from the Chilean Ambassador, which I am forwarding to you for any action you may think necessary. I should be grateful if you could see that steps are taken to ensure that such an incident does not occur again.

Public Safety Sub-Commission of this Commission has contacted Lieut. V. J. George, 101 'C' Coy, M.P. Battalion, Livorno, and Lieut. Harper, No. 281 M.P. Coy, Rome, and informed them of the contents of this letter. We are informed that they in turn are contacting all American Military Police units within their respective areas, including the Control Post at Viareggio, giving instructions to facilitate the passage of the Ambassador's car in every possible way on its journey to Switzerland on Friday, 18 January. However, you may perhaps wish to issue further orders yourself.

Yours sincerely,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Brigadier General Oxx,
Commanding General,
Peninsular Base Section.

Copy to: P.S. S/C

3236

Ref: ^{3604/EC}
~~5767/C.~~

17 January 1946.

Your Excellency:

I have received your letter of the 15th January informing me of the treatment received by the First Secretary of your Embassy at the hands of the American police in Viareggio.

Whilst I deplore as much as you do the behaviour of the American police, I regret that this Corps does not come under my command and that I am not entitled to issue you with a safe conduct as requested. However, I have forwarded your letter to the appropriate authorities to take necessary action against the offenders.

In the meantime the Military Police in Livorno and Rome have been contacted and informed of the contents of your letter. They are issuing orders to all Control Posts within their respective areas, including that at Viareggio, to facilitate the passage of your car in every way. I trust this will enable you to travel to Switzerland un molested.

Yours very truly:

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

H. F. Osvaldo Fuenzalida,
The Chilean Embassy,
Rome.

3235

3604
HEADQUARTERS ALLIED COMMISSION
Public Safety Sub-Commission
APO 394

320

15 January 1946.

SUBJECT : Diplomatic Cars.
TO : Chief Commissioner.

317-319

1. With reference to attached :-
2. The Duty Officers, Lieut. V.J. George, 101 'C' Coy, M.P. Battalion, Livorno and Lieut. Harper No 281 M.P. Coy. Rome have been contacted, informed of the complaint respecting the stopping of the Diplomatic Car on 10th Jan. and the details, so far as is known, of the visit of the Chilean Ambassador to Switzerland on 10th January 1946.
3. They are contacting all American Military Police within their respective areas, including the control Post at Via Reggio giving instructions to facilitate the passage of the Ambassadors car in every possible way.

E.J. Bye
E.J. BYE Colonel
Deputy Director
Public Safety S/C.

EJB/ac

See 321
3234

To Switzerland and back:

Mr Osvaldo Fuenzalida

Mrs Fuenzalida

Driver Bruno Fontana

Car n. 277 Roma C D

They shall come back with :

Mr. Osvaldo Fuenzalida-Double'

and

Mr. Prieto (car of letter)

319

3233

Translation

Chilean Embassy
R o m e

Rome, 15 January 1945

Dear Admiral,

On the 10th inst., the First Secretary of the Embassy, Mr. Mario Prieto Garviera left Rome, proceeding to Switzerland on a special mission from the Chilean Government. Mr. Prieto was travelling in his own car, a diplomatic car.

At the control station of the American Police in Viareggio, Mr. Prieto was compelled by the Police to open his luggage and the diplomatic pouch of the Chilean Government which he was transporting was opened.

Such was the intransigence of the police that, in spite of Mr. Prieto's diplomatic documents (diplomatic car n. 280 and diplomatic passport) that its inviolability wasn't respected.

As you certainly didn't issue orders to the American Police to control diplomats that belong to the United Nations, and therefore in the hope that such mistakes may be avoided, I take the liberty to bring this fact to your attention, my dear Admiral, so that adequate action may be taken to prevent its happening again.

As I am to leave for Switzerland by car, on Friday 18th, I take the liberty to ask you for a safe-conduct for the police authorities, to avoid incidents such as the one which I mentioned.

Believe me, my dear Admiral,

Sincerely yours,

s. Fuenzalida

Oswaldo Fuenzalida
Chilean Ambassador

Admiral Stone

R o m e

See File 32a 521 523

~~See File 32~~

EMBAJADA DE CHILE
ROMA

Roma, 15 gennaio 1946.-

Signor Ammiraglio,

il giorno 7 corrente partì da Roma diretto in Svizzera, il Primo Segretario di questa Ambasciata, Signor Mario Prieto Servièrè, in missione speciale del Governo del Cile. Il Signor Prieto viaggiava nella propria automobile con targa diplomatica.

Al posto di controllo della polizia americana in Viareggio il Signor Prieto fu, da essa polizia, obbligato ad aprire il suo bagaglio e fu violata la valigia diplomatica del Governo del Cile della quale egli era portatore.

La intransigenza della polizia, malgrado i documenti ufficiali il cui era provvisto il Signor Prieto (automobile con targa diplomatica n°280 e passaporto diplomatico) fu tale che nulla valse perché fosse rispettata la sua qualità di inviolabilità.

La Signoria Vostra non ha certo potuto impartire istruzioni alla polizia americana per sottoporre a controllo diplomatici appartenenti alle Nazioni Unite, e pertanto nella speranza che questi errori saranno sanati

Signor Prieto. Il Signor Prieto viaggiava nella propria vettura del Cile. Il Signor Prieto viaggiava nella propria automobile con targa diplomatica.

Al posto di controllo della polizia americana in Viareggio il Signor Prieto fu, da essa polizia, obbligato ad aprire il suo bagaglio e fu violata la valigia diplomatica del governo del Cile della quale egli era portatore.

La intransigenza della polizia, malgrado i documenti ufficiali di cui era provvisto il Signor Prieto (automobile con targa diplomatica n-280 e passaporto diplomatico) fu tale che nulla valse perché fosse rispettata la sua qualità di inviolabilità.

La Signoria Vostra non ha certo potuto impartire istruzioni alla polizia americana per sottoporre a controllo diplomatici appartenenti alle Nazioni Unite, e pertanto nella speranza che questi errori saranno sanati mi permetto esporre, Signor Ammiraglio, i fatti affinché si diano opportune istruzioni al fine di evitare ripetizioni.

Dovendo partire per la Svizzera, in automobile, venerdì 18 corrente, mi permetto domandarle di concedermi un salvacondotto per le autorità di polizia per non incorrere in incidenti del genere di quello che Le ho segna-

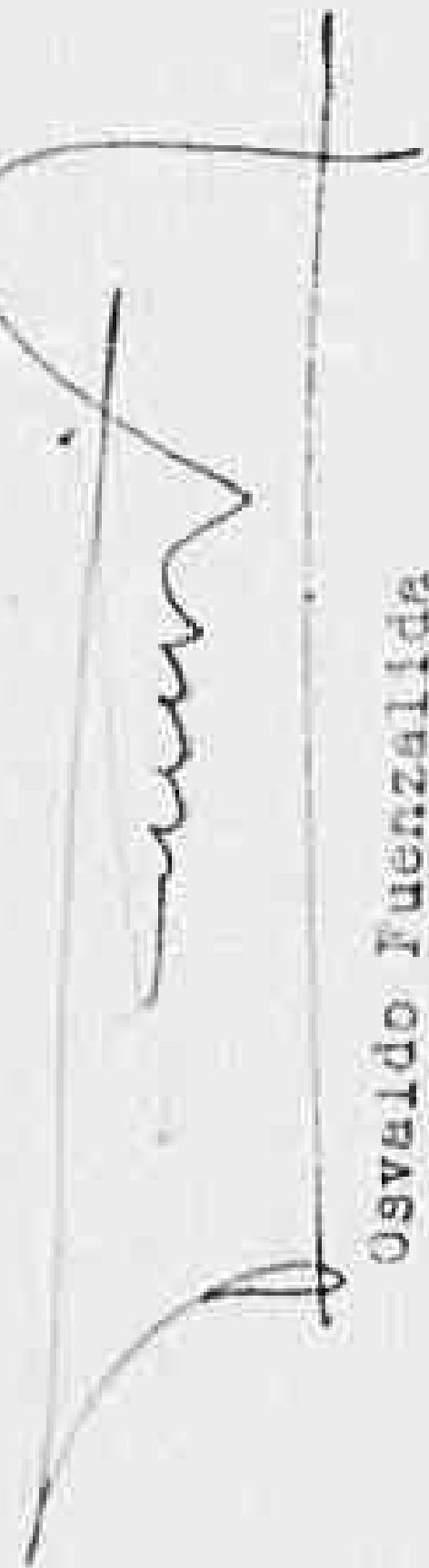
AL SIGNOR AMMIRAGLIO STONE,

Comandante delle Truppe Alleate in Italia, Roma.

323
See F. 7 x 8

segna-
lato.

Approfitto dell'occasione per rinnovarle,
Signor Ammiraglio, gli atti della mia alta consi-
derazione.



Osvaldo Fuenzalida
ambasciatore del Cile.

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

785017

3/6

Letter fr De Gasperi

16/00368/47 dtd. 5 Jan 46

Subject: Aliens

Transferred to file 31043/EC

3604 98
Subject: Army Pines.

5848
314
Ref: 478679
Ref: 31/2
CO Dec 45
315

JAN 3 1946

Office of the Executive Commissioner (For Capt. Braybrooke),
.....

300

1. Reference your 3604/300/10 dated 3 Dec 45.
2. Herewith copy of the letter HAF/A/100 dated 1 Dec 45 received from American Provost, forwarded for your information.

In file

*ERS
3/1*

NA

(copy to) 10/11

W. L. ...
Capt,
for Lt-Col,
Deputy Provost Marshal
(R. P. Sweden) *3230*

*BA
10/11*

2
313

1st Ind.

WPK/to

HEADQUARTERS, 101st Military Police Battalion, APO 782, U.S. Army

TO : American Provost Marshal, Headquarters Rome Area, WFOUSA, APO 794
U.S. Army

1. All civilians violating traffic regulations (including speeding) on Route # 1, North of Rome, which might endanger military property or personnel on the highway are apprehended by the American Military Police of this Unit and turned over to the local Carabinieri as a civilian matter requiring punitive action.

2. Inquiry fails to uncover anything unusual in this case except that the fine imposed by the Carabinieri was so light.

WINTEROP P. KNIGHT
Major, G.M.P.
Commanding

Translation

Commune of Pittorano sul Gizio

DEC 31 1945

Subject: removal and transfer of AMADIO Paolo, Brigadier of the CC.RR.

To : The Command of the CC.RR. Legion Chieti
 The Command of the CC.RR. Corps Rome
 H. Dr. De Gasperi, President of the Council Rome
 Admiral Stone, Chief Commissioner Rome.

The leaders of the political parties that have been formed in Pittorano heard about the undeserved and unfair transfer of Brigadier Amadio Paolo, who managed to reestablish order in civilian life, with special tact and ability, in a period of unrest. He gave to his corps an authority and seriousness worthy of its past and to the population the feeling that the Carabinieri in command should safeguard public safety and enable the citizens to carry out their activities in peace. In fact after Brigadier Amadio had been in Pittorano for a few months, public order was no longer perturbed by all kind of manifestations, this for the benefit of the whole population. As soon as it was heard that the Brigadier was to leave Pittorano, discontent spread among the citizens who publicly and privately expressed their displeasure for the way in which this active non commissioned officer had been treated; his only purpose was to fulfil his duty.

As therefore deem it advisable to ask the Authorities to revoke the transfer.

The secretary of the Christian Democrat Party ... De Iannellis Pasquale
 The secretary of the Action party Gerardini Pasquale
 f. The secretary of the socialist party Russiandelli Enrico
 The secretary of the communist party
 The secretary of the Liberal party
 The secretary of the labour Democrat Party Mario Croce

EC for the office

*Action Acc
 INFO EC
 CC*

and for the office

3222

o/o

6/1 PA

*PA
 18/1
 E*

SECRET

ROME AREA ALLIED COMMAND
APO No 794 US Army

Ref: DC/30
27 Dec 1945

SUBJECT: Bomb Explosion at Communist Party Headquarters

TO : AFHQ (Attention Chief of Staff)

On the 24th December at approximately 1750 hours an explosion occurred at the Communist Party Headquarters at No. 243 Via Nazionale. The explosion is said to have been caused by a chemical bomb which is believed to have been of a lachrymatory type. Present information is that the bomb exploded on the staircase above the second floor. At the time it is understood that a meeting of Communist Party Leaders was being held on the second floor. It is understood that nobody suffered any injury though one or two present in the building at the time, including Signor Forlatti, thought it advisable to submit their eyes for medical examination.

An armed Communist guard almost immediately posted himself on the door of the building and denied access to anybody wishing to enter including, so it is said, the first public security agents who arrived on the scene in plain clothes.

Police investigations are being conducted but so far as is known have until midday on the 27th proved fruitless.

Up to the present the origin of the bomb has not yet been established though it is said not to be of Italian make. Arrangements are being made for the fragments to be examined by Allied experts.

The position in which the bomb exploded is thought to be significant and it may be thought to have been most fortunate for those engaged in the conference on the second floor that at the time a fresh draft of air was blowing up the stairs to an open window on the third floor. The incident occurred at a time when all printing in ROME had stopped for the Christmas holidays but despite this handicap it was found possible to get pamphlets denouncing the outrage on to the streets of ROME that evening.

It is as yet too early to pronounce a considered opinion but the present indications are that the incident was a "plant", though it has naturally led to some clamour about the danger of a Neo-Fascist revival. It is understood that a sequel occurred on the 26th December when a deputatation of the Communist Party is reported to have presented itself at the Ministry of the Interior, protested at the inability of the Police to identify the perpetrators and to have demanded in view of the proved inefficiency of the Forces of Public Security that the policing of the City shall be undertaken by Partisans.

No further information is at present available. It is not thought

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No further information is at present available. It is not thought that this is likely to be made the occasion for a Coup d'etat though this possibility is not entirely excluded but rather that occasion may be taken to attempt to lever the Ministry of the Interior and ~~take~~ the control of the police forces into hands more closely allied to the Communist party.

It has not been thought as yet necessary to take any precautional measures and no excitement of any sort is visible among the population of Rome today.

Copy to Brigadier M.S. Lush
C.B., C.B.S., M.C.
Executive Commission
H.R. Allied Commission

as M 31

Alma

Brigadier
Deputy Commander
Rome Area Allied Command

(250)

Transmission

State Department
The Secretary General

11/30/46/84

DEC 22 1946

CC-1630

F.C.
Desire to see
The answer
before leave
GMS

Rome, 18 December 1946

My dear Admiral,

some time ago, on the request of the Minister of Justice and of the Minister for Africa, the Ministry of Foreign Affairs asked the offices of the A.C. for the informations necessary to take action on the warrants of arrest issued against two Ethiopians called Abdisa' Aga' and Gelfera' Abbadien', both of them guilty of common offences; it hasn't been possible to arrest them, for they were doing service with allied units. The last request sent to the A.C. was dated October 10th, letter n. 6/3837/1775.

Besides murdering two Britons, pianarian Gebassi and Miru' 'oldemariam, Abdisa' Aga' also collaborated in the murder of Marcello Amadio.

Gelfera' Abbadien' helped to murder the two above mentioned Britons and also injured an Italian woman.

It is hard to understand why the A.C. offices refused to grant our request that both offenders should be arrested, and why they should enjoy unjustified protection and impunity.

Besides, from an oral message delivered by the A.C. organisms concerned, it seems that the two Ethiopians guilty of the above mentioned offences have lately been arrested by the Italian police. The A.C. organisms added that no Italian will be allowed to proceed to Grythara till the said offenders have been set free.

We know nothing about the arrest of the above mentioned persons and we are asking the police for informations. However, we cannot hide how much this message surprised us, for we cannot see why two offenders wanted by the Italian authorities shouldn't be made to answer for their offences and submitted to a regular trial.

I trust you will share our point of view on this matter, and I shall be most grateful if you kindly intervened actively to make this matter quite clear to the organisms of the A.C. concerned.

Believe me,

Sincerely yours,

A. R. Prunas

Admiral Henry A. Stone
Chief Commissioner
Allied Commission

Matter handled
personally by
Capt. Sullivan
of his file
approximate
returned

TranslationState Department
The Secretary General

Rome, 18 December 1943

11/20916/01

DEC 21 1945

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A. R. Prunas

Admiral Henry A. Stone
Chief Commissioner
Allied Commission

(11/25)

Spoke Public
Safety. No trace of
letter checking
other letter submit letter
on signature of C.C.

6/0 4/1

See F-327

3225

1/69

DEC 131100 A

ALCOM LO BOLOGNA

HQ ALCOM FOR PUBLIC SAFETY SC

G/5586

DEC 150900

ROUTINE

DEC 15 1945

CONFIDENTIAL

CONFIDENTIAL.

Incident SAVINGS (BOLOGNA) 11 December 45.

Mountain village occupied by 60 Armed masked men for 5 hours. Bank Post Office shops private premises entered. Cash food clothing stolen. CORR disarmed. No 1 killed or kidnapped. Enquiries in hand. Mobile battalion still inoperative due lack of transport.

AC DIST

ACTION F SAFETY 2
INFO CHIEF COMMISSIONER
EX COMMISSIONER 2
CA SEC
FILE 2
FLOAT

CONFIDENTIAL

3224

3604 303
ALLIED [REDACTED] COMMISSION
INTER-OFFICE MEMORANDUM

SUBJECT: Crime in Italy

FILE No. DEC 15 1945

TO : Executive Commissioner

14 Dec 1945

At the A/VP's meeting this afternoon Col WENNER of Legal S/C reported a crime wave which has been growing during the last 3 weeks in the Livorno, Pisa, Viareggio area. Thefts from dumps are now on a large scale and there have been 2 separate murders - of an American NCO and later of an American Major during this period. The dumps are being guarded by German prisoners armed with pick handles. General Oxx has shown great anxiety about the crime increase and has furnished legal officers who are working under AMG and have reopened AMG Courts to deal with cases until the handover. Col WENNER made the point that as Italian Courts were on a peace time structure, sentences given by them for a/m thefts were not given as "deterrent" sentences, consequently had little effect.

Col CHAPMAN of PS S/C said that there was a marked increase of crime everywhere south of the AMG territory line. Large gangs have been formed all over the country which can easily overwhelm Carabinieri stations. He said that crime is bound to increase in AMG Territory also, as soon as AMG control is relinquished there.

17304 303
H. E. ANSON
CA Section. J. E. S.

HE QUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

Ref: 3604/90

15 December 1945

SUBJECT: Shotgun

TO : Public Safety Subcommittee

Reference case of MICCOLI Luigi of Ravenna in claim for return of shotgun.

1. I regret that I have not the slightest recollection of this particular case.
2. In shotgun cases the normal procedure was that the weapon, either confiscated by Court decree or voluntarily declared by owner, would be deposited at the Carabinieri Station and a receipt handed to the owner.
3. It is suggested that the claimant should get in touch with the local COMZ.

G. R. BRAYBROOKS

G. R. BRAYBROOKS,
Captain,
Intelligence Corps.

3222

