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

785017

ACC

10000/109/1093

YUGOSLAV TRAITORS C
AUG. 1946 - JAN. 1947

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10000/109/1093

YUGOSLAV TRAITORS CLAIMED BY YUGOSLAVIA
AUG. 1946 - JAN. 1947

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44.
Chief of Branch.

Ref folio 43 opposite.

Lt. Col Tomlin declines to give us any report or make any comments on this matter except to say that AFHQ are fully aware of the whole position. He states that Mr Royce visited AFHQ recently when the whole question was discussed.

Do you wish to pursue the matter with Col Tomlin or shall we just inform G-5 of the position as stated above? 3350

H.L. 3/2.

Main title

To: Ex. Comm.

Letter at this 5 in reply to Fr. Swetlock's
letter at this 5, is submitted for signature.

19 M. 4 R noted that Civ. Affairs file
N. 4/29.8 was closed on 21 October 1946 and Civ. Affairs
of relevant correspondence pertaining to this I have
been made for the amount of file.

W.C. Trappella Jr. 12/12

12 Dec. 46

42

Displaced Persons, Inc.

will you please prepare a draft upon
covering the allegations made in ab letter
at folio 41 F.

Alameda University
Capt 16th Regt
by 2021

3344

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43

File

CONFIDENTIAL

Ref. 6537/43/30

20 January 1947

SUBJECT: Yugoslav Traitors.

TO : The Director
Intergovernmental Committee on Refugees.
Rome.

4/a, 4/b, 4/c

Enclosed for your information is a copy of letter no. 65/47 dated 15 January 47 from Dr. Smoljan, the Yugoslav Representative to the Advisory Council to Italy addressed to the Supreme Allied Commander.

This letter contains certain allegations against your organization and it would be appreciated if you would forward to this Commission any comments that you may wish to make in order that the Supreme Allied Commander may be informed.

FOR THE CHIEF COMMISSIONER:

N. W. HIND-SMITH

Brigadier,
Executive Commissioner.

PA 30
OK

3348

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File 41

Ref. : 6537/41/20

16 January 1947

SUBJECT: Yugoslav Traitors.

TO : AFHQ
Attention: G-5 Section.

41A, 41B, 41C.

Enclosed is letter no. Pov.br. 6547 dated 15 January 1947 addressed to the Supreme Allied Commander that was handed to the Executive Commissioner, this Commission, by Dr. Smolakov on 15 January 1947.

No action will be taken on para 6 until instructions are received from your Headquarters.

A report on the allegations contained in the letter in question is being prepared and will be forwarded to you at an early date.

FOR THE CHIEF COMMISSIONER:

N. W. HIND-SMITH
Brigadier,
Executive Commissioner.

Lee LACAB/6537/JCB

3347

6A 16

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6537

JAN 3 1947

41A

Pov.br. 65/47

13 January 1947

TO : Supreme Allied Commander, Mediterranean Theatre.
 THROUGH: Chief Commissioner, Allied Commission.

1. The Allied Military Authorities in Italy have the duty, even according to the instructions received from the Governments of the United Kingdom and the United States, to take care of arresting and handing over to the Yugoslav authorities of Yugoslav traitors, collaborationists and war criminals living in Italy. In as much as the jurisdiction in Italy has been transferred to the Italian Government, the Supreme Allied Commander is obliged by the Armistice Terms to take necessary steps upon the Italian Government in order that Yugoslav traitors living in Italy be arrested and handed over to the Yugoslav authorities.

2. The Yugoslav Delegation A.C.I. has been informed that aboard the Italian ship "Andrea Gritti", which was on December 29, 1946, in the port of Genoa and on December 31, 1946, in Naples, among exiles of various nationalities and more than 100 Yugoslavs, many Yugoslav traitors and well known war criminals whose extradition was repeatedly requested by the Yugoslav Government, have left for South America.

The expenses for the journey of the greatest part of these Yugoslavs were paid by the "Intergovernmental Committee on Refugees", whereas the Vatican "Assistenza Pontificia" procured them visas for South America.

Thus for example the "Intergovernmental Committee" paid the ticket and reserved a place on the ship for the well known traitor and war criminal Bogdan Bragutin (Assistant of the Serbian Fascist leader Dimitrije Djotic, one of the initiators of the Serbian Fascist "Serbian Volunteer Corps" ("Arapski Dobrovoljacki Korpus"), well known collaborator and collaborationist of the Germans since 1941), who left under his full original name. The same Committee paid the expenses for the journey of a considerable number of well known traitors and collaborators of the Occupants, among others to Kovacek, a high Ustashi official, Vlaho Larko, a prominent Ustashi priest, Baredjolo Pio and Amokus Vojislav, well known Chetniks etc.

The "Assistenza Pontificia" gave besides that also the material aid for the journey in America by the same ship to certain suspicious Yugoslavs, collaborators of the Germans and Fascists.

Car & K.

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With documents issued on false names the following renowned traitor and war criminals left Italy by the same ship: The Ustaasi Minister Dr. Vjekoslav Prencic (one of the closest collaborators of the Croatian quisling leader Pavelic), the Ustaasi Minister Dr. Stjepan Rader, the Ustaasi Minister Dr. Ante Riksic, the Ustaasi General Danilo Matija, Gellio a well known slayer from the "Ljubiceva" Brigade, Miro Ivan from the "Bandzer" Division etc. etc.

3. The case of the S/S "Andrea Dritti" shows that the responsible Allied and Italian authorities do not sufficiently control the departure of ships from Italy and that they do not take care to impede leaving Italy of Yugoslav traitors who should be arrested and handed over to the Yugoslav authorities.

It is clear from this case that, further, the "Intergovernmental Committee on Refugees" and the "Assistenza Militare" use money and procur visas in order to enable Yugoslav traitors, collaborationists and war criminals, who should be arrested and handed over to the Yugoslav authorities, to leave Italy and to go to the overseas countries, where their being found out and extradition will be even more difficult.

The Yugoslav Delegation protest therefore against such proceeding of the responsible Allied and Italian authorities who have allowed that the S/S Yugoslav traitors and war criminals might leave Italy on Dec. 25 and 31, 1945, instead of being arrested and handed over to the Yugoslav authorities.

4. The Yugoslav Delegation demand that most urgently all necessary measures be taken in order to make impossible any further escaping from Italy of Yugoslav traitors and war criminals, and especially that their emigration to the overseas countries be made impossible. It is therefore necessary, among other, that a most strict control of all passengers and of their documents be made in the ports before the leaving of steam ships.

5. Furthermore, considering that Yugoslav traitors mostly travel with false documents, it is necessary to make impossible issuing and using of such false documents. The principal societies where Yugoslav traitors and war criminals are gathered are the "Fraternity of St. Hierolinus" ("Bratovstina sv. Jerolim"), via Tomacelli 112, Rome, and the "Yugoslav Welfare Society" in Rome, with branches around Italy. The Ustaasi elements get false identity cards from the said "Fraternity". The "Yugoslav Welfare Society" received orders from the Allied authorities in Rome that they are not allowed to issue any documents any longer, but they release such documents now to Yugoslav traitors antedated.

Both the Allied and the Italian authorities recognized up to date such identity cards, and Yugoslav traitors used such false documents for getting the sojourning permission in Italy from the Italian Gestapo, Menses and other passports, and necessary visas from

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41c

various foreign representatives.

The Yugoslav Delegation demand therefore that all activities of the so called "Fraternity of St. Hieronymus" and of the so called "Yugoslav Welfare Society" be prohibited and particularly that issuing any documents be made impossible to them. At the same time the Yugoslav Delegation inform herewith that documents issued by the a/m societies have no value, and request that this may be communicated to all Allied and Italian authorities.

5. The Yugoslav Delegation request that a copy of this letter be forwarded to the Italian Government.

Smolally
DR. SLOVEN J. SMOLALAKA,
Yugoslav Representative a.i.
Advisory Council for Italy.

See 4143
11.42

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653 / 90

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BV

EX 74207
JAN 101206

H/9045
JAN 110930
ROUTINE

AFHQ SIGNED SACRED CITE PHGG
GHQ CMF
INFO ALCON ROME FOR DISPER.

CONFIDENTIAL

SECRET.

~~SECRET~~

1. PLEASE FORWARD 5 COPIES IMMEDIATELY NOMINAL ROLE OF ALLEGED USTACHI PRESENTLY IN YOUR CUSTODY.
2. FOREIGN OFFICE CONTEMPLATES WITHOUT AWAITING RESULTS MILITARY INTERROGATION POSSIBILITY HAND OVER OF CERTAIN A-M INDIVIDUALS.
3. NAMES IN FUTURE OF ALL JUGOSLAVS CONFINED ON SUSPICION QUISLING ACTIVITIES SHOULD BE FORWARDED TO THIS HQ FOR BRIT POLAD.

CONFIDENTIAL

SECRET.

AC. DIST.

INFO ACT: DISPERS (2)

INFO: C. COMN.

EX. COMN.

FILE.

SKELETON.

-V 13/1

Capt V

~~SECRET~~

3343

PR 13
WY

Ref: 6517/6/12

12 December, 1946

SUBJECT: Handover of Yugoslav Nationals.

TO : Dr. Sloven J. Smolika,
Yugoslav Representative,
Advisory Council for Italy,
ROME.

Dear Dr. Smolika,

1. I refer to your letter POW.br. 134/46 of 7th December, 1946, and to my letter 4/29.8/46 of 16th September, 1946.

2. In paragraph 4 of my letter under reference I stated that if the wanted man is not under Allied control, requests for arrest should be made to the Italian Government. I also stated in paragraph 5, referring to GURINA Ciril and KOVACEVIC Matija that, if you require their arrest, it would be necessary for you, as Yugoslav Representative in Italy, to apply to the Italian Government through this Headquarters for their arrest and handing over.

3. In the light of the above quoted paragraphs it is clear that the Allied Commission is only a medium of transmission in this matter between you and the Italian authorities since no diplomatic relations exist between the two Countries.

4. In order to comply with the request contained in your letter under reference, it would be therefore necessary that you attach to your letter a memorandum in which you state the names of the wanted persons, their nationality, the reasons why you want them to be arrested and handed over so that the memorandum could be transmitted by this Commission to the Italian Government for any action they deem necessary.

Yours very truly,

MC

H. CAVE, Brigadier,
Executive Commissioner.

PA $\frac{12}{12}$
3342 *MR*



DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Pov. br. 1240/46

7 December 1946

Dear Brigadier Carr,

I beg to refer to your letter No. 4/29.8/CA of 16 Sept. 46,
para 5.

I have the honour to apply herewith that the extradition
of Yugoslav traitors CUDINA Ciril and KOVACEVIC Matija may
be requested from the Italian Government through the
Allied Commission, and that I may be informed about the
results of this request as soon as possible.

Very truly yours

Dr. J. Smolaka

DR. SLOVEN J. SMOLAKA,
Yugoslav Representative a.i.
Advisory Council for Italy.

Brigadier

M. CARR,

Executive Commissioner,

H.Q.A.C.

Capt. V

*387/12
MR*

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DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Pov. br. 1240/46

7 December 1946

Dear Brigadier Carr,

I beg to refer to your letter No. 4/29.8/CA of 16 Sept. 46,
para 5.

I have the honour to apply herewith that the extradition
of Yugoslav traitors CUDINA Ciril and KOVACEVIC Matija may
be requested from the Italian Government through the
Allied Commission, and that I may be informed about the
results of this request as soon as possible.

Very truly yours

Dr. S. Smodlaka

DR. SLOVEN J. SMODLAKA,
Yugoslav Representative a.i.
Advisory Council for Italy.

Brigadier

M. CARR,

Executive Commissioner,

H.Q.A.C.

Copy V

38A 1/2
AK

C O P Y

HEADQUARTERS ALLIED COMMISSION
APO 794
CIVIL AFFAIRS SECTION

Ref: 4/29.8/CA

16 Sept 46

SUBJECT : Handover of Yugoslav Nationals.

TO : Dr. Sloven J. SMODLAKA
Deputy Representative for Yugoslavia,
Advisory Council for Italy,
ROME

Dear Dr. SMODLAKA,

1. I regret the delay in replying to your letters all based on diplomatic correspondence, 344/46, 839/46, 840/46 of the 25th July and 854/46 of the 25th July 46, but it was necessary to refer certain questions to higher authority.

2. I must again refer to my letter 4/29.8/CA of the 1st May 46. In that letter I informed you that AFHQ have issued, and are issuing appropriate instructions in all cases in which the US and British Government have agreed to return Yugoslavs, and that all such persons who have been found have already been returned and that others will be returned as they are found.

My letter further stated that if it is desired to make representations on the basis of diplomatic correspondence, such representations should be made through diplomatic channels.

3. I have been instructed, therefore to inform you that your letters based on diplomatic correspondence asking for arrest and handing over serve no useful purpose, and I would appreciate it if you would cease making such applications to this Headquarters.

4. I have also been instructed to draw your attention to the fact that the power of arrest in Italy, except in A.M.G. territory, lies with the Italian Government and requests for arrests should be made to that Government, unless the wanted man is already under Allied control. In the latter case the request for arrest and handing over should be made by Belgrade to London if the wanted man is in the hands of the British Forces, or by Belgrade to Washington if he is in the hands of the US Forces.

5. Two cases have now occurred in which AFHQ have been unable to trace as being in Allied custody, two persons whom the Allied Governments have agreed should be handed over.

These two persons are CUDINA Ciril, and KOVACIC Matja, referred to in your letters 735/46 and 736/46 of the 1st July 46.

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If you require the arrest of these two persons it will be necessary, for you, as Yugoslav Representative in Italy to apply to the Italian Government through this Headquarters for their arrest and handing over.

If and when further cases of a similar nature occur you will be informed in order that you can make application through this Headquarters to the Italian Government for the arrest and handing over.

6. In future will you please ensure that all matters related to alleged Yugoslav traitors are addressed only to the Section at this Headquarters which deals with this subject, that is, to the Office of the Vice President, Civil Affairs Section.

Yours very truly,

sgd. M. CARR, Brigadier,
VP CA Section.

Copy to: PS S/C (Security Div)
Legal S/C.

*original copy
is in file 4/29.8/CA
now closed
JRV
opt
12/12*

3339

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5 : 911.30

27 August 1946

SUBJECT : Yugoslav Traitors.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Reference your letters 4/29.8/CA of the 2nd and 3rd August,

1. It is still true that if Dr. Smodlaka desires to complain that promises contained in diplomatic correspondence have not been honored his complaint must be made through diplomatic channels. This Headquarters is obviously unable to deal with the alleged contents of documents of which it has not copies.

2. When Dr. Smodlaka has made through diplomatic channels any request for extradition the Foreign Office and State Departments consider the evidence and if they decide that a certain person should be handed over, this Headquarters and Dr. Smodlaka are so informed.

3. When this Headquarters receives such an instruction the position is reported through you to Dr. Smodlaka. It can only act when it receives instructions and it invariably does carry out the instructions it receives. Dr. Smodlaka's letters to you asking for extradition serve no useful purpose and he may be so informed.

4. There is, however, one further complication. Dr. Smodlaka makes his request for extradition through diplomatic channels quite regardless of whether the wanted person is in Allied custody or not. The Allies have reserved no powers of arrest in Italy except on the ground of the security of their own forces and cannot therefore arrest Yugoslavs for the purpose of extraditing them. All that they can do, if an alleged Yugoslav traitor is not under Allied control, is to inform the Italian Government of the Yugoslav Government's request. All further correspondence on such cases should pass between the Italian Government and Dr. Smodlaka (through AIGOM as a post office) and not with this Headquarters which has no further concern.

5. With regard to this Headquarters two letters 3371/2/A2 of the 25th July, please inform Dr. Smodlaka:

a. That NIKOLIC, Ante: BOCLIC, Franko: BUCIC, Vlatko and RADJIC, Velisa were handed to XIII Corps on 27th July for repatriation.

b. That CUDINA Civil and KOVACIC Matija are not under Allied custody and control and that the Yugoslav Government should apply to the Italian Government for their arrest and extradition. You will also inform the Italian Government that the Allied Governments have investigated the cases against these men and are of

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opinion that if they are found they may properly be handed over to the Yugoslav Government.

6. It is not considered necessary to mention those not yet traced. They will be the subject of further communication when they are traced or it is ascertained that they are not in Allied custody.

7. With regard to correspondence on this matter. It is noted that your letters relative to these Yugoslav Traitors are headed War Crimes - Italians against Yugoslavs. This is confusing as War Crimes and Traitors are dealt with by entirely different branches of this Headquarters.

BY COMMAND OF LIEUTENANT GENERAL LEE:

A. L. HAMLEN
Colonel, GSC
Assistant Chief of Staff, G-5

*Original letter is
in file 4/29.8/CA
now closed*

3337

