

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

785017

ACC

10000/109/1302.
(VOL. I)

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

785017

10000/109/1302
(VOL. I)

REQUISITIONING OF PROPERTY
FEB. - JULY 1944

0002

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
APO 394

Ref/19/100/CA

13 July 1944

SUBJECT: Requisitioning of Property at Via Bisignano 4.

TO : R.C. Region III

Reference this Headquarters letter 19/7/44 of 15
June 44, may a reply now be received please.

Mc
NORMAN E. FESKE
Colonel
Deputy Executive
Commissioner

4738

0003

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.S. SECTION
APO 394

7 July 1944.

Ref/13/99/OK

SUBJECT: Property.

TO : R.C. Region II

1. Attached is copy of request from the British Minister to the Holy See for information about the property of Monasterio Gardens at Gervina in Berlin.
2. The British Minister has been informed that the matter will be investigated and report sent to him as to whether the property has been requisitioned or not and whether occupied.
3. Please obtain the facts of this case and report as soon as possible so that the British Minister may be advised.

pk
NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

Copy to:
Rome Area Allied Command, APO 794, U.S. Army.
(Your letter of 3 July refers.)

4735

785017

Lt Col. Shapp

Pl. su 91.

I spoke to Col. Upjohn as indicated in para 5 and explained that the Establishment Officer (Col. Albright) maintained that the whole matter of Requisitioning of Property was covered by Establishment Memo. No. 5.

Col. Upjohn still insists however that the letter to Region IV at 80 is inaccurate & should be withdrawn. I do not agree and in any case think that the subject of Region IV's original letter at 47 is dead and was only academic anyway.

There remains the question of the suggested conference in para 14 of letter from Legal S.C. on folio 77. This conference may be able to decide the question raised in para 11 (fo. 77) which is also outstanding on file 1.5/CA.

2. July 2.

4732

0005

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

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194 133
SECRET
A LIED CONTROL COMMISSION

- 6 JUL 1944 INCOMING MESSAGE

2992

TO: ACTION ACC ADV HQ INFO ACC MAIN AAI AFHQ ADV CP HQ MAAP
 SIGNAL MESSAGE CENTER No: 31/06
 FROM: AFHQ SIGNED SACRED CLASSIFICATION: SECRET
 REFERENCE No: FX 68729 PRECEDENCE: PRIORITY
 DATE AND TIME OF ORIGIN: JULY 5/1719 OFFICE OF ORIGIN: CITE FHGG

QUESTION IN YOUR ADV 224 IS WHETHER IRISH OWNED RELIGIOUS HOUSE MAY BE REQUISITIONED.
 OUR F 41945 OF 5 MAY WAS IN PART AS FOLLOWS : A QUESTION OF OCCUPYING OR REQUISITIONING
 VATICAN OR OTHER RELIGIOUS PROPERTY WITHIN ITALY WILL ALWAYS BE SUBMITTED TO AFHQ IN
 ORDER THAT IT MAY BE FURTHER REFERRED TO COMBINED CHIEFS OF STAFF, SAVE IN CASE OF
 OVERRIDING OPERATIONAL NECESSITY WHEN REPORT WILL IMMEDIATELY BE SUBMITTED TO AFHQ
 WHICH IS DIRECTED TO REPORT TO CCS. PARA CASE OF VILLA IFLINDA APPEARS FROM YOUR
 CABLE TO BE "RELIGIOUS PROPERTY" AS USED ABOVE

ACC MAIN DIST

INFO ACTION CA BR (2)
 INFO DEP CC
 POL SEC
 FILE
 FLOAT (2)



DATE and Time of RECEIPT JULY 6/0154

Distribution:

0006

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

19
5 JUL 1948

CAB Naples
952957

FROM:

ADD ADV 81
ADV 224

01 1900

RESTRICTED
ROUTINE
CIVIL AFFAIRS BRANCH

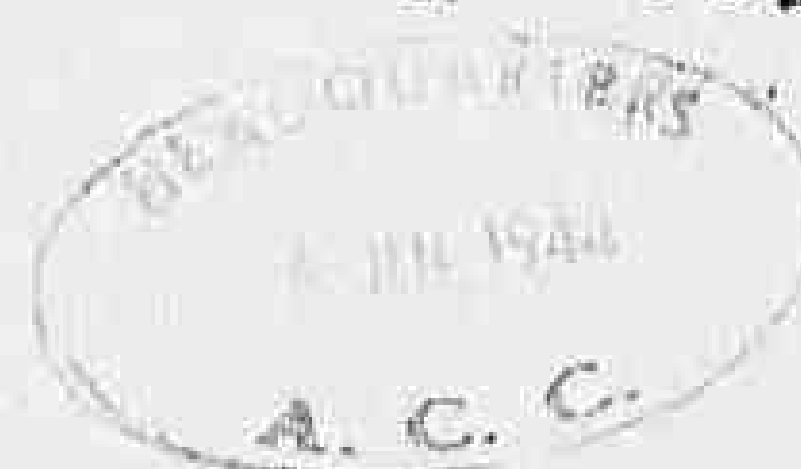
MINISTER OF HOME AFFAIRS AT THE VATICAN CLAIMING THAT A GUARANTEE WAS
GIVEN BY THE VATICAN FROM REQUISITION OF IRISH OWNED RELIGIOUS BUILDINGS BY
PARISH TO FREEDOM FOR GEORGE FIVE FROM ABLE CHARLES CHARLES ADV IN 1938.
FISHER PARISH TO CASE IN POINT IS VILLA IRLANDA HOLIDAY VILLA AT FORTIA
BELONGING TO THE IRISH COLLEGE WHICH HAS BEEN REQUISITIONED AND IS NOW
OCCUPIED BY AN ITALIAN DISPENSARY FOR CIVILIANS SO GRATEFUL FOR YOUR EARLY
ADVICE

file 717

END DISTRIBUTION

Home Area Command (ref letter of 29 June)
Region IV
British Legation to the Holy See, Vatican City.

4732



0007

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

45
B
ROME AREA ALLIED COMMAND.
A.P.O. 794. U.S. ARMY.

9293
3 July 1944.

Subject: Information about the Palazzo and family property of Mons. Nardone at Gravina in Apulia.

To : The R.C. and M.G. Allied Control Commission.

1. Attached is a request for the British Minister to the Holy See for information about the property of Monsignor Nardone at Gravina in Apulia.

2. We have informed the British Minister that we were sending this communication to you for investigation and report about whether it has or has not been requisitioned and occupied.

3. It would be appreciated if the facts of the case could be ascertained, and if we might be informed whether or not the property has been requisitioned so that we can communicate the information to the British Minister.

Harry H. Johnson
HARRY H. JOHNSON.
Major General, U.S. Army.
Commanding.

4731

93

MAJOR GENERAL JOHNSON

In one or two recent communications you have counselled patience on the part of those who desire permits to travel outside Rome and, this being so, I do not know whether there is much object in my transmitting requests like the present. As however the petitioner is a very high official at the Papal Court, Monsignor Beniamino Nardone, Secretary of the Congregation of Ceremonies, I think that I had better pass it on so that, even if you are unable to do anything about it at present, I can say that I have applied to you and that the matter will be taken into consideration when circumstances permit. The same will apply to other requests of a similar kind which I think it best to forward to you.

Monsignor Nardone states that his family property is situated at Gravina in Apulia and, having heard that his "palazzo" has been requisitioned and occupied, he would now

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know whether there is much object in my transmitting requests like the present. As however the petitioner is a very high official at the Papal Court, Monsignor Beniamino Nardone, Secretary of the Congregation of Ceremonies, I think that I had better pass it on so that, even if you are unable to do anything about it at present, I can say that I have applied to you and that the matter will be taken into consideration when circumstances permit. The same will apply to other requests of a similar kind which I think it best to forward to you.

Monsignor Nardone states that his family property is situated at Gravina in Apulia and, having heard that his "palazzo" has been requisitioned and occupied, he would now like to send there his brother Commendatore Francesco Nardone, in order to make sure of the position. He therefore begs that I will urge the competent military authorities to procure the necessary permit for the Commendatore's journey, and also a letter of introduction and of recommendation to the British or Allied authorities on the spot in order that his task of investigation may be facilitated.

I shall be grateful for anything that you can do in the matter and perhaps, if you are unable at present to obtain a permit for the voyage, you would be able to cause enquiries...

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98
enquiries to be made as to whether Monsignor Nardone's
house has in fact been requisitioned or taken over by
Allied forces.

D. G. Jones


British Legation to the Holy See,

June 24th 1944.

4723

0011

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19 11
 REAR HEADQUARTERS 27 JUN 1944
 ALLIED CONTROL COMMISSION
 1.782. SUB-COMMISSION
 APO 394

11/52
 CABO 91
 112954

REFERENCE : APO/101/L.

27 Jun 44

SUBJECT : Requisitioning of Property.

TO : M.C. & M.G. Jackson.

1. Reference your letter 19/50/LA of 24 ^{June} 1944 and telephone conversation Major Reaker - Capt. More.

2. It is not understood why this sub-commission was not sent a copy of your letter to Region IV at time of dispatch. 47

3. Your letter to Region IV is not considered to be an adequate reply to their letter 44/100.8 and 10.81 of 25/5/44 and dated with your letter 19/52/LA of 10/4/44.

4. In particular para 6 of your letter is not in accordance with paragraphs 11-14 of our letter 1015/L of 25/5/44 and should be withdrawn.

5. It is understood that Major Driffeld-Smith will telephone Col. H. 101A on this matter on his return from leave tomorrow.

Tasper More
 Capt

for GERALD R. UPTON,
 Colonel,
 Chief Legal Officer.

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HEADQUARTERS
 100 CONTROL COMMISSION
 R.C. & M.C. Section
 APO 394

24 June 1944

Ref/19/90/GA.

SUBJECT: Requisitioning of Property.

TO : Legal Sub-Commission.

1. Reference your MCC/1015/L of 22 June 1944, a reply was sent to Region IV in the following terms:

"2. Requisitioning of Buildings.
 This is always done through Town Majors of Districts or Base Sections or in the case of Army areas through "Q" branches of Formations.

"3. The instruction to which you refer has not been issued by HQUSMA.

"4. Regional officers have no power to requisition.

"5. Buildings, with contents, may be requisitioned but purchase of equipment or fittings at the public expense is prohibited.

"6. Requisitioning of buildings for civilian purposes.
 There is no specific authority for this but it may be taken that the wording "for military purposes" and "use of the Army" would apply to all activities in which A.C.C. personnel are engaged."

2. Establishments Branch were consulted in the matter and stated that so far as Region IV were concerned this was settled some time ago.

4727
 NORMAN E. FLEET
 Colonel,
 Deputy Executive
 Commissioner.

JSR/RAC.

0013

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

HEAD HEADQUARTERS
ALLIED CONTINGENT COMMAND
LEGAL SUB-COMMITTEE

19. JUN 1944

19. CAB.

JE/pa

11/25

11-2475

REFERENCE : ACC/4015/L.

SUBJECT : Requisitioning of Property.

TO : Deputy Executive Commissioner.

22 Jun 44

1. Reference my letter ACC/4015/L of 25/5/44.
2. This is to remind you that I have had no reply to my letter.

See 90

pk

GERALD R. UPJOHN,
Colonel,
Chief Legal Officer.

4723

0014

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 324

Ref/19/88/Cs.

15 June 1944

SUBJECT: Requisitioning of Property at Via
Rinignano 4.
TO : R.C. Region III.

1. Reference your letter 13156 of 9 June 44 the apartment with which Sig. Prunis is concerned is that belonging to his mother-in-law Countess del Balzo and is not the same apartment as that belonging to His Excellency Giulio Rodino.

2. It has been apparently and still is requisitioned by Air Force Command Service. He is anxious for this apartment to be co-requisitioned as soon as possible, will you please make inquiries with regard to this apartment.

[Signature]
NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

JHR/JR

Noted 30/6
[Signature]
4725

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

19 13 JUN 14

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394 - US ARMY

9 June 1944

R/3156

SUBJECT: Requisitioning of Property at Via Bisignano 4

TO : PA Executive Commissioner
Attention: Captain E. J. Morden

1. On 18 May 1944, a letter was addressed to Regional Control & Military Government Section, Headquarters, Allied Control Commission, REF R/3062, attaching four (4) inclosures pertaining to the requisitioning of apartment #7 386 Fosillipo.

2. A copy of the letter of 18 May 1944 is attached.

Charles Polletti
CHARLES POLETTI
Colonel
Regional Commissioner

INCL: 1

Requisitioning of Apartment
386 Fosillipo - Apt. 7
18 May 1944 REF R/3062

4723

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

TRUE COPY

HEADQUARTERS
REGION #3, ALLIED CONTROL COMMISSION
APO 391 - US ARMY

R/3062

18 May 1944

SUBJECT: Requisitioning of Apartment - 386 Posillipo - Apartment #9

TO : Regional Control & Military Government Section
Headquarters, Allied Control Commission

1. I am attaching correspondence dealing with the material under consideration. This correspondence would indicate that the entire matter is settled. It was presumed that his Excellency Giulio Rodino had informed Mr. Caccio to this effect.

CHARLES POLETTI
Lt. Colonel
Regional Commissioner

CP/MFN/pm

INCL: 4

Requisitioning of Apt. 386 Posillipo
23 March 1944
Letter from A. F. Guidette, Capt.
23 March 1944
Letter from Colonel Sawin
12 March 1944
Letter from Capt. A. F. Guidette
9 March 1944

4720

0017

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R. UNIVERSITA DEGLI STUDI DI BARI Recd

File No. 3492 41

19 18
HO ACC. ACC. 24

Sec'y Gen.

Rec'd 12 June 1945

By DFE

TO: Colonel of the ACC, Bari
Town Major, Excellency Lawyer Lucifero, Prefect of Bari

And for Information: Honorable President of the Council of
Ministers, Salerno.
Excellency, General Mac Farlane, ACC, Naples.

Under the present circumstances in the midst of immense difficulties which are ever increasing, this University performs its otherwise increased task with an ever decreasing personnel. It is greatly concerned lest the few modest homes of its professor officials ~~be requisitioned~~ and above all, of the professors of the Medical Faculty, ^{be requisitioned} in addition to their teaching duties, the latter also act as assistants inasmuch as the clinics function also as hospitals which the Allies are using to a great extent.

The above mentioned administrative professor officials are obliged to have residence. Here they must teach the students and help the sick continually. Many times they are called without notice on urgent cases, even at night. They must substitute for many of their absent colleagues, thereby increasing their activity. Some of them have had to store away in their homes scientific material from our Institutes ^{whose} because the availability of quarters has been greatly reduced because of the present necessity.

Therefore, we appeal ^{so} that the above mentioned few homes be not requisitioned. In these homes are found important libraries which cannot be transported elsewhere without great danger of losses and serious damage to the professor who would be deprived of the material indispensable for his teaching and profession. These homes are also equipped with medicine cabinets which are not ~~easy to transport~~ easy to transport elsewhere, be it for their set-up or because of the necessity of the public which, especially in urgent cases, runs directly to the place which by long practice it knows, not having the time or the means to go elsewhere.

The University feels confident that its appeal will be granted in view of the peculiar and grave necessities indicated and the danger of not being able to perform its serious and multiple tasks for lack of teaching personnel already extraordinarily reduced.

The Rector

4722

/s/ illegible

CPK

785017



R. Università degli Studi di Bari

10 Jun 1900
OFE

6 GIU 1944

Prot. 3482 Pres. A. Alleg.

Risposta al foglio N° del

OGGETTO:

Ill.mo Signor Colonnello
della Commissione Alleata di Controllo
B A R I

.....(Town Major).....
Eccellenza Avv. LUCIFERO
Prefetto di
B A R I

e per conoscenza:
On.le Presidenza del Consiglio dei
Ministri
S A L E R N O

Ill.mo Signor Generale MAC FARLANE
Generale della Commissione Alleata di
Controllo
N A P O L I

Questa R. Università, la quale nelle attuali circostanze in mezzo a difficoltà immense e sempre crescenti, assolve un compito oltremodo aumentato con personale sempre più ridotto, fa vive premure perché non siano requisite almeno le poche modeste abitazioni dei suoi professori ufficiali e soprattutto di quelli della Facoltà medica, i quali oltre ai doveri didattici hanno anche compiti assistenziali giacché le cliniche funzionano anche da ospedale di cui largamente si servono gli alleati.

I suddetti professori ufficiali governativi hanno obbligo di residenza, debbono qui insegnare agli studenti ed assistere i malati con assiduità e molte volte anche improvvisamente di urgenza e di notte, debbono sostituire parecchi dei loro colleghi assenti moltiplicando la loro attività, e taluni di essi hanno perfino da custodire nelle loro case materiale scientifico dei nostri Istituti la cui disponibilità di locali è stata molto ridotta per le necessità attuali.

Si prega pertanto di non requisire le poche case suddette, nelle quali si trovano importanti biblioteche che non possono essere trasportate altrove senza grave pericolo di perdite e grave danno del professore che verrebbe a non avere più il materiale in-

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dispensabile per l'insegnamento e la professione. Quelle case servono anche da gabinetti medici non facilmente trasportabili altrove sia per i loro impianti sia per le necessità del pubblico che specialmente nei frequenti momenti di urgenza corre difilato al posto che per lunga pratica conosce senza avere tempo e modo di cercare altrove.

Questa Università nutre viva fiducia che il suo voto sia accolto in vista della peculiari e gravi necessità prospettate e del pericolo di non poter più assolvere i suoi gravissimi e molteplici compiti per difetto del personale insegnante già straordinariamente ridotto.

IL RETTORE

Alfano

0020

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
APO 394

Ref/19/33/GA

7 June 1944

SUBJECT: Requisitioning.

TO : Naval Sub-Commission.

1. I refer to ~~IA-2~~2/ACC of 23 May addressed to Industry & Commerce Sub-Commission.

2. The proper procedure for an Allied Command to follow in requisitioning a factory or workshop or any other form of property in Italian Government territory is to request the Italian Government to effect the requisition.

3. The fact that the Italian Government refer these requests to their Ministry of Commerce Industry and Labor is a domestic matter of the Italian Government with which we are not concerned providing the requisition takes place.

NEB
NORMAN E. PIERCE
Colonel
Deputy Executive
Commissioner

WJR

4723

0021

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

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82

ALLIED CONTROL COMMISSION
NAVAL SUB-COMMISSION
Navy House, Taranto, Italy

File No.
L8-2/ACC

23 May 1944

Serial: (253)

From: Naval Sub-Commission, Allied Control Commission.
To : Industry and Commerce Sub-Commission, Allied Control
Commission.

Subject: Requisitioning of Buildings Used for Industrial Purposes.

Enclosure: (A) Copy of Commander-in-Chief, Ionian (Italian) ltr.
to FOTA 23251/S.2 of 11 May 1944 and transcription
of Italian Minister of Marine ltr.No. 2578.

1. Enclosure (A) is forwarded with the request that
the Industry and Commerce Sub-Commission comment on the correct-
ness of the stipulation of the Italian Council of Ministers.

2. In addition, it is requested that this Sub-Commission
be informed as to the proper procedure for an Allied Command to
follow in requisitioning a factory or workshop.

/s/ H. W. Zirolì

H. W. ZIROLI,
Commodore, U. S. Navy,
for Chief, Naval Sub-Commission, A.C.C.

4713

C o p y

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

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81

C O P Y

From: C. in C. Ionian
To: F O T A
Date: 11.5.44
Ref.: 23251/S.2 - Encls. Nil.

Subject: Requisitioning of Buildings
Used for Industrial Purposes.

For your information, I transcribe letter No. 2578 of 28th ulto. from the Ministry of Marine.

If you deem it convenient to do so, I shall be obliged if you will notify subordinate Commands in accordance.

C. in C.
(sgd.) ALBERTO DA ZARA.

"With reference to letter No. 1388 of 10th March last (copy to Marina Sicilia), you are informed that the Presidency of the Council of Ministers, in letter No. 2745 dated 21st ulto. has stipulated that, except in urgent cases, the prior authorization from the Ministry of Commerce, Industry and Labor is necessary to any requests from Allied Commands to requisition factories or workshops."

(Sgd.) Chief of Cabinet 4718

DG.-)

(ENCLOSURE (A))

0023

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

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HEADQUARTERS
ARMED CONTROL COMMISSION
R.C. & M.C. Section
APO 394

Dec/19/80/CA.

4 June 1944.

SUBJECT: Requisitioning.

TO : Region IV.

1. I believe that the following will answer on broad lines all the points raised in your letter BA/386.8 and 386.31 dated 28 Mar 44.
2. Requisitioning of Buildings.
This is always done through Town Majors of Districts or Base Sections or in the case of army areas through "C" branches of formation.
3. The instruction to which you refer has not been issued by HATORDA.
4. Regional Officers have no power to requisition.
5. Buildings, with contents, may be requisitioned but purchase of equipment or fittings at the public expense is prohibited.
6. Requisitioning of buildings for civilian purposes.
There is no specific authority for this but it may be taken that the wording "For Military Purposes" and "Use of the Army" would apply to all activities in which A.C.C. personnel are engaged.
7. I regret that your letter has been unanswered for so long and if the problem is still with you I hope the foregoing will assist

E. Talbot

4717

ROBERT E. FINE,
Colonel,
Deputy Executive
Commissioner.

? Copies to be made of this letter
and sent to 2/4/44 of 25/1/44

785017

Establishments Branch

This is, I am sure, a very expensive opinion on something about which I am also sure you know a good deal already.

Do you think there is a case for a conference as suggested in para 1st?

W. Driffell (White)
Major
29/10.

Major Driffell (White): -

If you really want to answer this, a suggested draft attached (except para 5).

So far as Reg IV is concerned this was settled long ago.

joja

4716

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11111

①

✓ 1. Referred your letter 25 May 1949, file ACC/4015/L subject Requisition, of Property, and Region IV inquiring, Region IV could not make a specific case in conference with the Establishment officer which could not be handled under existing regulation.

specific
2. No instruction has been issued by Natonsa. Base Sections and Districts control requisitioning in their areas through Town Majors or other local representatives. In Army Areas, Army requisitioning officers are, with every Division. So far as issuing another Establishment Memorandum is concerned, no one reads the mass of material now issued, and the Est. Officer feels that it is a useless gesture.

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(2)

3. There appears to be no conflict between para 2(b) of Est. Memo. No 5 (published as Executive Memo 28) and para 25 of SRO 123. In the latter, you follow normal procedure and requisition building, and contents. The former prohibits purchase at public expense.

4. There is no authority to requisition for civilian purposes but there is no objection to the interpretation of "Military Purposes" and "Use of the Army" as extending to all requirements that are controlled and supervised by allied military personnel. No delegation of any authority should be given to Regional or Provincial Commissioners. They requisition ⁴⁷¹⁴ through Army or Base ^{Section} Channels in respective Army or Base areas.

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(3)

5: This entire matter is a
great to do about nothing as
Region II decided when they
really got a job.

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

RESTRICTED

31 MAY Recd

600

CA R

FIATOT RPTD ACC BAIN

H18/31

MEMO

RESTRICTED

NONE

AM1249

30

PSY310108

HEADQUAR
31 MAY 1944
A. C. C.

REQUEST MEDICAL INFORM BEGGIE DADMS MEMO NOW VISITING THAT
AMERICAN HOSPITAL WISHES REQUISITION PART MALTA HOSPITAL IN CAMPANIA.

ACC DISTN

Info - Acc
Army to
PH Rear
CA R
File
Lost
4712

PSY310108

RESTRICTED

SL MIA

CRB
26 MAY 1944
SECRET

19
~~SECRET~~
Receiv Allied SECRET

S. 3232

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394.

25 Nov. 1944.

HEADQUARTERS
26 MAR 1944
A. C. C.

REFERENCE : ACC/4C15/L. *see 89*
SUBJECT : Requisitioning of Property.
TO : Deputy Executive Commissioner, A.C.C.

1. Reference your letter 19/52/CA of 10/4/44 enclosing letter PL/386.8 and 386.81 of 28/3/44 from RC, Region IV.

2. Real Property Requisitions for benefit of AND officers and EN/GR.

R.C., Region IV points out that the procedure for such requisitions is laid down in GRO 1-3 of 18/2/44; he asks whether an instruction in similar terms has been or is to be issued, so far as American officers are concerned, in a NATOUSA circular.

3. So far as this Sub-Commission has been able to ascertain, no such NATOUSA circular has so far been issued.

4. RC suggests that the appropriate requisitioning procedure to be followed will depend on whether the area in which the property is situated is a "British" or "American" area.

As regards requisitioning of vehicles and supplies, Establishment Memorandum No. 14 of 1 May 1944 lays down (see para 1 (a) (3)) that, except in Army areas, regions will requisition in the proportion of approximately 50% British and 50% American charges; and that, as regards armies, requisitions in 5th Army area will be American and requisitions in 8th Army area will be British. The question of requisitioning of lands and buildings has been discussed with Establishment Office, G-4, H.Q., A.C.C. who confirm that the principles laid down in this memorandum should be applied also in regard to lands and buildings. I suggest that a further Establishment Memorandum should be issued to make this clear.

0030

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

SECRET

SUBJECT: Requisitioning of Property.

20 MAR 1944

TO: Deputy Executive Commissioner, A.C.C.

A. C. C.

1. Reference your letter 19/52/GA of 10/4/44 enclosing letter PL/396.8 and 386.81 of 28/3/44 from RC, Region IV.

2. Real Property Requisitions for benefit of AMG officers and EM/OR.

R.C., Region IV points out that the procedure for such requisitions is laid down in GPO 123 of 18/2/44; he asks whether an instruction in similar terms has been or is to be issued, so far as American officers are concerned, in a MATCUSA circular.

3. So far as this Sub-Commission has been able to ascertain, no such MATCUSA circular has so far been issued.

4. RC suggests that the appropriate requisitioning procedure to be followed will depend on whether the area in which the property is situated is a "British" or "American" area.

As regards requisition of vehicles and supplies, Establishment Memorandum No. 14 of 1 May 1944 lays down (see para 1 (a) (3)) that, except in Army areas, regions will requisition in the proportion of approximately 50% British and 50% American charges; and that, as regards armies, requisitions in 5th Army area will be American and requisitions in 8th Army area will be British. The question of requisition of lands and buildings has been discussed with Establishment Office, G-4, H.Q., A.C.C. who confirm that the principles laid down in this memorandum should be applied also in regard to lands and buildings. I suggest that a further Establishment Memorandum should be issued to make this clear.

5. Requisition of contents of buildings for mess. The question is asked whether, in view of paragraph 23 of GPO 123 and paragraph 24 of memorandum dated 19/1/44 referred to in Executive Memorandum No. 18, application for the requisitioning of crockery, cutlery, etc. for mess purposes may be made if it is available in a building which is being requisitioned.

6. GPO 123 was published after Establishment Memorandum No. 5 was originally issued and it would appear to be within your powers if you so desire to withdraw para 2 (b) of letter dated 19 January to H.Q. Comdt and to rely on the wider powers given by GPO 123 para 25. At the same time the principles laid down in para 3 of Establishment Memorandum No. 5 should continue to be observed in requisitioning crockery, etc.

7. Requisitioning of buildings for civilian purposes. RC points out that there is no authority under GPO 123 to requisition buildings or contents for civilian purposes (e.g. refugee camp, civilian food warehouse, etc.) and suggests that a specific delegation of authority to Regional and Provincial Commissioners is desirable, unless the necessary powers already exist under GPOCT HQ SIXTY letters to SCACs (File No. 266/HQ dated 27 August 1943). I do not

1.

SECRET
No. 12356 Section 3.3/NND

785017

SECRET
 British Secret

2.

think this should be relied upon.

8. As regards Italian Government territory, direct and unrestricted right of requisition is expressly reserved to us by Article 8 of Document A. In fact, requisitions in this territory are being arranged through the agency of the Comando Genio Militare, Ufficio Lavori.

9. As regards Military Government territory, the legal basis (and only legal basis) for direct requisitioning by the Allied Forces is to be found in the Hague Regulations. Under these Regulations, the temporary use of lands and buildings is permitted, but only for the wants of the army (see Articles 46, 52, 55 and 56; also MML paras. 409-10); and GRC 123 is limited accordingly.

10. Many of the cases envisaged by the Regional Commissioner would in my view be covered by these rules. Thus, the requisition of a site or buildings for accommodation of civilian refugees would be justified in an operational zone, where military considerations required an immediate evacuation of the civilian population.

11. Other cases, however, may very well occur which might not be so covered (e.g., the requisition in Military Government territory of a site or buildings urgently required for refugees arriving from Yugoslavia). So far as I am aware, no directive has been issued to cover such cases; and it may be of importance that instructions should be issued and that powers should be specifically delegated to Regional and Provincial Commissioners.

12. I should, however, point out that, apart from the Armistice terms, there is no legal basis for the issue of any such instructions in Military Government territory. Under paragraphs 19 and 36 of the Armistice terms the Italian Government has agreed to make available such local resources or services as the United Nations may require, but it is obviously undesirable that our officers, when confronted with a sudden emergency, should have to proceed through Italian Government channels. The matter could best be resolved by reaching agreement with the Italian Government that as regards cases not covered by paras. 9 and 10 above, the United Nations should be accorded in Military Government territory the same direct and unrestricted right of requisition as has been reserved in Italian Government territory.

for direct requisitioning by the Allied Forces is to be found in the Hague Regulations. Under these Regulations, the temporary use of lands and buildings is permitted, but only for the wants of the army (see Articles 46, 52, 55 and 56; also IHL para. 409-10); and CRC 129 is limited accordingly.

10. Many of the cases envisaged by the Regional Commissioner would in my view be covered by these rules. Thus, the requisition of a site or buildings for accommodation of civilian refugees would be justified in an operational zone, where military considerations required an immediate evacuation of the civilian population.

11. Other cases, however, may very well occur which might not be so covered (e.g., the requisition in Military Government territory of a site or buildings urgently required for refugees arriving from Yugoslavia). So far as I am aware, no directive has been issued to cover such cases; and it may be of importance that instructions should be issued and that powers should be specifically delegated to Regional and Provincial Commissioners.

12. I should, however, point out that, apart from the Armistice terms, there is no legal basis for the issue of any such instructions in Military Government territory. Under paragraphs 19 and 36 of the Armistice terms the Italian Government has agreed to make available such local resources or services as the United Nations may require, but it is obviously undesirable that our officers, when confronted with a sudden emergency, should have to proceed through Italian government channels. The matter could best be resolved by reaching agreement with the Italian government that as regards cases not covered by paras. 9 and 10 above, the United Nations should be accorded in Military Government territory the same direct and unrestricted right of requisition as has been reserved in Italian government territory.

13. It should also be borne in mind that whereas under international law payment would have to be made for requisitions effected in accordance with paragraph 9 above, requisitions effected under the Armistice terms or Document "A" may properly be made without prejudice to the question of payment (See Armistice Terms para 33 (A) and Document "A" para 14) which will be settled at the Peace Conference.

14. It is clear that a directive is required both as regards procedure and as regards payment. Questions of policy are involved which you may wish to discuss with the relevant authorities. It is suggested that, as a preliminary you should call a conference which should include representatives of Legal and Finance Sub-Commissions, ACC, and probably of the Director of Claims and Hirings.

GRU/rev.

Freddie Rhymer

CEALD R. UPJOHN,
Colonel,
Chief Legal Officer.

U.S. SECRET
British SECRET

0033

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

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 594.

R.O. & M.C. Section.

Ref: 19/76/CA.

23th May 1944.

SUBJECT: Requisitioning of Property
at Via Bisignano 4.

TO : Regional Commissioner,
Region III.

Reference my letters 19/39/CA of 17.May.44 and
19/80/CA of 3.May.44, as this matter has now been outstanding
a long time could action be taken to clear it without more
delay.

65.

Sgt. E. S. Mordley

Captain,
PA to Executive Commissioner.

ESM/JC.

4703

0034

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

15 May 1944 *92nd Airborne*
 21 MAY 1944 *U-8061 75*

HEADQUARTERS
 REGION 3, ALLIED CONTROL COMMISSION
 APO 394 - US ARMY

R/3062

18 May 1944

SUBJECT: Requisitioning of Apartment-386 Posillipo - Apartment #7

TO : Regional Control & Military Government Section
 Headquarters, Allied Control Commission

71-74

1. I am attaching correspondence dealing with the material under consideration. This correspondence would indicate that the entire matter is settled. It was presumed that his Excellency Giulio Rodino had informed Mr. Caccia to this effect.

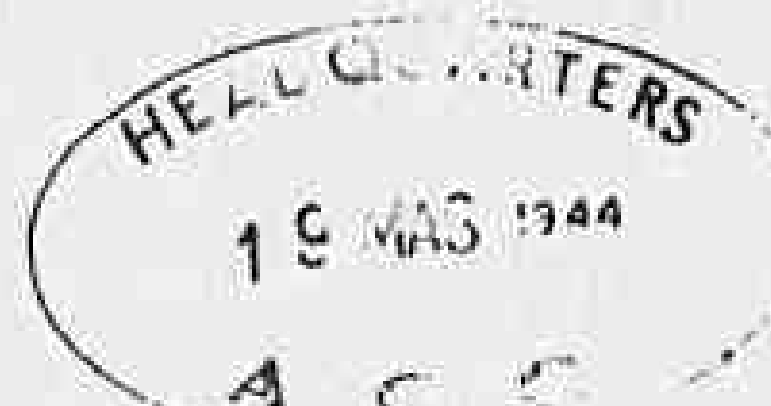
Charles Poletti
 CHARLES POLETTI

Lt. Colonel
 Regional Commissioner

CP/MFN/pm

INCL: 4

73 74
 Requisitioning of Apt. 386 Posilli
 23 March 1944
 Letter from A. F. Guidette, Capt.
 23 March 1944
 Letter from Colonel Sawin
 12 March 1944
 Letter from Capt. A. F. Guidette
 9 March 1944



*Letter from
 Capt. A. F. Guidette
 9 March 1944*

4708

0035

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

TRUE COPY

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394 - US ARMY

74

23 March 1944

TO: Cav. Luigi Furguele

1. Since Apartment No. 7 at 386 Posillipo has not been occupied from the time that the requisition chit was presented to you, it can be assumed that it is not now under requisition.

2. It is, therefore, at your disposition.

ABDON F. GUIDETTE
Capt. Infantry

4703

TRUE COPY

0036

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

TRUE COPY
HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394 - US ARMY

23 March 1944

SUBJECT: Requisitioning of Apt. 386 Posillipo

TO : Lt. Col. Griffith, HQ. M.A., P.B.S.

1. Apartment No. 7 at 386 Posillipo was requisitioned on an informal chit before the first of the year by the U.M. Corps. It was never occupied.
2. Mr. Giulio Rodino, an important political figure and former cabinet minister (antifascist) wishes to properly rent this apartment.
3. On the strength that the place had never been occupied, and that requisitioning seemed improperly done, I have given him my O.K. This was done after checking with your office through Lt. Janning.
4. We hope this meets with your approval and if so request that this apartment be not requisitioned.

For the Commanding Officer

A.F.G.

TRUE COPY

4708

0037

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

785017

+ 72
CONTROL COMMISSION

9 March 1944.

SUBJECT: Requisitioning of apartment at No. 4 Via Misenano.

TO : Commanding Officer Services Headquarters S.T.O. Air Force

1. We have a letter from His Eminence the Cardinal of Naples in behalf of His Excellency Giulio Rodinó whose apartment, at Via Piazzano, you wish to requisition.

2. The Honorable Rodinó is an important public figure (antifascist) and a former cabinet Minister. He plays an important part in the present political picture. For exercising his present political and professional activities he needs his apartment and studio which is also a center of the various political activities. Therefore, it is requested that you desist from requisitioning his apartment.

3. We should welcome your inquiries in the matter and to learn your decision.

For the Commanding Officer:

ADON P. GUIDETTI
Capt. Infantry
A. C. C. Region III.

ANG.TE

4705

0038

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

U. S. RESTRICTED
Does Not Restrict

601. 1st Ind. (1-5-5)
HEADQUARTERS, AAF SERVICE COMMAND, MTO, APO 528, 12 March 1944.

TO: Headquarters, Region 3, Allied Control Commission, APO 394.

1. An agreement was reached between Major Mills, this organization, a Representative of Paninsular Base Section, a Representative of Allied Control Commission and His Excellency Giulio Rodino, for the requisitioning of his apartment at 4 Via Bisignano and his villa in the Posillipo.

2. The villa located in Posillipo is to be occupied by Officers of this command and the apartment at 4 Via Bisignano to be requisitioned for his Excellency's occupancy and to protect him against further requisitioning.

For the Commanding General:

C. VAN B. SAVIN,
1st Colonel, CE,
Engineer.

4703

U. S. RESTRICTED
Does Not Restrict

0039

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

785017

19/3/72
P. 1

19 MAY Recd

Executive Commission

72

Ask Region 101

to look into this H.

4703

CAB

11/17/72

HA Wm J. Gaf

0040

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

HEADQUARTERS
ALSO TO COMBAT COMMISSION
R.O. & M.A. SECTION
APR 394

Ref/12/69/CA

18 May 1944

SUBJECT: Requisitioning of Property.

TO : R.C. Region III

This is forwarded to you letter from Signora
William D. Robin (Flat No. 22) 18 Via Carducci,
Naples addressed to General MacFarlane, dated 17
May 1944. Will you please investigate the matter
and report to this Headquarters in due course.

HUGHES E. FISKE
Colonel
Deputy Executive
Commissioner

Copy to:

Signora L.B. Robin
Flat No. 22, No. 18 Via Carducci,
Naples.

4702

0041

785017

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

19.2

C.A. BV

18 MAY 1944

2nd Ind.

ENGINEER SERVICE, P.E.S., APO 782, 16 May 1944

TO: C.O., Liaison Div., R.C. & M.G. Section, Hq. A.C.C.

1. Regular property requisition has been made out and signed and copies now on file with S.A. Cellulose-Chloro-Soda, Metropolitan Area Engr. (CAPT. GREEN); and Engineer Service, P.E.S.

For the Engineer Officer:

For *H. Douglas, Capt., C.E.*
R. E. MAC DONALD
Major, C.E.
Purchasing & Contracting Officer

*See Capt. Bowman
written communication dated
10/1/44*

4701

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

23188

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
A.F.O. 394, U.S. ARMY

25 April 44

File 103.172/BS.

Subject: S.A. Cellulosa-Chloro-Soda.
To : P.B.S. Engineer Service
Att. Capt. Foster (Procurement Branch)
(Through P.B.S. Liaison Officer, H.Q. A.C.C.)

1. With reference to letter P.B.S. Engineer Service IRB/bp. 20 March 44, addressed to G.O. 385th Engineer Separate Battalion, copy to this office.
2. Attached is a copy letter 22 April 44 received from Commissioner Signor Sacerdote, Cellulosa-Chloro-Soda, concerning the removal of certain materials without proper authority or requisition.
3. As this procedure is irregular, it would be appreciated if you would kindly take the necessary steps to regularise the situation, and inform this office as to action taken in due course, please.

For the Regional Commissioner:



O.W. Campbell
O.W. CAMPBELL
Captain, AUS
Adjutant

JRS/ma

1st Ind. ACB/eah
LIAISON DIVISION, R.C. & M.G. Sect., HQ, A.C.C. 27 Apr 44.

TO: P.B.S. Engineer Service
Attn. Capt. Foster (Procurement Branch)

Ans
A.C.B.

4700

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

- TRANSLATION -

S.A. CELLULOSA-CLORO-S DA

Napoli, 22 Aprile 44

To: Economic & Supply Division
 HEADQUARTERS = REGION 3
 Allied Control Commission
 APO 394, U.S. ARMY

NAPLES

On the 19th inst. at thirteen hours an American lorry came to our works at Via Argine ai Granili n. 2. The lorry was marked P.B.S. 1090 E.H.Q.11-USA 4449932 and had a yellow disk on the front with the number 18. The party was composed of a USA captain and some soldiers.

The captain gave to understand that he had to take away some material, but when asked for the requisition order, he produced one which was addressed to another firm, Soc.An. Industrie Chimiche Meridionali, which has no connection whatsoever with us.

Although we showed him your order that nothing can be requisitioned from our concern, the USA officer refused to take notice of it and tried to take away some electrical machinery which were fixed in the masonry without succeeding in doing so. He then went away promising that he would return next day with a proper requisition order and asked that his soldiers be allowed to start loosing the said machinery from the masonry early in the morning before his arrival.

The next day, i.e. the 20th inst. the soldiers came with appropriate pneumatic tools removed the afore said electrical machinery and loaded it on the lorry, together with other electrical implements as follows:

- n. 1 Switch Siemens for 300 A.
- n. 1 Circuit-breaker to protect motors for 15 A.
- n. 1 Switch board with 6 switches for 10 A. each.
- n. 10 porcelain reflectors for lamps of 40 cms. diameter.
- n. 3 aspiration engines of the Marelli Co with 1,75 HP motor each.

We insisted that the lorry should not leave our premises before the arrival of the officer with the requisition order, but as by 17 hours the officer had not come, the soldiers went away with the loaded lorry refusing to leave any receipt whatsoever for what they took away.

Up to this morning no document has been handed in to us.

As we are absolutely prevented from opposing to these irregular taking away, we declare that from now on we do not assume any longer the responsibility, either for the custody of all the material & machines existing in our factory, nor for the resuming of the work.

Your truly

CELLULOSA-CLORO-SODA
 sgd. Ing. ALDO SACERDOTE

0044

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

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 394

Regional Control and Military Government Section.
+++++

Ref: 19/80/CA.

8th May 1944.

SUBJECT: Requisitioning of Property.

TO : Regional Commissioner, Region III.

I refer to my letter 19/39/CA of 17th March enclosing copy of a letter addressed to Mr. Harold Caccia. A further letter has been received by Mr. Caccia on this subject and I should be grateful if you would let me know what action has been taken on my previous letter.

AJS/JG.

Captain,
PA to Executive Commissioner.

Copy to: Political Section.

4698

Captain,

PA to Executive Commissioner.

18/5/44

0043

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

MINISTERO
DEGLI
AFFARI ESTERI

no 1653

S/O. de Hoan
64

Salerno, March 30th, 1944.

Dear Caccia,

I should be very grateful if you would be so good as to inform as to what you have been able to do in connection with the S.O.S. I sent you by my letter of March 9th No. 1156.

Said letter dealt with the requisition by Allied Forces of my mother-in-law's apartment in Naples.....the only remaining haven of a very numerous family!

Yours very sincerely,

R. Threl

Harold Caccia, Esq.,
Vice President
Allied Control Commission
Naples

37 38 = 4697

refer

0046

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
AFO 394

Ref/19/79/GA

8 May 1944

SUBJECT: Palazzo Reale, Palermo.

TO : Director, Monuments & Fine Arts
Sub-Commission.

There is forwarded to you for information copy letter from R.C. Region I ref. R.C. 600 dated 5 May 1944.

162

NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

1/12

4693

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

785017

ALLIED CONTROL COMMISSION
SICILY REGION HEADQUARTERS
APO 394

U-6766

62

File: RC 600

3 May 1944

SUBJECT: Palazzo Reale, Palermo.

TO : Executive Commissioner,
RC & MO Section,
A.C.C. Headquarters,
A.P.O. 394



1. I have to report that as a result of lengthy negotiations, the Commanding Officer, I.B.S. has been able to vacate all American troops from the Palazzo Reale which is now handed over to the Italian authorities.

2. A report has been received from General Branca, Comd. Carabinieri at Palermo, to the effect that certain thefts of porcelain dishes, glasses, carpets, china, etc., the property of the Italian State, have been committed during the occupancy of the building by the American troops. The matter has been referred to the Commanding Officer, I.B.S. who is making a personal investigation. The results of this investigation will be notified to you in due course.

3. It is understood that the Prefect's apartments at the Palazzo Reale are about to be occupied by Generale MARIOTTI, Comd. 12th Italian Corps, since he is having to vacate his "A" Mess at Villa Rutelli on the insistence of Major General HEYDEMANN who has taken this Villa in his name on behalf of Lt. Cols. MAJOR and STEARNS of the Allied Forces Local Resources Board.

DMF/RL.

4695
A.N. HANCOCK
Colonel.
Regional Commissioner.

0048

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

785017

Ref 513 page 2
not in memo.

any action at 57

Ref 10 any further memo
52 refer

anything further at 41

47 is dealt with
by latest memo 10.
57. a 58 also.

See 60

pu
4694

0049

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

785017

Col Legg says there
is now no question
of using churches at
all for food storage.

Other plans have been
made which exclude
the need.

7/5

p. n.

4693

0050

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

785017

TO: MGS

FROM: FATIMA

19 APR 1944
SECRETW. W. W. W. W.
P. O. O. O. O. O.

17/4

REF AFHQ CIRCULAR NO. 1 OF 4 JAN PD SUPPLY PLANS SOME NECESSITATE STORAGE SPACE AT ANZIO FOR 4,000 TONS FOOD PD TWO CHURCHES NOW STANDING THERE WHICH HAVE BEEN AGREED BY ALL CONCERNED COULD BE MADE AVAILABLE THIS PURPOSE PD CIVIL AND RELIGIOUS AUTHORITIES CONSULTED AND HEARTILY ENDORSE PROPOSAL PD THOROUGH REVEALS NO ~~OTHER~~ REPEAT NO OTHER SPACES AVAILABLE PD USE OF CHURCHES APPROVED THIS HQ PD IN VIEW SPECIAL CIRCUMSTANCES REQUEST RELAXATION OF YOUR CIRCULAR ORDER FOR THIS PARTICULAR CASE AND PERMISSION GRANTED TO USE THESE TWO CHURCHES TO STORE FOOD

Col Fisher

Ref 53

I showed this to Brig Lush who said he was not convinced that there was no other room for storage at ANZIO.

Since then I have phoned Col Ames, who states the same information his statement that there is no other space and that if anyone could show it to him he would use it. Major Cole who has also been to ANZIO says there is nothing there.

I think above signal should be sent but we should press Ex Comm again.

Col Fisher

Ask Food Controller

further view

16/4/44

13/4

785017

64

Major D. Field White.

Sir.

(4) Any further action at 41?

(45) ref 45 has Major Brown reported
as arranged? Not yet - should be asked.(53) ref 53 this was treated as urgent
in the first instance but nothing seem
to have been done. Wk A.H.(56) Do we lose the "Rest Home"?
Inter. for answers as
to "Rest Home".

(57) Has this to be followed up?

(58) ref 52 refers, will have to wait further
report, should Reg. 4 be informed of
present position?(60) What is to be done with 60. ^{ref 424}Ludlow was
16/4

Col. Dick

Could you give ruling on 56 within please.
Although the loss of the men's "Rest Home"
is involved the case for retention of the property
is very thin.

17/4

010521

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

15 APR Recd
19 APR 1944
REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

4830
CA. B. 58
U-6177
14 April 1944

ACC/4015/L

SUBJECT : Requisitioning of Property .

TO : Deputy Executive Commissioner (for Lt. Col. G. W. I. Shipp).
52 47

1. Reference your letter Ref. 19/52/CA of 10/4/44 enclosing letter Ref. H4/386.8 and 386.81 of 28/3/44 from Regional Commissioner Region IV .

2. This matter is being fully investigated by this Sub-Commission, whose conclusions will be forwarded to you in a few days time.

Jasper Moe
Capt
for G. R. UPJOHN,
Colonel, 4690
Chief Legal Officer.

Copy to:- R. G. Region H.

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

785017

49/14
 CONFIDENTIAL
 ROUTINE
 IDS, DEUSSELBORN FROM HANCOCK
 FAYARD FOR NINE

1974
 15 APR 1974

7268

CA Br.



APR 14 1974

APR 14 1974

S-9519

L-34

HURRICANE VIRANDA RABBITED UNITS AND REGIONS HAS ORDERED TO STAY
 BUILDING FORMERLY USED FOR MILITARY PURPOSES. REASON MILITARY IS
 DOING SO? BECAUSE THE OF VACATE BUILDING WITH ACTION WOULD SERIOUSLY
 IMPAIR OPERATIONS OF CF. AS BUILDING WAS OCCUPIED BY AMY ORDER
 AND AT THE SERVICES OF CF ARE ESSENTIAL TO MAINTENANCE OF PROPERTY
 AND LAF AND OTHERS FOR AND AN ADVICE HAS BEEN REQUESTED BY THE CF,
 REQUEST DIRECTIONS. THE MILITARY HAVE SUSPENDED ACTION UNTIL
 POSITION CLARIFIED

ADD: 11/11/74
 Action - Pub Safety S. C.
 INF - DCE
 - CA BY
 - Admin Sec
 - FILE
 - FLOAT

COI - LAMP

4683

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

19th Brigade Lush.

FOREIGN SERVICE
OF THE UNITED STATES OF AMERICA.

Naples, April 15, 1944.

MEMORANDUM

for ACC Billeting Office,
Attention of: 1st Lt. A. Guarino.

From: J. Kittredge Vinson, American Vice Consul.

Subject: Request for cancellation of requisition on the Chalet
Gallotti, Villa Gallotti, Posillipo.

The following is to explain the interest of the American Consulate General and of the United States Government in the Chalet Posillipo; this being the property now under requisition as a rest camp for the use of British soldiers attached to the Allied Control Commission.

The chalet is owned by Mr. Harold M. Granata, American Vice Consul, and his wife (née Gallotti) who are expected to arrive in Naples any day (Mr. Granata has been reassigned as American Vice Consul at Naples). They will wish to reoccupy this house which, as I have stated, actually belongs to them.

Upon closing the American Consulate General here in 1941, the United States Government (through the Department of State) rented this property from the Granatas, in order to store therein furniture and official records of the office. The United States Government is at present paying rent on this property.

I am informed by your office that there was no way of knowing that the property was under special protection, and that it was impossible to communicate with me before taking action. You added, however, that the requisition was granted solely on condition that the property would be returned to the Consulate General immediately upon its request.

I can clearly understand why the property should not have appeared to be under special protection. At the time the Consulate General was closed, a seal had, indeed, been placed on the door showing the official status of the property, and showing it to be in the custody of Switzerland, then the protecting power for American interests in Naples. This seal, however, had been torn off, in forcing the door, prior to the return of a consular officer here and, of course, prior to the entry by ACC. (This treatment of the property, involving the taking of the consular furniture on a spurious "authorization" has been dealt with, and the furniture recovered). It was this violation of the property which created the chaos in the interior of the house; a condition which, I well understand, could have led you to believe the place not to be under special protection, not to contain

anything

4688

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

- 2 -

anything considered to be of value. (The records stored on the premises are, in fact, confidential Government records). I also understand that, since the soldiers attached to ACC moved in, although the records are not locked away as they should be, the condition of the place has been greatly improved and the records neatly stored. All this is understood and appreciated.

I know that you were not acquainted before with the status of the property which I have just outlined. However, no matter whether the circumstances may have fully warranted the present requisitioning or not, the only conclusion I can now draw is that continued occupation of property with such an official status, especially after this status has been explained, and especially by the nationals of another country, could not have serious consequences for all concerned - including myself. I must therefore request that the property be returned at once to the custody of the Consulate General.

The property cannot be considered to be returned in good order unless it has been secured against theft or unlawful entry. I therefore ask that the necessary padlocks be furnished for doors to the house which were either broken into, or otherwise made insecure; that the house be made otherwise as safe against burglary or unlawful entry as possible; and that someone from your office be present when the soldiers vacate, in order to supervise the locking up and to take the keys.

I would like to have the keys to the house early in the week, if possible - preferably, however, before the arrival of the American Consul General, which is scheduled for Monday evening.

Although the Consulate General has not yet been reopened to the public, there is a consular administrative office at which I may be found. This is situated at 18 Via Giuseppe Verdi; telephones: 52191 and 52226.

J. Kittredge Vinson
J. Kittredge Vinson,
American Vice Consul.

*I should be grateful if the property could
be restored*

J. Rubin.

4687

0056

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

19 TM
13 APR Recd

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
Liaison Division
APO 394

10 April 1944.

SUBJECT: Hotel Orientale.

TO : Deputy Executive Commissioner.

1. The Commission's requisition, for billeting purposes, of the above-named unfinished building located directly opposite P.B.S. Headquarters has, after some headaches and delay, been finally approved by Peninsular Base Section.

2. Lt. Col. Laboon and Captain Rively of our Public Works and Utilities Sub-commission are already actively engaged in rushing completion of at least a portion of the building.

3. The thanks of the Commission have been orally extended by me to officers of the Base Section responsible for favorable action on our application.

Alfred C. Bowman

ALFRED C. BOWMAN
Lt. Col.
Chief, Liaison Division.

C.C.(Info): Brig. Lush.
Col. Albright.

Good work

4683

0057

Declassified E.O. 12356 Section 3.3/NND No. 78501711 APR Recd
SECRETHEADQUARTERS
A.M.G. FIFTH ARMY (C.A.S.)
A.P.O. #464 U.S. ARMY

10th April 1944.

SUBJECT: Use of Churches for Food Storage.

TO RC & MGS, HQ, ACC.

1. AFHQ Circular Number 1 dated 4th January 1944 states specifically "Under no circumstances will they (churches) be used for aid stations, quarters, messes, storehouses or theaters."

2. General Tate, Quartermaster Fifth Army, has agreed to bring 4,000 tons of civilian food supplies, destined eventually for Rome, to the Anzio beach head, at such time as the tactical situation warrants.

3. There are two churches at the beach head now standing, and which may be standing in the future, that can be used for the storage of civilian food supplies. Agreement has been reached between local civil and religious authorities and A.M.G. 6 Corps (Copy attached), for the use of certain parts of these churches and adjacent courtyards for the storage of the above mentioned 4,000 tons of civilian food supplies.

4. A competent survey has been made by Major Cate, Chief of Economics and Supply Division, AMG Fifth Army (CAS). It shows that there is absolutely no other storage space available in the beach head area which will afford protection against the weather or can be properly guarded.

5. In view of the unusual circumstances, the permission already accorded by Church authorities, and the urgency of the situation, it is recommended that AFHQ be asked to make exception in this instance, and to authorize the use of the churches for food storage.

Edgar E. Hume
EDGAR ERSKINE HUME,
Brigadier General, General Staff Corps,
Senior Civil Affairs Officer, AMG Fifth Army.

11 APR 1944

A. C. C.

SECRET

0058

785017

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

HEADQUARTERS
ALLIED CO. EL COMMISSION
R.C. & M.G. Section
APO 394

Ref/19/52/CA.

10 April 1944.

SUBJECT: Requisitioning of Property.

TO : V.P. Admin. Section - For Legal Sub-Com.

1. Enclosed herewith is a copy of letter, Ref. R4/386.8 & 386.81 of 28 Mar 44, from Region IV.

2. Can you please give the answers to the questions put forward. It is thought that some clear procedure must exist somewhere, but this Branch is not as well informed on the subject as it would like to be.

Major D.V.

*has weight included
in Agenda (Sat)*

G.W.I. SHEPP
Lt. Col.
For Deputy Executive
Commissioner.

Incl.
As above.

4684

0059

Declassified E.O. 12356 Section 3.3/NND No. 78501719 1A
8 APR 1944

AJS/pm

HEADQUARTERS REGION
ALLIED MILITARY GOVERNMENT
A. P. O. 394

U-3431

TO : HQ. A.C.C.

FROM : HQ. Region 4 AMG

SUBJECT: Regional and Provincial Commissioners - Powers of requisitioning Real Property .

FILE : R4/386.81 and 386.82

DATE : 6 April 1944

1. With reference to your memorandum of 4th April (Ref. 19/50/CA) it does not appear that Establishment Memoranda Nos. 5 and 5A give any guidance on the matters in question. I shall be glad, therefore, if definite replies may be sent to paragraph 2, Sub-paras (a) (b) and (c), of my memorandum of 28 March 1944.

Robert P. Marshall Col Fd
for Regional Commissioner
Region 4, AMG

4683

HEADQUARTERS
- 7 APR 1944
A C C

0060

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

785017

HEADQUARTERS
ALLIED CONTROL COMMISSION
ACTION SHEET

29/3/44

Date

Suspense

FROM	TO
RC + MG Sec	
Deputy President	
Chief of Staff	
Vice Chief of Staff	
Public Relations Officer	
Liaison Section	
Military Section	
Political Section	
Econ. & Admin. Section	
Communications Section	
Administrative Directorate	✓
Economic Directorate	
Finance Sub-Commission	
Public Works-Mines Sub-Commission	
Agric., Forests-Fisheries Sub-Com	
Legal Sub-Commission	
Education Sub-Commission	
Executive Officers	
G-1	
G-2	
Adjutant General	
Files	
Personnel	
Publications	
Message Center	
Miscellaneous	
Pool of Interpreters	
Archives & Reference Library	
Hq. Commandant	
Property Control	✓

FOR:

Signature _____
 Remarks / Recommendation _____
 Information only _____
 Approval / Disapproval _____
 Appropriate Action _____
 Investigation & Report _____
 Dispatch _____

4682

REMARKS: Please furnish back
 to RC + MG Sec the information
 covered in Region IV
 letters of 28/3

0061

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. Section
APO 394

Ref/19/50/CA.

4 April 1944.

SUBJECT: Requisitioning of Property.

TO : E.C. Region IV.

Reference your letter RA/386.8 and 386.81
of 28 Mar 44.

1. Enclosed herewith are copies of Establishment Memoranda Nos. 5 and 5A, which it is believed covers the subject in question.
2. These Memoranda have not as yet been circularized, as they are now being incorporated in a booklet now being published.

NORMAN R. FISKE
Colonel,
Deputy Executive
Commissioner.

4681

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

785017

Subject: Civilian Interviews and Functions of C.P.

6062/GP.

To : ALL S.O.A. Co and Heads of Divisions.

AMGOT HQ SICILY

28 September 43.

There would appear to be considerable misunderstanding as to the precise functions of the Controller of Property, and your attention is directed to Proclamation No. 6, in which such functions are clearly defined.

It should be particularly noted that the Controller of Property is not concerned with the following matters :-

Requisitioning.
 Billeting, whether of Army or Civilian personnel.
 Damage to properties belonging to local inhabitants.
 Compensation for War Damage.
 Claims and Births.

The above matters have in every case been referred to the C.P. or his assistants, with a consequent loss of time.

DISTRIBUTION

S.O.A. Co Agrigento	1	File 266 & 6001	2
Caltanissetta	1	Fleet	1
Catania	1	Divisions	12
Enna	1	Staff Captain "A"	1
Palermo	1	Information Office	1
Reggio	1	Lieut. Guarnino, A.A.	1
Syracuse	1	Spares	15
Trapani	1	AMGOT 5th Army Region	3 (10)
Messina	1	AMGOT 8th Army Region	2 (10)
		H.C.S., A.P.H.Q.	(12)

Charles E. Spofford
 CHARLES E. SPOFFORD,
 Col., G.S.C.
 Chief Staff Officer.

4686

00631

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

785017

Memo

1. Ref. R 4/386.8 from Region 4 to
H/Q. ACC. which was passed to this sub-
Commission by back-slip, attached herewith
find copy of circular letter dated 28 Sep 43
and signed by C. S. O.



J. Blantz,
Major, 6.2.6. 4673
for Director of Property Control.

19

1 APR

31 Mar 44

U-2682

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

785017

HEADQUARTERS REGION 4
Allied Military Government
A P O 394

CA for AJS/mp
U-2306

TO : HQ. ACC (RC and MG Section)

FROM : HQ. Region 4, AMG

SUBJECT: Regional & Provincial Commissioners - Powers of Requisitioning Real Property.

REF : R4/386.8 and 386.81

DATE : 28 March 1944

28 MAR 1944

19

See 50

1. General - It may be necessary for AMG officers to requisition real property:-

- a) for the benefit of AMG officers or EM/OR,
- b) for the benefit of Italians.

2. In order that clear directions may be issued to Provincial Commissioners, it is requested that the following three matters may receive attention:-

a) Real Property Requisitions. - As regards the requisitioning of real property for the benefit of British AMG officers or EM/OR, the procedure is laid down in GRO 123 of 18 February 1944, and it is understood that an instruction in similar terms is to be issued, so far as American officers are concerned, in a NATOUSA circular.

The appropriate requisitioning procedure to be followed will, it is assumed, depend on whether the area in which the property is situated is a "British" area or an "American" area. Cases of difficulty may, however, occur in places such as Naples or Rome, where British and American Administrations are in the same city. It is desired that this point may be clarified.

4673

- b) Requisition of contents of buildings for mess. - Paragraph 25 of GRO 123 provides procedure for

2nd)

requisitioning, the contents of a building which are essential for an office or mess. In view of paragraph 2 (b) of the memorandum dated 19 January 1944, from the Executive Officer AOC, to HQ. Commandant, referred to in Executive Memorandum No.28, it is desired to know whether application for the requisitioning of crockery, cutlery etc., for mess purposes may be made if it is available in the building which is being requisitioned.

c) Requisitioning of buildings for civilian purposes.

The A.D. Claims & Hirings (No.4) has advised that there is no authority under this GRO to requisition buildings or contents for civilian purposes (e.g. for a refugee camp, civilian food warehouse or similar purpose).

It is understood that requisitioning for civilian purposes has been necessary in other Regions, and a specific delegation of authority to Regional and Provincial Commissioners appears desirable unless it is to be presumed that they have such powers as would appear to be indicated in the AMGOT HQ. Sicily, letter to SCAOs (File No. 266/HQ) dated 27 August 1943, which states "All Provincial or Regional SCAOs have full responsibility for the administration of the area under their charge and have the powers to fulfill such responsibilities----".

I shall be glad therefore to receive such authority and to be informed of the procedure to be followed to ensure payment to the owner of the property requisitioned.

Robert P. Mabbett
for Regional Commissioner
Region 4, AMG

Copies to:

Deputy Executive Officer
Regional Finance Officer
Regional Supply Officer

4677

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

785017

HEADQUARTERS
ALLIED CONTROL COMMISSION
P. O. S. & G. SECTION
APO 394

Ref 19/45/CA.

31 March 1944

BUILDING: Sanatorium "Armandi".

TO : Hon. AAI (Admin. Fich).

1. This Headquarters is in receipt of a complaint to Region III, forwarded here, advising that various military units in and adjacent to the City of Naples consistently take various materials from this sanatorium. Capt. S.W. Fort, Hospital Inspector, U.S. Army, and also Region III have issued written orders, now in the possession of the sanatorium officials, which orders are completely ignored by the military personnel. We are advised that one unit ignoring these orders and committing these degradations is the 253rd Squadron.

2. Will you please issue an order protecting this and other property subject to like treatment by military personnel.

M. S. LUSH
Brigadier
Executive Commissioner

4678

2/4 May Brian reports he is working on this matter - will give a further report later. FGP

Noted
[Signature]

0067

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

31 MAR Recd

Istituto Nazionale Della
Previdenza Sociale

March 24th, 1944

To : Allied Military Command
Labor Division

Subject : Sanatorium " Armanni "

We have taken note of the letter dated March
22th, 1944 directed by your office to Col. Poletti.

With the occasion we inform you that in spite
of everything some sections of the Allied Military depart-
ment continue to take various material from our Sanato-
rium, showing our keeper orders released the different
Commands.

It would be desirable that your office communi-
cate to all the Military Commands the order you once made for
us saying it was forbidden to take anything out of the Sa-
natorium, seeing that when our keeper shows it, so far it
has not had any desired effect, as they continue to plunder
our building of everything and in this way increase the dama-
ge already done.

The Regent
Dr. Attilio D'Aversa

4675

Declassified E.O. 12356 Section 3.3/NND No. 785017MAR 22 1944
ST. MAR. 22 1944C-1181
1-2539

43

HEADQUARTERS
REGION 3 ALLIED CONTROL COMMISSION
APO 394, U.S. ARMY

March 22th, 1944

To : Lt. Col. Charles Poletti
Regional Commissioner

From : Raymond M. Fisher, Major
Social Insurance Section
Labor Division

Subject : Sanatorium " Armani " owed by Istituto
Nazionale Previdenza Sociale and located
at Doganella.

1. At the request and upon representations of Dr. Attilio D'Aversa, Inspector of Istituto Nazionale Previdenza Sociale for Campania, I visited the Sanatorium above mentioned and from personal observation I am able verify the condition of it is as set forth in his letter of 1st. March, 1944 attached hereto.

2. It should be noted that as early as 7th January, 1944 we furnished all offices, Sanatoriums, Clinics etc of Istituto Nazionale Previdenza Sociale with a letter designed to protect their property or at least make possible the opportunity of notice in the event of requisition. A similar letter dated 2 October, 1944 was handed to the caretaker at the hospital " Armani " by Capt. S. E. Fort, Hospital Inspector, U. S. Army. Copies of these letters are submitted herewith.

3. These communications were not respected and the ravaging of the institution continued. Officers of the 253rd Squadron R.A.F., the organization having headquarters near the hospital, issued demands in writing on the caretaker for fire wood and parties would enter upon the grounds, pull the buildings apart with heavy duty trucks and carry away wood and other materials. The writer complained to the Executive officer of the 253rd Squadron about the practice and he promised and investigation and report to the Labor Division. Such a report was never received but the complained of practice continued and Istituto Nazionale Previdenza Sociale have in their possession a number of written demands for fire wood received subsequent to my visit. The 253rd Squadron was again contacted over the telephone and the complaint was again registered. To my knowledge the hospital has not been molested since.

0069

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

42
4. The Istituto Nazionale Previdenza Sociale has been instructed by this office to prepare data on the damage done and to file a proper claim pursuant to regular procedure.

5. A letter from Regional Headquarters to the Commanding officer R.A.F., this area would probably prevent further damage to the buildings.

Raymond M. Fisher
RAYMOND M. FISHER
Major, A.M.G.
Social Insurance Section

RMF/sc

1st Ind.

HEADQUARTERS, REGION 3, ALLIED CONTROL COMMISSION, APO 394, US ARMY

TO: Regional Control & Military Government Section, ACC HQ

Forwarded for information and action.

Charles Poletti
CHARLES POLETTI
Lt. Colonel
Regional Commissioner

4673

0070

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

785017

ALLIED CONTROL COMMISSION
SICILY REGION HQ.
APC 394

CAB

File: REC 624

20 March 1944

SUBJECT: Palazzo Reale, Palermo.

TO : Executive Commissioner, R.C. & M.G. Section, A.C.C. HQ.

1. Pursuant to your letter Ref./19/35/CA same subject, dated 11 March 1944 the problem of the occupation of the Palazzo Reale, Palermo, has again been discussed with the Commanding Officer, I.B.S., other discussions having been had on this subject on 23 February and 26 February 1944.

2. Assurance has been given that as soon as other space, equally well suited to the military requirements, can be secured, the premises will be vacated.

3. The alternative space is dependant on when property now under control of Seventh Army can be secured.

4. It is believed that this problem will be solved by the Commanding Officer, I.B.S. within a reasonable time.

A. N. Hancock
A. N. HANCOCK,
Lt. Colonel,
Regional Commissioner.

Memo:

Discussed on visit to
Reg I.
CG, I.B.S. is willing to
take up "de novo" a
view to satisfactory settlement

Noted

5758

0071

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

RESTRICTED

HEADQUARTERS
ALLIED ARMIES IN ITALY
(Admin. Echelon)
APO 400

19
20 MAR Recd

19 MAR 1944

ALH/mr
17 March 1944

SUBJECT: Requisitioning Facilities Essential to Operation Italian Air Force.

TO : All Addressees.

1. The Italian Air Force is being rehabilitated to operate under Allied control. To avoid interference as much as possible to this rehabilitation, it is essential that factories, work shops, depots and their tools and equipment formerly occupied by or catering to the Italian Air Force should in general be returned to their various previous uses. In the future Italian aircraft factories, work shops, depots, aeronautical machinery, tools and materials will not be taken over or requisitioned except on order by MAAF for use by the Italian Air Force without previous clearance by Administrative Echelon, Headquarters Allied Armies in Italy. Prior to clearing any requisitions, takings, or removals of these facilities and materials, this headquarters will consult the Allied Control Commission.

[Signature]
Major General,
Chief Administrative Officer.

Copy to: CG 5 Army
GOC 8 Army
5 Corps
1 Dist
2 Dist)
3 Dist)
CG Sardinia
CG PBS
CG MAAF
FOVIT
FOTALL
List A - AAI (Admin. Ech.)

This Hq. letter 30/12/43 dtd 23 Dec 43 also refers.

ACC. Div.
Air Force Sec 4671
Gen. Sec
Hon. General Sec
Chief
Army Sec (Secs)

RESTRICTED

0072

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

19/30/CA

HEADQUARTERS
ARMED CONTROL COMMISSION
APO 394

TO: Regional Commissioner, Region III.

17 March 1974.

I enclose herewith copy of letter addressed to Mr. Henry Caccia and I am directed by the Executive Commissioner to ask you to look into the matter and do all you can to help.

AJS/RAC.

AJS
A. J. STEWART
Captain,
PA to Executive
Commissioner.

467C

See 79

PA

0073

785017

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

8. MINISTERO
DEGLI
AFFARI ESTERI

S/Lt. do have 173
Napoli 25

Major Breen
12 ASAC

March 9, 1944.

Phone 11623 E. 152

N. 1158

Civil Affairs Office
Napoli

Dear Caccia,

I am writing to you for a personal matter and I very much hope that you will give your friendly attention to this S.O.S. of mine.

My lawyer has just informed me that the Air Force Command Service -M.T.O. - (Parco Margherita 101 - Naples) has requisitioned my mother-in-law's apartment located in Naples Via Bisignano 4. My mother-in-law, Countess Del Balzo, is at present in Lisbon with my family.

The reason why I would very much appreciate your intervention in order that the requisition order be cancelled is that I wish to be able to use the apartment whenever I have to spend a night in town; you know in fact how difficult it is to find lodgings in Naples at present.

Moreover, as it may happen that during the coming months I may call my family back to Naples, I would like to keep the apartment in readiness for such a possibility. One also has to consider that at the present moment this apartment is the only place I can call my home: my house in Cagliari has been destroyed, a small villa I own in Forte dei Marmi in Tuscany is occupied by the Germans, my apartment in Rome well I prefer not to think what has happened to it as I don't believe I am exactly "persona grata" with the Fascists.

Harold Caccia, Esq.,
Vice President Political Section A.C.C.
NAPLES

./.

0074

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

785017

P. MINISTERO
DEGLI
AFFARI ESTERI

-2-

I am sure that when the Air Force Command Service will hear this tale of woe they will consider favourably my request especially if it shall be implemented by a few words coming from you.

Thanking you in advance for all you will do, I remain

very cordially yours,

R. Pearson

*Spencer J. May Pearson as this
See Folio 88
JHE 15/6*

4668

0075

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

785017

17 MAR Recd

CIRCULATION SLIP
Please pass file QUICKLY

FROM	OFFICER	TO
	Brig. M. S. Lush	
	Col. N. E. Fiske	✓
	Lt. Col. T. Farley Smith	
✓	Major Driffield-White	
	Major Van Dusen	
	Capt. Talbot	
	Capt. Carr	
	Capt. Stewart	
	Registry	

REMARKS

Initial HERE and FOLIO referred.

8
of 10

17 MAR 1944

36

MEMORANDUM

15 March 1944

TO: Lt Col Alfred C. Bowman

FROM: Major C. F. Murchie

SUBJECT: Report on Requisitioning Dispute Reported by Lord Forester.

1. Three months ago the responsible British authority (Group Capt. Cully) requisitioned a property occupied by an Italian family called Pastori. Property was in 3 Base RAF Area.
2. At the time of the requisitioning Group Capt Cully found alternative accommodation for the family Pastori at 29 Via Carducci again in 3 Base RAF Area; at the same time committing himself to a definite undertaking that the family would not be further disturbed.
3. It is felt by the officer named that apart altogether from the wisdom of giving the undertaking referred to in paragraph 2, that the said undertaking, once given, should have been regarded as irrefutable.
4. A few days ago the 12th Air Force instituted proceedings for the requisitioning of 29 Via Carducci, thus over-riding the promise made by Group Capt. Cully. The family Pastori were given very short notice to vacate, in that they were ordered to quit by 11 A.M. today, March 15th.
5. The cause of the misunderstanding appears to be that the 12th Air Force were working on a directive of their own, in which no reference to the P.A.F. was made. This directive has since been rescinded and a fresh one issued, signed by General Aker; in which full and final authority for requisitioning in 3 Base RAF Area is vested in Group Capt. Cully.

4663

1. Three months ago the responsible British authority (Group Capt. Cully) requisitioned a property occupied by an Italian family called Pastori. Property was in 3 Base RAF Area.
2. At the time of the requisitioning Group Capt. Cully found alternative accommodation for the family Pastori at 29 Via Carducci again in 3 Base RAF Area; at the same time committing himself to a definite undertaking that the family would not be further disturbed.
3. It is felt by the officer named that apart altogether from the wisdom of giving the undertaking referred to in paragraph 2, that the said undertaking, once given, should have been regarded as irrefutable.
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5. The cause of the misunderstanding appears to be that the 12th Air Force were working on a directive of their own, in which no reference to the H.A.F. was made. This directive has since been rescinded and a fresh one issued, signed by General Aker; in which full and final authority for requisitioning in 3 Base RAF Area is vested in Group Capt. Cully.
6. Nothing can be done to prevent the specific evic-tion referred to above, due to the fact that A.M.C. has authority for the move. Due, however, to the new directive referred to, trouble of this particular nature should not recur.

Continuing

C.P.M.

16 March 1943

Majors Duffield-White -

I discussed this with

Lord Forester. The action was specifically authorized by Major Hershenson of Regent III and any fault is entirely internal to that headquarters. He is satisfied we can do no more under the circumstances

WES

0078

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

R. MAR Recd 19
U-165 15 MAR 1944
HQA 35
CA Br
2 copies

HEADQUARTERS
REGION 3, ALLIED MILITARY GOVERNMENT
APO 394, U.S. ARMY

HEADQUARTERS
14 MAR 1944
A. C. G.

ADMINISTRATIVE INSTRUCTIONS)
NO. 12)

11 March 1944

Provincial Commissioners are to instruct all provincial officers that before they are authorized to requisition hospital accommodations, such requisitions must be cleared first with the Regional Public Health Officer, Colonel W. H. CRICHTON.

CHARLES POLETTI
Lt. Colonel
Regional Commissioner

DISTRIBUTION
"C"

4668

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H
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0079

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. Section
APO 394

11 March 1944.

Ref/19/34/CA.

SUBJECT: Requisitioning of Scholastic Premises.

TO : Vice President,
Administrative Section.

1. Reference ED/3.12 of 26 Feb 44 from Education Sub-Commission to yourself.
2. The Chief Liaison Officer has approached Peninsular Base Section on the general question of this requisitioning of scholastic and cultural premises and the result is entirely satisfactory, namely, that the Base Section will make no such requisitions without reference to this Headquarters.
3. The above remarks apply for the particular case of the Politecnico Institute of the Naples University.

ROBERT E. FISKE
Colonel, Cavalry,
Deputy Executive
Commissioner.

Copy to: Chief Liaison Officer.

4665

PAK

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
H.Q. & E.C. SECTION
APO 34

33

Ref/39/56/CA

12 March 1944.

SUBJECT: Occupation of Educational Buildings by Military.

TO : Regional Commissioner, Region I. 19

1. Confirming our conversation in Naples at the beginning of the month, E.C.A.C., Catania (Lt. Col. French) addressed a confidential letter to Brigadier Lush on the subject of Catania University buildings and their release for resumption of educational work.

2. An impasse seems to have been reached and Lt. Col. French feels that his efforts would be more fruitful if pressure could be brought to bear from another angle.

3. It is considered that this question can best be handled by personal representations at this stage. Will you, therefore, after consulting Lt. Col. French, see G.O.C. No. 1 District and explore the possibilities, in spite of the fact that, as reported by Lt. Col. French, a request by you to No. 1 District was only recently met by a flat refusal.

4. Would you also re-open the question of the release of the IGATIANI, Messina. The PENNISI College buildings at ACIRSALE are understood to be part of CATANIA University and are presumably included in the main problem. If this assumption is not correct would you also deal with this.

5. It is suggested that perhaps the presence of the Director, Education Sub-Commission at any conference, might help. The necessary instructions will be given on notification of your wishes.

See 18

JOHN E. PETER, Jr.
Colonel, Cavalry
Deputy Executive
Commissioner. 4664

0081

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 394

Ref/19/35/GA

11 March 1944.

SUBJECT: Palazzo Reale, Palermo.

TO : R.C., Region I.

1. A copy of a memorandum from the Director of Monuments, Fine Arts and Archives Sub-Commission is enclosed.
2. The Chief Commissioner feels that every effort must be made to have the military personnel now occupying the Palazzo Reale withdrawn.
3. Most of the Allied troops have now been withdrawn from Palermo and it is hard to understand why it has suddenly become necessary to accommodate the Military Police in the Palazzo.
4. I am directed to request you to take up the matter personally with the Commanding Officer, Island Base Section.

WILLIAM E. FISKE,
Colonel, Cavalry,
Deputy Executive
Commissioner.

Copy - Remains of M.F.A.

4662 4

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

785017

19.8
8 Rec

3/

31

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

ETD/bmp

Subcommission for Monuments Fine Arts and Archives

20011/MFAA

8 March 1944.

SUBJECT: Royal Palace at Palermo.

TO : Executive Commissioner.

1. In compliance with your verbal request the following is submitted.

2. On 4 February the Regional MFAA officer for Region I was informed that the U.S. Army was in the process of requisitioning the Royal Palace at Palermo as M.P. Hq. The Regional MFAA officer had not previously been consulted. Representations were made by him to the officer in charge of requisitions, but without effect.

3. The portions requisitioned included the State Apartments adjoining the CAPPELLA PALATINA, a 12th century Norman chapel filled with mosaic decoration and covered by a fine wooden ceiling which is one of the most famous Monuments in the world.

4. On 22 February a fire broke out in the requisitioned section of the palace and did damage estimated at 1,000,000 Lire. A passageway between the burning apartments and the Capella Palatina is all that saved this famous monument from destruction.

5. At some time during the last days of February, according to the report of the Superintendent of Monuments for Sicily, certain doors leading into the rooms in which mosaics, paintings, textiles, and furniture from the requisitioned apartments were stored for safety were broken into and two paintings belonging to the Galleria d'Arte Moderna at Palermo were removed. 662

6. It is earnestly requested that in the light of the above mentioned facts that recommendations be made that military personnel be withdrawn from the Royal Palace.

Ernest T. DeWald
ERNEST T. DE WALD
Major, Spec. Res.
Director.

Copy to:
MFAA Officer, Reg. I.

See 6-10, 13 & 15.
Return 32

0083

785017

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

1/2
OK
T

COPIES

Subject: Clubs and Leave and Transit Hotels.

W.S. AARP (Adm Section)

10/3/52

1. Main body.

Fifth Army (Mr. Ingram).

Eight Army.
No 1 District.
No 2 District.
No 3 District.

1. All practicable steps will be taken to ensure that well equipped and organized premises become available for use as clubs, institutes and leave or transit hotels.

2. Hotels, restaurants or other similar premises, complete with furniture, fittings and equipment, will be reserved for the above purposes, subject to operational or essential administrative requirements.

In addition, the status of such establishments may be employed and the whole taken over as a going concern where desirable.

3. (a) In the case of large cities e.g. for the occupation of NAR, special instructions will normally be issued by this HQ.

(b) In the absence of such special instructions, the requisitioning of premises complete, as stated above, will be approved by Army Commanders, or their principal administrative staff officers, in order to ensure their equitable allocation.

No 1 District.
No 2 District.
No 3 District.

1. All practicable steps will be taken in future on the occupation of towns or areas, to ensure that well equipped and organised premises become available for use as Clubs, Institutes and leave or Transit Hotels.

2. Hotels, restaurants or other similar premises, complete with furniture, fittings and equipment, will be reserved for the above purposes, subject to operational or essential administrative requirements.

In addition, the staffs of such establishments may be employed and the whole taken over as a going concern where desirable.

3. (a) In the case of large cities e.g. for the occupation of RME, special instructions will normally be issued by this HQ.

(b) In the absence of such special instructions, the requisitioning of premises complete, as stated above, will be approved by Army Commanders, or their principle administrative staff officers, in order to ensure their equitable allocation.

4. The same principles and procedure will be followed by District Commanders to the extent that circumstances in the present areas and in new areas as district boundaries are extended.

Detailed instructions are attached at Appendix "A".

4661

/s/ (?)

Major General,
Chief Administrative Officer.

Copy to: A.C.U.

59 Area

D3A0

"A"

No. 4 Hirdings Directorate

Welfare

DC. EPI

C/M. C/M

AFa

War Diary

Seen by Col Barham

Mr. Brown

21

COPY

APPENDIX "A" TO 72/2/02 DATED 1 MAR 44

1. Suitable premises may be requisitioned complete with furniture, fittings and equipment for use by officers of other ranks as:

- (a) Transit Hotels
- (b) Leave Hotels
- (c) EMI Clubs and Institutes
- (d) Clubs and Institutes run by Voluntary Bodies

on the written authority of any or District Commanders, their principle administrative staff officers or other commanders specifically designated by this H.

2. Civilian staff may be re-employed, at rates of pay in accordance with this HQ Administrative Instruction No. 21. Initially, payment of wages will be from military funds, in the case of purely military organizations, or from the funds of the controlling body in the case of EMI or Welfare organization.

3. All financial liabilities to Italian authorities or civilians, including wages, will ultimately be the responsibility of the Italian "Comando Genio Militare". Compensation paid by this organization will cover all charges.

4. In order that financial adjustments may be made, accurate records will be kept of all payments made from military funds. As soon as a contract has been completed between the Comando Genio Militare and the Proprietor of the premises, the Hirings Officer will notify the Officer or W/Officer in charge of the building and will obtain from him a statement, in duplicate, of all payments made from military funds from the date of occupation to the date of the contract. The amount so paid will be deducted from the first payment of compensation made by the Comando Genio Militare.

(A) Clubs and Institutions run by Voluntary Bodies

on the written authority of Army or District Commanders, their principle administrative staff officers or other commanders specifically designated by this H.O.

2. Civilian staff may be re-employed, at rates of pay in accordance with this H.O. Administrative Instruction No. 24. Initially, payment of wages will be from military funds, in the case of purely military organizations, or from the funds of the controlling body in the case of RFI or Welfare organization.

3. All financial liabilities to Italian authorities or civilians, including wages, will ultimately be the responsibility of the Italian "Comando Genio Militare". Compensation paid by this organization will cover all charges.

4. In order that financial adjustments may be made, accurate records will be kept of all payments made from military funds. As soon as a contract has been completed between the Comando Genio Militare and the proprietor of the premises, the H.O. officer will notify the Officer or W/O in charge of the building and will obtain from him a statement, in duplicate, of all payments made from military funds from the date of occupation to the date of the contract. The amount so paid will be deducted from the first payment of compensation made by the Comando Genio Militare.

5. One copy of the above statement will be forwarded by the H.O. Officer to H.O., No. 4, H.O. Directorate for recovery of the amount from the Italian authorities.

6. As from the date of the contract no further payments of **4665** or other expenditure will be made from military funds.

7. Copies of authority to requisition will be sent to the nearest H.O. officer, who will arrange for a complete inventory to be taken. He will also notify H.O., No. 4, H.O. Directorate.

8. Requisitions of premises complete will not include stocks. If stock is required it will be obtained by purchase from the civilian owner, from Mess, RFI or other non public funds as the case may be, at rates agreed by RFI/ACC.

9. Personnel to control or staff premises requisitioned in accordance with these instructions will be obtained through normal military channels;

- (a) Military Transit Hotels, etc., through "A" at formation H.O.
- (b) Clubs, etc., run by RFI or Voluntary Bodies, through Welfare at formation H.O.

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

N-982

HEADQUARTERS PENINSULAR BASE SECTION

7 MARCH 1944

CONFIDENTIAL

PRIORITY

TO (ACTION) : CG FBS, FATIMA
 (INFORMATION) : HOME
 FROM : STONE GING
 DATE TIME SIGNED : 061743A
 DATE TIME REC'D : 062330A
 REF. NO. : 60882
 CITE : FIVE



CABLE RECEIVED FROM AGWAR FROM MARSHALL STATES REPORT RECEIVED FROMIST
 OF SWEDISH CONSULATE AT NAPLES HAVE RECENTLY BEEN REQUISITIONED FOR SECOND TIME
 BY AMERICAN AUTHORITIES AND THAT IF SO APPROPRIATE ACTION SHOULD BE TAKEN TO RE-
 STORE PREMISES FORTHWITH. REQUEST YOU INVESTIGATE AND REPORT HERE SOONEST AS TO
 ACTION TAKEN. ADDRESS OF CONSULATE GIVEN AS CORSO VITTORIA EMANUELE 122 IN CHARGE
 OF VICE CONSUL RICHTER.

ACTION : METRO AREA
 INFO : 0-1
 : 0-3
 : 0-4
 : HQ ACC
 : C.O.
 : SECY.

A.C.C. DISTRIBUTION
 (INFO) - C.A. Br 4658
 Dep CC
 Political Sec
 File
 Heat

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

785017

ARMED CONTROL COMMISSION
Education Subcommittee

The Right Hon. Vincent Stangate

TO : V.F. Administrative Section - Hq. A.C.C. Salerno
FROM : Education Subcommittee - Hq. A.C.C. Napoli-
SUBJECT : Requisitioning of Scholastic premises
DATE : 26 February 1944
REF. : ED/3.12

1. The Rector of Naples University states that there is a proposal to requisition the chemical laboratory of the Politechnic Institute of the University. As this place contains valuable scientific instruments and is used for demonstrations and experiments, it is requested that the Real Estate department of F.R.S. be approached with a view to the possible stay of this requisition.
2. On the intervention of General Mac Farlane, whose aid was sought direct by Major Sherwood owing to the extreme urgency of the case, a satisfactory compromise has been reached between F.R.S. and the Naples University in the matter of a proposal to requisition the buildings of the Faculty of Veterinary Medicine, and it is felt that if this Sub-Commission could, in future, be given advance information about any such proposals, much might be done to avoid dislocation of the activities of scholastic bodies.

T.V. SMITH
Lt. Colonel A.V.S.
Director of Education

TWS/so

4658

From Sec. Region III will you please
As this is a Region III will you please
Good morning to you all with
with the Region III will you please

for V.F. under Sec

1854

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
APO 394

Ref/19/26

NEF/mrd
27 February 1944

SUBJECT: Requisition of Premises Occupied by Military Personnel.

TO : Chief, Legal Subcommittee

1. With respect to your request for the requisitioning of the building located at 18 Convent San Domenico Maggiore for use by the Court of Assizes, the matter has been taken up by the P.B.S. Liaison Officer who reports as follows:

"The structure in question, which is only one of a number of buildings constituting the convent, is very large. Inspection and inquiry indicate that only three rooms, comprising only a small part of the building, have been previously used for court purposes. One of these is now completely destroyed. Of the remaining two, one is being used as a dormitory and one is a mess.

"Both of the rooms referred to were apparently originally designed as chapels, and neither contains any special court fittings, fixtures or furniture. Their location is such that if they were used for court purposes, it would be necessary for witnesses, parties and others attending the court to walk through portions of the building being used for other purposes."

The Liaison Officer has also been informed that there are now five court rooms in the Tribunale, Naples, which are not being used.

2. Before we proceed further in our efforts to secure the evacuation of Allied troops from the Convent San Domenico Maggiore would you care to investigate the possibilities of utilizing the court rooms in the Tribunale.

0090

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

25

(Requisition of Premises Occupied by Military Personnel,
Cont'd)

3. If you still wish to proceed in the matter of the Convent please let us know whether it is your intention that the entire building be used for court purposes and if not, whether the use of the balance of the building for other purposes would be compatible with your requirements.

By Command of Lieutenant General MASON MacFARLANE:

NORMAN E. FISKE
Colonel, Cavalry
Deputy Executive Commissioner

4658

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

24

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
Liaison Division
APO 394

ACB/eah

21 February 1944

SUBJECT: Evacuation of Premises Occupied by Military Personnel.

TO : Deputy Executive Commissioner.

FROM : Liaison Division.

1. Brigadier Lush orally requested me to prepare a letter addressed to Peninsular Base Section, requesting that a building located at 18 CONVENT SAN DOMENICO MAGGIORE be vacated by an ordnance battalion now occupying it. It was stated that this building had formerly housed two sessions of the court of assizes and that the Legal Sub-Commission now desired to use it again for court purposes.

2. After I had prepared the letter, as instructed, and had delivered it to you for approval and signature, you directed that I make a personal inspection of the requested building, and investigate other circumstances of the matter. I accordingly accomplished such inspection today.

3. The structure in question, which is only one of a number of buildings constituting the convent, is very large. Inspection and inquiry indicate that only three rooms, comprising only a small part of the building, have been previously used for court purposes. One of these is now completely destroyed. Of the remaining two, one is being used as a dormitory, and one as a mess.

4. Both of the rooms referred to were apparently originally designed as chapels, and neither contains any special court fittings, fixtures or furniture. Their location is such that if they were used for court purposes, it would be necessary for witnesses, parties and others attending the court to walk through portions of the building being used for other purposes.

5. I am informed by one of the members of a court now sitting in the TRIBUNALE in Naples, that there are at the present time five court-rooms in that building which are entirely vacant and out of use. In this connection, I appreciate fully that the Legal Sub-Commission must be aware of the availability of this space, and that the request for the Convent San Domenico building is made for good and sufficient reasons.

785017

23

6. It is recommended, however, that before formal request for the evacuation of the convent building is made to HBS, it be ascertained whether the Legal Sub-Commission actually intends that this entire building be used for court purposes and, if it is determined that only a portion of the premises is to be so used, whether the use of the balance of the building for other purposes would be incompatible with the proposed use.

7. It is further recommended, that, as standard operating procedure for the future, heads of sub-commissions and others submitting requests of this kind be required to do so in writing, formally, setting forth with particularity:

a. The exact description and location of the premises desired to be obtained, and for what purpose;

b. The date upon which the place is to be needed;

c. Reasons why the place in question is better suited for the contemplated purpose than other available space;

d. Whether the intended use (where only a portion of a building is involved) is compatible with the continued use of the remainder of the building for its present purpose; and,

e. Such other matter as may be pertinent in individual cases.


ALFRED C. BOWEN, Lt. Col.
Chief, Liaison Division.

4655

0093

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

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

Ref/19/22/CA.

27 February 1944

SUBJECT: Occupation of Educational Buildings by Military.

TO: : Regional Commissioner, Region I.

1. S.C.A.O., Catania (Lt.Col. French) has addressed a confidential letter to Brigadier Lush on the subject of Catania University buildings and their release for resumption of educational work.
2. An impasse seems to have been reached and Lt.Col. French feels that his efforts would be more fruitful if pressure could be brought to bear from another angle.
3. It is considered that this question can best be handled by personal representations at this stage. Will you, therefore, after consulting Lt.Col. French, see G.O.C. No.1 District and explore the possibilities, in spite of the fact that, as reported by Lt.Col. French, a request by you to No.1 District was only recently met by a flat refusal.
4. Would you also re-open the question of the release of the IGNATIANUM, Messina. The PERINISI College buildings at ACIREALE are understood to be part of CATANIA University and are presumably included in the main problem. If this assumption is not correct would you also deal with this.
5. It is suggested that perhaps the presence of the Director, Education Sub-Commission at any conference, might help. The necessary instructions will be given on notification of your wishes.

4654

NORMAN E. FISKE
Colonel, Cavalry,
Deputy Executive
Commissioner.

0094

Declassified E.O. 12356 Section 3.3/NND No. 785017~~RESTRICTED~~HEADQUARTERS FIFTH ARMY
ALLIED MILITARY GOVERNMENT
APO-464, U.S. ARMY.

21 FEB Recd

C A B I

22 FEB Recd

19 February 1944

MEMORANDUM FOR: The Regional Commissioner,
Third Region.

1. Attached is a memorandum anent the Vesuvius Meteorological Observatory. It is from the head of the War Department (Washington) mission to investigate certain scientific work being done in Italy.

2. The matter is obviously one concerning the Third Region and not the area of the Fifth Army, so that the report is transmitted to you.

3. The files of Region Three will show numerous records of complaints as to improper use of public buildings of one kind or another by Allied troops, and of AMG's efforts (usually without avail) to induce military commanders not to take such buildings for uses other than those for which they were constructed.

EDGAR ERSKINE HUME,
Brigadier General, G.S.C.,
S.C.A.O., AMG-Fifth Army.

4652

✓ Copy: A.C.C.
INCL: Memo, 18/2/44

~~RESTRICTED~~

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

785017

Half Bushel 100
Gallon 100
Gallon 100
276 762

18 January 1947

Subject: Ponce de Leon Observatory.

1. The building of the Vesuvius observatory is presently occupied by S. M. S. Air Corps Weather Bureau. This occupation extends to a room immediately adjoining the room housing the seismograph and other delicate instruments.

2. It is the opinion of this headquarters that the results of the recordings made at the observatory would be considerably improved if the above mentioned room would be released from occupation by the military authorities and returned to the director of the observatory.

3. It is also noted that radio receiving equipment which was the property of the observatory and which is needed by the observatory to receive the signals is presently being used by U.S. Army personnel to listen to radio broadcast programs. It is requested that this radio equipment be returned to the director of the observatory for his use.

4. Present reports indicate that Vesuvius is undergoing a period of intensive activity. The world wide importance of the record of the observatory is very well known.

5. The director of the observatory has made available to this command certain recordings of the observatory which were annotated and sent to the War Department for further study and which reflect the explosive effect of bombs of the various air forces.

6. Because of reasons presented in paras. 4 and 5 and based on facts set forth in paras. 2 and 3 it is requested that you initiate action indicated in paras. 2 and 3. Satisfactory solution of the above will considerably facilitate the execution of the mission assigned to this command in that it will improve the relationship between the Italian scientific personnel and the scientific personnel of this command.

RONALD T. RABIN
Lt. Colonel, U.S.
Commanding

RESTRICTED

ALLIED CONTROL COMMISSION
PROVINCE OF CATANIA.

Personal and Confidential;

16th. Feb. 1944.

DO/15

Dear Brigadier,

1. I mentioned to you when I was in Naples the position regarding Catania University.

2. As long ago as Nov. 4th., Catania University was officially re-opened by the Rector. Major General Clark the then G.O.C. No. 1 District, in a speech made to the students at the ceremony, promised that the main building, which was then occupied by the United Services Club, should be returned as soon as possible to fulfil its normal function.

3. A little later on Brigadier Low, who was at that time the local Base Area Commander, had more or less arranged to hand it back and to take over a local hotel in its place for use of the club. Whilst these negotiations were taking place both Maj. Gen. Clark and Brig. Low were posted away from the Island, their places being taken by Maj. Gen. Heydeman and Brig. Cripps respectively.

4. Since then I have been unable to make any headway at all with either of these officers regarding the University, and whilst away in Naples last week No. 1 Region H.Q. Palermo appear to have requested the return of the building, but were flatly refused by the G.O.C. No. 1 District.

5. I feel that it is important for the well being of the City and the Province generally, that the main building of the University which is the oldest in Sicily, should be handed back at once, and if you can bring any pressure to bear from any angle at all, I should be very grateful. I attach hereto a report which at para (c) shows the buildings occupied by the military and of which the Palazzo Universitario (United Services Club) is the one which is

re-opened by the Rector. Major General Clark the then G.O.C. No.1 District, in a speech made to the students at the ceremony, promised that the main building, which was then occupied by the United Services Club, should be returned as soon as possible to fulfil its normal function.

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6. I should point out that my relations with both Maj. Gen. Heydeman and Brig. Cripps are of the friendliest and I mention this so that any action which may be initiated from your end will not appear to have been due to anything which I may have said.

Yours

Brigadier H.S. Lush, C.B.E., M.C.,
A.M.G., H.Q., 15th. Army Group,
C.M.F.

Encl.

Handwritten signature

CATANIA UNIVERSITY BUILDINGS.Situation as at 7th February, 1944.A. LIST OF UNIVERSITY BUILDINGS.

1. Palazzo Universitario, Piazza dell'Università - United Services Club.
2. Palazzo delle Scienze, Viale Italia - No. 1 District.
3. University Institutes in Via Androne.
4. University Institute "Ingressia" Via Biblioteca.
5. University Clinics.
5. Orto Botanico, Via Etnea - Y.W.C.A.

B. BUILDINGS DAMAGED BY BOMBS.

The Institute of Pharmaceutical Chemistry in Via Androne has been very severely damaged. The other Institutes in Via Androne and the Institute Ingressia in Via Biblioteca have also been seriously damaged, the latter having some of its rooms destroyed.

C. BUILDINGS OCCUPIED BY THE MILITARY.

1. Palazzo delle Scienze (H.Q. No. 1 District). Roughly 1500 students from the Faculty of Economics and Commerce and 800 students from the Faculty of Science and Engineering used to attend lessons in this building, a total of roughly 2,300 students.
2. Palazzo Universitario (United Services Club). Roughly about 1500 students from the Faculty of Law and roughly 1500 students from the Faculty of Letters and Philosophy making a total of about 3,100 students, used to attend lessons in this building. In addition to these there was an annual average of about 900 persons who attended special courses of Foreign Languages and other instruction in this building.

Further, all the university offices

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785017

The Institute of Pharmaceutical Chemistry in Via Androne has been very severely damaged. The other Institutes in Via Androne and the Institute Ingrassia in Via Biblioteca have also been seriously damaged, the latter having some of its rooms destroyed.

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Further, all the university offices are to be found there. (Rectorate, Secretariat, Archives and Faculty Administrative Offices). All these offices are now compelled to function in small rooms on the ground ~~4051~~ without being able to receive any students in them. The students, whenever they have to consult these offices or pay their subscription fees have to do so outside the building and speak to the Professor dealing with them through the open windows of the ground floor. They are often to be seen in groups which impede the traffic along that particular road.

On the 1st and 2nd stories of this building the following Institutes are to be found:

- (a) University Library, frequented by all students of this Province. (Daily average during the last three years of 270 students plus non-students).
- (b) Library of Letters and Philosophy (Daily average 70 visitors).
- (c) Law School (Daily average 115 visitors).
- (d) Libraries of the Institute of History and Art, of the Society of National History, of the Gioeni Academy, all frequented by students and non-students.

The occupation of this building by the Military thus not only prevent the normal courses for the Faculties of Law, Letters and Philosophy, but also prevents the

P.T.O.

- 2 -

student from undergoing their degree examinations since they are unable to enter the libraries and consult their books, thus they are in a position of not being able to write up their thesis according to law.

3. Clinica Oculistica, Santa Marta Hospital (Hospital for P.O.W.
4. Orto Botanico - now occupied by the Y.W.C.A.

D. BUILDINGS AT PRESENT NOT OCCUPIED.

1. University Clinics. These are frequented by about 700 students from the Faculty of Medicine and Surgery. These buildings cannot be used by other students both for hygiene reasons and for reasons of public order.
2. Institutes of Via Androne. These are the institutes of general Chemistry, Zoology, Physiology, Pharmacology, general Pathology, some of which have been partially damaged. These institutes should be utilised by the Faculty of Pharmacology which has only 50 students, and by those students attending University Courses of the Faculty of Science of Medicine and Surgery. These buildings are not very large and have only one hall in each building which is usually occupied most of the day by the lessons of that particular Faculty. In spite of this, lessons are being given there temporarily by the Faculties of Economics and Commerce, and of Science which however are compelled to adopt a limited time-table and limited subjects.
3. Istituto Ingrassia. This is the building housing the

0101

785017

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

2.

These buildings cannot be used by other students both for hygiene reasons and for reasons of public order, as they are located within the precincts of the hospitals. Institutes of Via Androne. These are the institutes of general Chemistry, Zoology, Physiology, Pharmacology, general Pathology, some of which have been partially damaged. These institutes should be utilised by the Faculty of Pharmacology which has only 50 students, and by those students attending University Courses of the Faculty of Science of Medicine and Surgery. These buildings are not very large and have only one hall in each building which is usually occupied most of the day by the lessons of that particular Faculty. In spite of this, lessons are being given there temporarily by the Faculties of Economics and Commerce, and of Science which however are compelled to adopt a limited time-table and limited subjects.

3.

Istituto Ingrassia. This is the building housing the Institutes of Legal Medicine, Hygiene, Anatomy, Pathological Anatomy, Surgical Anatomy, the latter partially damaged. These Institutes should be frequented by about 700 students of the Faculty of Medicine and Surgery, but they are at present being frequented also by the students of the faculties of Letters and Law. In view of the fact that the available rooms are only two (and even these not at all times of the day) the lessons of these Faculties are given at reduced periods with the result that only limited subjects can be taught of a weekly average of one hour each.

The students of the Faculties of Law and of Letters and Philology number about 3,100 and it is absolutely impossible to house them all in the very small rooms of this institute. The result is that every day a number of students are compelled to remain outside the rooms and at times lessons are given to students standing in the corridors. This often results in considerable confusion and lessons suffer considerably thereby.

E.

It is estimated that roughly a total of 5,000 students attend this University.

0102

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

SECRET

4281

HEADQUARTERS PENINSULAR BASE SECTION

21 FEBRUARY 1944

SECRET

PRIORITY

FLAMBO RPTD CG PENBASE

NONE

SIGNED CINC

211239A

211644A

54465

FHMGS

LOOK AT 54154 OF 20 FEBRUARY. AS REGIS HAS TO TAKE OVER OTHER VILLAS AS WELL AS MATARAZZA AND REGINETTA NO OBJECTION TO YOUR RETAINING POSSESSION OF THESE 2 VILLAS UNTIL MORNING 25 FEBRUARY IF THIS TO YOU IS OF ASSISTANCE.

INFO. - METRO.AREA

- G-3

+ G-1

- G-4

- HQ ACC

-C.G.

-SECY.

~~xxxxdist~~ ACC DIST:

(INFO) DEP. CC

" C.A. Br (For Ex Com)

" Ex Offrs.

" G-4

" Hq Comdt

" File

" Float

4650

15470

SECRET

0103

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

THE HARTERS
ALLIED CONTROL COMMISSION
R.C. & H.C. Section
APO 394

Ref/19/16/CA.

21 February 1944.

SUBJECT: Requisition of Property.

TO : RC. Region III.

1. Reference your letter 3/6039/L of 17 Feb. 44 and enclosure, which is returned.
2. The statement by C. i/c 10 C.R.E. Works is substantially correct, and if the property has been requisitioned the owner can present a claim.
3. The citizenship of the owner has no bearing on the matter if he is managing his own property.
4. The owner should be so advised.

NORMAN E. FISKE
Colonel, Cavalry,
Deputy Executive
Commissioner.

4643

0104

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

785017

20 FEB

CIRCULATION SLIP
Please pass file QUICKLY

FROM	OFFICER	TO
	Brig. M.S. Lush	
	Col. N.E. Fiske	
	Lt. Col. T. Farley Smith	
✓	Major Driffield-White	
	Major Van Dusen	
	Capt. Talbot	
	Capt. Carr	
	Capt. Stewart	
	Registry	
	Lt Col BORMAN	✓

REMARKS

Initial HERE and FOLIO referred.

Will you please see
 slip under and
 take up with P.B.S.

After consultation agreed that
 Bureau Office should not be
 brought in at this stage.
 Letter to be sent to Reg. Th

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

785017

9 FEB Recd

CIRCULATION SLIP
Please pass file QUICKLY

FROM	OFFICER	TO
	Brig. M. S. Lush	
	Col. N. E. Fiske	✓
	Lt. Col. T. Farley Smith	
✓	Major Driffeld-White	<i>[Signature]</i>
	Major Van Dusen	
	Capt. Talbot	
	Capt. Carr	
	Capt. Stewart	
✓	Registry	

REMARKS

Initial HERE and FOLIO referred.

Please see 14 5. PM

*This folder will be dealt with
under AFHQ Admin, Memo.
95 of 27 DEC.*

*The nationality of the owner
does not affect the case.*

*Reason Officer could
negotiate quite simply.*

Yes +

[Signature]

0106

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191545A
Form 125D

N-3192

19 FEB 1944

CABLE

Signal Corps, United States Army

CONFIDENTIAL Telegram

4101 15

Received at

PENINSULAR BASE SECTION
SIGNAL MESSAGE CENTER

19 FEBRUARY 1944 19

CONFIDENTIAL

ROUTINE

TO (ACTION) : CG PBS FOR FARGO ATTENTION FISKE

(INFORMATION) : NONE

FROM : SEARS FOR HANCOCK

DATE TIME SIGNED: 191315A

DATE TIME REC'D : 191545A

REFERENCE NO. : S-7327

NOTE : REQ-69

REQUISITIONED BY US ARMY IS PALAZZO REALE MILITARY POLICE
IN OCCUPANCY SINCE FEBRUARY 7 OF MAJOR PORTION OF BUILDING
REFERENCE FARGO 1044.

13
Col ✓ Fokl. =

Info 154 ACC

5cc

10

Acc Thar.

(Hatter) CAB. 13

(240) 11th cc

File
Hear

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20 FEB 1944

Shaw

CRYPTO

CONFIDENTIAL

15154

FORM 113-A

0.107

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HEADQUARTERS
REGION 3, ALLIED MILITARY GOVERNMENT
A.P.O. 394, U.S. Army

JWC/pv
3/6039/L

17 February 1944

Subject: Requisition of Property from American
Citizen.

To : Commanding General, Allied Control
Commission.

1. With reference to the attached file.
2. It appears that this is a matter to
be handled through liaison with the proper officers
of the military establishments involved.

For the Regional Civil Affairs Officer:

Douglas N. Batson
DOUGLAS N. BATSON,
1st Lt., C.M.F.,
Actg Asst Adj Gen.

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CONFIDENTIAL

FARGO 1044

Fargo (Col. Fiske) Staff

17 FEBRUARY 1944

CONFIDENTIAL

10050 - Fiske

Priority

IBS for ACC Region I for HANCOCK

_____ About requisitioning of Palazzo Reale
for MP barracks Lt. Cotts letter of 6 February. Advise us
to status of building and if MPs are in occupancy.

CONFIDENTIAL

L. F. NICKEL
Lt. Col. AGC
Adjutant General

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18/2

0109

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HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 394

16 February 1944

Ref/19/12/CA

SUBJECT: Requisitioning

TO : Hq., A.M.C., 8 Army Main

1. Reference your CA/32/154A of 22 Jan. and our AMC/40/94 of 26 Jan., information has now been received that Dr. Bracco has been seen and is willing that the microscope be retained on issue of requisition form.

2. Please arrange for issue of this form in order that claim may be cleared, as the Doctor has the opportunity of purchasing another microscope for his own use.

By order of Lieutenant General WASON MCGARLAND:

Infild White
for NORMAN E. FISKE
Colonel, Cavalry
Deputy Executive Commissioner

4645

ALLIED MILITARY GOVERNMENT
SALERNO PROVINCE

AMG/3/15

Subject :- Requisitioning.

To :- H.Q. A.M.G. A.C.M.F.

From :- P.C. SALERNO.

Reference your A.M.G./40/94 of 26th Jan.

44.

"Doctor BRACCO has been seen and he is willing that the microscope be retained by the army on issue of requisition form."

The Doctor asks that the issue of the form, and the settlement of his claim be expedited, as he is in the position to purchase another microscope for his own use."

It. Col.

AMG/3/15

Subject :- Requisitioning.

To :- H.Q. A.M.G. A.C.M.F.

From :- P.C. SALERNO.

Reference your A.M.G./40/94 of 26th Jan.

44.

"Doctor BRACCO has been seen and he is willing that the microscope be retained by the army on issue of requisition form.

The Doctor asks that the issue of the form, and the settlement of his claim be expedited, as he is in the position to purchase another microscope for his own use."

T. M. G. G.

It., Col.
D.C. Salerno Province

Salerno, 11th Feb. 44.

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

19
14 FEB Recd

12 FEB WMA

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REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

ACC/000.4/AS

11 Feb 44

SUBJECT : Requisitioning of Palazzo Reale, PALERMO, SICILY.

TO : Regional Control, Military Government Section, HQ. ACC. APO 394

1. Reference the attached correspondence, it is recommended that the telegram included herewith be despatched to RCMO Region 1.
2. On receipt of reply a decision can be made as to whether or not it is necessary to make representations to higher authority requesting the eviction of troops from those parts of the building that should be protected.

R. H. Briffa

for *Long* STANEGATE,
Vice President Administrative Section.

INCL: Letter to Col. Poletti
Letter to Administrative Section.
Draft Cable.

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

785017

DRAFT.

PRIORITY.

CONFIDENTIAL.

TO RCAF REGION ONE

ABOUT REQUISITIONING OF PALAZZO REALE FOR MP BARRACKS LT COTTS
LETTER OF 6 FEB PD ADVISE AS TO STATUS OF BUILDING AND IF MPS ARE
IN OCCUPANCY

4642

10 FEB 1944

ALLIED MILITARY GOVERNMENT
HEADQUARTERS
APO 394

Subcommission for Monuments, Fine Arts and Archives

In reply refer to:
20011/MFAA

10 February 1944

SUBJECT: Requisitioning of Monuments.

TO : Administrative Director

1. Attached is copy of a report received from Lieut. P.B. COFFMAN, Adviser for MFAA to Region I Sicily, relative to the requisitioning of the Palazzo Reale, Palermo.
2. The Palazzo Reale as such is not listed as a monument in the Zone Handbook for Sicily, only the Chapel (the Capella Palatina) being mentioned.
3. AFHQ General Order 68 of 29 December 1943 thus leaves a loophole through which such a requisition may be effected with legality, though it is entirely contrary to the spirit of the order.
4. Parts of the Palazzo Reale were requisitioned previously for the accommodation of General Patton and 7th Army HQ, but the Italian Government officials were not evicted from their quarters, nor were monumental state apartments used for such unsuitable purposes as those now suggested.
5. After six months of Allied occupation of Palermo, and the withdrawal of most of the troops, it is hard to understand why the Palazzo Reale has suddenly become necessary to accommodate the military police.
6. In view of the issue of the publication by Capt. H.M. COO "Notes on the History Arts and Monuments of Sicily," the importance of the Palazzo Reale as a monument should have been well-known to staff quartered in Palermo.
7. The requisition was effected without any previous consultation with AFHQ, who learned of it through the Italian Superintendent.
8. It is suggested that a cable should be sent to AFHQ Region I to the effect that Lieut. COFFMAN's objection to the requisition is supported by this HQ.

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P.K. Baine Reynolds

P.K. BAILEY REYNOLDS
Major, RA
Director, MFAA Subcommission

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785017

10 FEB 1944

ALLIED MILITARY GOVERNMENT
SICILY REGION HEADQUARTERS
ADVISER ON MONUMENTS, FINE ARTS AND ARCHIVES
(WESTERN SICILY)

6 February, 1944

Ref.
Palermo-Mon.
General

SUBJECT: Requisitioning of Palazzo Reale, Palermo.

TO : Lt. Col. Polatti, R.C.A.G.

1. On 4 February, 1944, I was informed by the Superintendent of Calabria, Prof. di Pietro, that the U.S. Army was in the process of requisitioning the Palazzo Reale, Palermo, and that Prof. di Pietro and his Economic had been ordered to vacate their respective office and living quarters, provided for them under Italian law, immediately.

2. After calling Capt. Helmuth, Property Control, who advised that the Palace was in fact being requisitioned by the Army, I proceeded at once to the Palace where I talked with Capt. Cooper, the officer in charge of this operation, who advised that the requisitioning of the Palace as a Hq. for the Military Police was upon the order of Col. Sears.

3. I immediately went to Col. Sears, after ascertaining from Capt. Helmuth that you were not in Palermo, and explained that this is one of the most important national monuments in Sicily and that this office, which is responsible for the preservation of such monuments, had not been informed of the matter. Col. Sears appeared to be unaware of the situation and evidenced considerable concern. He called a Col. Hudson and advised that he was responsible for the requisition. Hudson, who stated that he was responsible for the requisition, having been advised by Major Carty, Reale Estate HQ, that the Palace was available. After some discussion, Col. Sears decided that, since no other space is presently available, it would be necessary to use the Palace as M.P. Hq. He instructed Col. Hudson to see that the furnishings of the State apartments be put in storage and that the Superintendent and his family be moved to other rooms in the Palace. He also asked me to meet Col. Hudson at the Palace on the following morning.

4. Together with Col. Hudson and Capt. Cooper, I inspected the space to be occupied by the M.P. personnel; this includes most of the first and second floors, including the

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2-Requesting of Palaz Reale, Palermo

State apartments but excluding the private apartments of the King and queen, as well as space occupied by the Superintendent of Monuments and his staff. It is intended to use several of the State rooms as an enlisted men's mess; the so-called Hall of Hercules will be used as a drill hall and for volley ball (this Hall is decorated with rather fine frescoes on walls and ceiling). I suggested to Col. Hudson that drilling and volley ball games could be held out-of-doors and that I did not approve of using a State apartment as a gymnasium; there was no reply to my objection.

5. The palace furniture, excluding certain beds and other pieces of no artistic value, have been moved to rooms which will not be occupied by the Army. The Superintendent and his household have been moved to other quarters in the Palace. With reasonable care and supervision, no irreparable damage should occur to the rooms themselves, except possibly the Hall of Hercules.

6. While due consideration must naturally be given to the requirements of the armed forces, the requisitioning of national monuments should most certainly be discouraged. Since it is the duty of this Office to protect and preserve Italian national monuments and art treasures, it does seem reasonable to request that it be consulted before plans of this kind are put into execution.

7. The above is respectfully submitted for your information and any action deemed advisable.

PERRY B. COTT
Lieut. USMR
Adviser on MFAA
Region I

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

70 FEB 1944

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2-Rega siting of Palas, Reale, Palermo

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7. The above is respectfully submitted for your information and any action deemed advisable.

PERRY B. COFF
Lieut. USAR
Adviser on MFAA
Region I

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

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 39.

Ref: 19/5/CA.

9th February, 1944

Subject: Requisitioning Accommodation.

To : H.C.C.C., Region I.
" Region II.
" Region III.
" Region IV.
" Region V.
S.C.C.C., Fifth Army.
" Eighth Army.

The attached copy of Hq. A.C.C.C. Letter 2437/9 dated 1. Feb. 44
on the above subject is forwarded for information.

I. F. GARR,
Captain,
P.A. to Brigadier.

/cc.

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0119

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

785017

19 FEB Recd

HEADQUARTERS ALLIED CONTROL COMMISSION

Date		To	From
To	From		
	Dep. Pres.		Labor
	Chief of Staff		Education
	A. D. C.		Interior
✓	Secretary		Public Health
	P. R. O.		Public Safety
	Mil. Sec.		Public Utilities
	Comm. Sec.		Agriculture
	Pol. Sec.		AG
	Econ. & Admin. Sec.		Hq. Comdt.
	Fin. Sub-Sec.		Transportation O.
	Legal Sub-Sec.		Supply Officer
	G-2		Billeting O.
	Army		Stenographic Section
	Navy		File Section
	Air		
	P/W	✓	<i>Bryant</i>
	War Material Disposal		4637
	Displaced Persons		
	Industry		

Approved

☒ For your information
☐ For comment
☐ Contents noted
☐ For necessary action
☐ For necessary action & return
☐ For compliance
☐ For file

(initials)

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

785017

8 FEB 1944 3417

3

Butt wish
 Exec. Comm.
 HQ A.C.

Admiral
 Chief of Staff
 U.S. Navy

Mr. District

Copy to: Mr. District
 Mr. District

One of the more difficult problems with which you have to deal is that of deciding between military demands for accommodation and consideration for the civil population who are in occupation of it.

A.C. have explained that in a number of instances a degree of military necessity has been exercised, which is not justified by military necessity. The case of some recent requisitions in Italy has been referred to us in particular.

4638

I should be grateful if you could inquire upon your subordinate commands that the criterion in these cases is military necessity and not military convenience. Very difficult questions arise when military requirements take place. In most cases it has now become difficult to find alternative accommodation. Townships on a considerable scale of civilian food who area to another create a disturbance in the economic life of the country, as well as inflicting real hardship, particularly on women, children and old persons.

Another principle which should be followed wherever practicable is that troops, including officers, are better accommodated in huts or under canvas than in the temporary buildings which form the greater part of available accommodation in Italian towns and villages.

one of the more difficult problems with which you have to deal is that of avoiding the over military situation for modernization and reconstruction for the civil population who are in occupation of it.

I should be pleased if you could inquire with your appropriate authorities that the situation in these areas is military situation and not military government. They are not military government areas but military government areas. In some areas it has now become difficult to find alternative accommodation. I visited on a number of occasions of civilian from one area to another through a distance in the same line of the country, as well as in the same area, particularly on roads, stations and old houses.

Another problem is that should be followed regarding the situation in that area, including the area, the latter is documented in the of the area and in the military building which is the greater part of available accommodation in Italian towns and villages.

The situation is not one in which a hard and fast rule can be given. I believe that regard to the situation of the local commander concerned, but these measures must be taken in the situation and not apply to the situation because they are the situation and not of a situation.

Johnston

Johnston

Johnston

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

785017

Folios 182.

now file 163

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