

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

ACC

10000/104/1603
(VOL. II)

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

10000/104/1603
(VOL. II)

DISCIPLINE, ALLIED MILITARY FORCES
MAY-SEPT. 1944

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Declassified E.O. 12356 Section 3.3/RND No. 85017

307/11

DISCIPLINE

ALLIED MILITARY FORCES

Vol II

4665 4727

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

785017

ARMED MILITARY FORCES

VOL II

2665 4727

10000 / 109 / 1603

THIS FOLDER

CONTAINS PAPERS

FROM May 1944

TO Sept 1944

CATALOGUE.

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

161, 162, 162 A,
163, 164, 173,
174, 175, 176,
177, and all
412 letters. now on file 3612/ccs

Mr. Picka

Pl. extract all PP from
file 161 dealing with this
subject & let me have them
in a new COS file.

over

ULWR
7/10

ПОБЕДИ

BEST COPY POSSIBLE

307. ✓
SUBJECT: Verification of Police Duties in Italy

C C A B 1/8

IN ALLIED ARMIES IN ITALY

Tolson MILITARY 235

5036/A (PB)

1 SEP 14

28 SEP Recd

OF FIFTH ARMY (15) for attention of Inspector 'A' through
(A) Major General Army (15)
(A) HQ No. 1 Detachment (0)

Copy to: (1) HQ (2) (1)
HQ (2) (1)
HQ (2) (1)
HQ (1)
Pro (with enclosure)

HEADQUARTERS
28 SEP 14
A. C. C.

The attached notes on initial organization of Police duties in
large towns are forwarded.

Copies are being sent to Provost Office through Provost
channels. It is recommended that the document will also be of considerable
assistance to staff officers.

Ad Shipp to Sec

Ad Shipp
for Major
Inspector,
HQ.

WJW.

CyS
30
MAY 5-8 1945
PERMANENT
RECORDS
SECTION

CAB Distribution

in these copies held

Quaranta et al.

$\frac{1}{\sqrt{2}} \begin{pmatrix} 1 & i \\ 0 & 1 \end{pmatrix}$

$$\begin{array}{r} 3 \\ 25 \\ \hline 75 \\ 50 \\ \hline 125 \end{array}$$
$$D_{\text{pro}}(\text{id}_{\text{sh}}, \text{id}_{\text{sh}}) = \text{id}_{\text{sh}} \otimes \text{id}_{\text{sh}}$$

The attached notes on initial organization of Police Section in large towns are forwarded.

Copies are being sent to Provant Office through Provant channels. It is recommended that the document will also be of considerable assistance to other officers.

http://dx.doi.org/10.1016/j.jm.2012.05.002

Cal Ship 6-30

CAB: Distillation

2 copies to Adm. Sec.

Capt. Martin

Blank sample 2

Dactyloctenium 574.1221

have a good program. It is

HEADQUARTERS
29 SEP. 1944
A. C. C.

*for Druggist
Lithography,
IND.*

310
Cypripedium
Aris. 50. 8. 1880
PIEMONTE (N)
LIGURIA
LOMBARDIA
VENEZIA
EMILIA

INITIAL ORGANIZATION OF POLICE DUTIES IN LATER TROOPS

The following notes are intended as a guide to prevent officers who find themselves responsible for the organization of the military aspect of Police Duties in a large town directly after it has been occupied by Allied Troops and has ceased to be an immediate battle zone.

1. (a). First Essentials of British Military Police Duties in order of priority

- (a) To ensure the easy flow of all operational traffic which may be routed through the town.
- (b) To enforce discipline amongst British and Dominion Troops.
- (c) To preserve discipline amongst Allied Troops in the absence of their own Police.
- (d) To control Allied Military Traffic which is not immediately concerned with operations.

(B). Method

(a) The establishment, control and signing of through routes will normally be the responsibility of the Provost from the Operational Formations concerned, but if they call for assistance in keeping routes clear, warning bridges, organizing one way circuits or providing signs it must be given to them before any other consideration.

(b) (1) Looting must be prevented.

(11) Drunks must be cleared off the streets quickly before they cause trouble.

(111) All bottles of liquor in possession of troops in the street must be collected and the contents poured in the gutter.

(1v) Pipes and coats belonging to troops to visit brothels and firehouses must be arrested and handed over to the Civil Police.

(c) This is primarily the responsibility of the Police of the Nation concerned. As indicated below, Joint Mobile Patrols

(c) To preserve discipline amongst Allied Troops in the absence of their own Police.

(d) To control Allied Military Traffic which is not immediately concerned with operations.

(a). Method

(i) The establishment, control and signing of through routes will normally be the responsibility of the Provost from the Operational Perspectives concerned, but if they call for assistance in keeping routes clear, passing bridges, organizing one way circuits or providing signs it must be given to them before any other consideration.

(b) (1) Looting must be prevented.

(ii) Drunks must be cleared off the streets quickly before they cause trouble.

(iii) All bottles of liquor in possession of troops in the street must be confiscated and the contents poured in the gutter.

(iv) Plans and tents soliciting troops to visit brothels and vice versa must be arrested and handed over to the Civil Police.

(c) This is primarily the responsibility of the Police of the Nation concerned. As indicated below, Joint Mobile Patrols should be organized so that contingents of the Allied Armies can be arrested by their own Police as often as possible. In the absence of other Military Police, British Patrols will take action and Allied soldiers arrested will be handed over to their own authorities with a caution of delay. Conversely, British and Dominion prisoners will be taken over from Allied Police immediately they are notified.

(d) (1) All traffic, whether Military or Civilian, which is not immediately concerned with operations must be rigidly controlled so that it does not in any way interfere with operational vehicles. If necessary it must be stopped altogether or prevented from access to operational routes.

(1)

...../2

4225

- (13) Traffic Points and One Way Traffic Circuits must be established quickly to avoid confusion and accidents. Military vehicles should be kept as much as possible from narrow streets and from crowded areas, street and broadened areas. Every effort should be made to use existing civilian traffic circuits.
- (14) Leave Car Parks must be kept well away from the centre of the town. The majority of housing and information with civilian areas for "quick take" troops concentrating in large numbers in crowded areas should be kept in liberty trucks to return them to their units. Shortage of British Military Police personnel prohibits their use as Car Park attendants, but car parking areas should be frequently visited by Patrols.

- (15) Civil engineering is essential for all main routes to the Central Information Bureau, and to the Leave Car Parks and other essential centres.
- A Workshop for the maintenance and repair of signs must be established for the maintenance and repair of signs and other essential centres.
- Signposts must be obtained immediately on arrival through the Civil Engineering Department. Signposts should be obtained from local firms. A Workshop for the repair of signs should be found with a supply of ready made signs or signposts which can be used at once. Signposts should be made for local purchase through your staff.
- Not more than 100 signs should be employed to supervise civilian labour in the town.
- A General Supervisor should be selected to supervise signing and traffic control and be relieved of all other duties.

2. Organization

- (1) A large central building must be acquired immediately for use as a Police Barracks and to provide a Central Guardroom, officers and Police Transport Park. If possible, the Barracks and Police Barracks should be accommodated in the area Barracks.
- Experience has proved that Villages and Buggy Houses in the Suburban Districts are an excellent for Military Police Stations in Italy as they could be for Civil Police Stations in England.
- If difficulty is experienced in obtaining suitable accommodation quickly, the matter should be represented to the local Commander personally.

(12) Good signposting is essential from all main routes to the Central Information Bureau, and to the Leave Car Parks and other principal centres.

A Workshop for the manufacture and fitting of signs must be established forthwith. Civilian signwriters and signposters can, and will, be obtained immediately on arrival through C&A. Signing materials can be obtained from local SS. A load of Metal Box Factory car usually be found with ample supplies of ready made boards of the plates given into local sign. Arrangements should be made for local purchase through your staff.

Not more than 1 C&A DO should be employed to supervise civilian labour in the sign shop.

A Gangway committee should be appointed to supervise signing and traffic control and be relieved of all other duties.

2. Accommodation

(1) A large central building must be acquired immediately for use as a Police Barracks and to provide a Central Guardroom, Officers and Police Transport Park. If possible, RAF, Allied and Dominion Police should be accommodated in the same Barracks.

Experience has proved that Villies and Bumpy Houses in the Suburban districts are as useless for Military Police Stations in Italy as they would be for Civil Police Stations in England.

If difficulty is experienced in obtaining suitable accommodation quickly, the matter should be represented to the local Commander personally.

(11) A detachment from the local Garrison Battalion must be obtained to take charge of the Central Guardroom.

(11f) Immediate liaison must be established with each of the following as are represented:-

(a) Naval HQ

(b) RAF HQ

(c) American HQ

(d) Army Allied Police representatives

(2).

...../3

4724

(u) Chief Police Officer and or LEO

(f) presence of Army/Corps/Div who may be in the neighbourhood

(h) movement control

A co-ordinated policy must then be mutually agreed for the following:-

(aa) Traffic Control as laid down in 1(a) (i) & (a) above.

(bb) Signage.

(cc) The division of the team into convenient Police districts. These is normally convenient.

(dd) Re-establishment of Central Police Station and Sub-stations as required, with such joint representation as is expedient. Barricaded Stations are most convenient and arrangements can usually be made for sufficient accommodation to be allotted, also use of telephone.

(ee) Temporary lock-ups at each sub-station.

(ff) The maximum number of vehicles and combined patrol crews that can be put on the streets by the pooling of all available resources.

(gg) The situation of Mobile Reserves.

(hh) The relief of all Military Traffic Control Pointmen by Civil Police.

(ii) The attachment of Civil Police for combined Patrol Duties, and control of Barr, Sanctuaries, Archhalls etc.

(jj) Collection and disposal of prisoners.

(kk) A complete and detailed plan for the organisation and co-ordination of all Police Resources to effect the maximum of efficiency into the minimum of manpower.

3. (a) Brothels, Barracks

All known brothels must be put out of bounds forthwith to all Allied troops. Notices to this effect should be posted on the premises in English and Italian. Interpretation must be arranged that they will be pronounced if they allow Allied troops to enter.

If brothels are situated in the district which contains...

1801

- (ad) Establishment of Central Police Station and Sub-stations as required, with such joint representation as is expedient. Combination Stations are most convenient and arrangements can usually be made for sufficient accommodation to be allotted, also use of telephones.
- (ae) Temporary locations at each sub-station.
- (af) The various number of vehicles and equipped patrol groups that can be put on the streets by the pooling of all available resources.
- (ag) The situation of Mobile Reserves.
- (ah) The relief of all military Traffic Control Pointmen by Civil Police.
- (ai) The attachment of Civil Police for combined Patrol Duties, and control of Bars, Cinemas, Brothels etc.
- (aj) Collection and disposal of prisoners.
- (ak) A complete and detailed plan for the organization and co-ordination of all Police Resources to effect the maximum of efficiency with the minimum of manpower.

3. (a) Brothels, Bars etc

All known Brothels must be put out of bounds forthwith to all Allied troops. Notices to this effect should be painted on the windows in English and Italian.

Prostitution must be warned that they will be prosecuted if they allow Allied troops to enter.

If Brothels are centred in one district which contains no good reason for troops to go there, then, if practicable, the whole area should be cleared out of bounds.

All street vendors of wine must be cleared off the streets by an agreement with the Civil Police.

The policy of the local Commander with regard to the regulation of drinking hours and the bars etc to be "In Bounds" to troops must be strictly enforced. The number of "In Bounds" bars should be kept to a minimum and close supervision exercised.

423

785017

SECRET

ROME ALLIED AREA COMMAND
AFO #79L, US Army

 * SECRET *
 * Auth: CG, RAAC *
 * Initials: JEC *
 * Date: 25 Sept 44 *

AG 380

25 September 1944

28 SEP Recd

SUBJECT: Conduct on Cessation of Hostilities

TO : All Unit Commanders.

1. The time has come when it is necessary to consider as a possibility the situation which will be created by a cessation of hostilities in Europe. Such a situation might arise as a result of a formal armistice with Germany, or on the other hand, hostilities may drift gradually to an end. Two different sets of conditions may thus arise which will require somewhat different treatment.

2. It is the intention of the Commanding General, Rome Allied Area Command, whatever the circumstances, to prevent any riotous behavior or undue disturbance, and, while allowing scope for legitimate rejoicing, to preserve normality in the conduct of the area.

3. It is particularly the intention that undue crowds of troops will not be allowed into the city of Rome. Passes will be strictly limited to normal numbers.

4. This applies to officers equally with enlisted men and other ranks. Units quartered in the Rome Area will allow no more than the usual quota of officers into Rome and others will be reminded that it is their duty to be present in their unit lines.

5. No more than the normal percentage of enlisted men and other ranks will be allowed on pass.

6. It is therefore important that officers commanding units organize entertainment and diversion within unit lines with a view to keeping men amused and preventing them, so far as possible, from drifting into Rome. In addition, special efforts will be made from area resources to provide as much entertainment as possible to keep men in Rome out of the streets.

7. When the situation arises it will be necessary for all units to keep a particularly tight control over transport vehicles to prevent unauthorized "joyriding" and all officers commanding units will prepare plans with this in view.

8. It may be necessary for certain units which will be nominated in due course to have picquets detailed to stand by

LT Col Shupp
 18 Aug - 5/12/44
 H. 25/4

SECRET

for duties, if required. It is however, hoped that it will not be necessary to have recourse to this measure.

9. It will be realized that the measures contemplated may have to be maintained over several days.

By command of Brigadier General BROWN:

DIST. "R"

J. E. C. Luk
J. E. C. LUK
Capt, AGD
Adjutant General

ACC DIST

Action: ESTAB O
INFO: C. S. O.

Public Safety S.C.
Hq. Command

G-1 (B)

G-1 (A)

cc Br D

Hq Co, 2675 Regt

Adls

SECRET

for duties, if required. It is however, hoped that it will not be necessary to have recourse to this measure.

9. It will be realized that the measures contemplated may have to be maintained over several days.

By command of Brigadier General BROWN:

DIST. "R"

J. E. Clerk
I. E. CLERK
Capt, AGD
Adjutant General

ACC DIST.

Action: ESTAB O

INFO, C. S. O.

Public Safety S. C.

Hq Const

G-1 (B)

G-1 (A)

oc Brig D

Hq Co, 2675 Regt

Adj.

785017

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 394

Regional Control and Military Government Section.

Ref: 307/172/CA.

21st September 1944.

SUBJECT: Behaviour of Allied Troops.

TO : G-5 Section, A.P.H.Q.

Regional Commissioners in reports on their Regions comment on the relations between Allied troops and the civilian population. Their remarks on the behaviour of troops in base areas are not always favourable and I have on several occasions noted adverse comment in reference to the NAPLES area. It seems appropriate to give you the following extract from a report on the Compartimento Campania which we have just received:-

"Conduct of Allied Troops. Relations with Military Police continued good except for the French. The Regional Public Safety Officer delivered a number of lectures to British Military Police personnel including the Special Investigation Branch. Conduct of Allied troops showed improvement in the Province of SALERNO, but elsewhere in the Region showed no improvement. There was still too much drunkenness and there were many crimes of violence on the part of British, American, Canadian and French soldiers."

(Sgd) M. Sharkey

Brigadier,
Executive Commissioner,
for Acting Chief Commissioner.

MHL/20.

Capt. ...

U
2/9

4420

HEADQUARTERS
ALLIED OFFICIAL COMMISSION
R.O. & M.O. SECTION
APO 394

Phone: 168
478003

REF : 307/118/CA.

15 September 44.

SUBJECT : Commune of Civita Castellana.

TO : Region IV.

Reference your R/5436/ of 24 August 44, and this
R.O. letter 307/151/CA. of 26 August 44. copy to you.

1. A copy of a report by 75 Coy GMP. dated 1 September
44, is enclosed for your information.

2. It has been arranged that an occasional Military
Police Patrol shall visit the village of Civita Castellana.
At the moment a traffic control unit is located there.

3. It is considered that the steps taken will prevent
any further trouble being experienced by this village.

JLH
NORMAN E. PLAFF
Colonel,
Deputy Executive
Commissioner.

4419

Subject:-

Commune of CIVITA CASTELLANA.

12 SEP 44.

To:-

R.C. & M.G. Section,
HQ. A.C.C.

From:-

A.C.C. Liaison,
Main HQ. A.A.I.

Ref. ACCL/331.

14 SEP Recd

1. Reference your inquiry.
2. This section is pleased to forward correspondence received from the Provost Marshal, Main HQ. A.A.I.

Ph. James

Lt.Col,
A.C.C. Liaison Officer.

File 179

1. JROT: - Commune of CIVITA CASTELLANA

HQ ALLIED ARMIES IN ITALY

Tel: - MILPOT 273

Pro 116/654

11 Sep 44

Major Friend James
Liaison Officer (AOO)
HQ AAI

Reference your memorandum of 27 Aug 44.

1. A copy of a report on the complaint of fruit stealing and illegal billeting at CIVITA CASTELLANA is enclosed for your information.
2. It has been arranged that an occasional Military Police patrol shall visit this village, and at the moment a Traffic Control unit is located there.
3. It is not anticipated that any further trouble will be experienced.

see 151

Proctor
Colonel
Provost Marshal

4017

TO: THE ASSISTANT PROVOST MARSHAL.
Rome Allied Area Command.

Sir,

I have to report that acting on your instructions I contacted No. 4 Section of 75 Company. C.M.F. (T.F.) at CIVITA CASTELLANA, with reference to an A.C.C. complaint that Allied troops were illegally requisitioning belts and standing fruit from orchards, at CIVITA CASTELLANA.

As far as I can ascertain there appears to be no foundation for their complaint, as,

(1) The only British Allied Troops at present in CIVITA CASTELLANA are:-

- (a) 1 Section of 75 Coy. C.M.F. (T.F.)
- (b) No. 12. C.C.B.
- (c) 1 Officer, 1 Sgt. and 1 Cpl. of D.A.D.L. (Civil)

(2) It is possible that some fruit may have been stolen from orchards as there are situated in the vicinity of the staging areas, and any theft of fruit would be done by personnel from convoys either passing through the town or staging the night.

Romo.

1/9/44.

GR100. Ident.
75 Coy. C.M.F. (T.F.).

45.

Sir, I have to report that acting on your instructions I contacted No. 4 Section of 75 Company, C.M.P. (T.O.) at CIVITA CASTELLANA, with reference to an A.C.C. complaint that Allied troops were illegally requisitioning bellota and stealing fruit from orchards, at CIVITA CASTELLANA.

As far as I can ascertain there appears to be no foundation for their complaint, as,

(1) The only British Allied Troops at present in CIVITA CASTELLANA are:-

- (a) 1 Section of 75 Coy. C.M.P. (T.O.)
- (b) No. 12. C.C.S.
- (c) 1 Officer, 1 Sgt. and 1 Cpl. of D.A.D.L. (Civil)

(2) It is possible that some fruit may have been stolen from orchards as there are situated in the vicinity of the staging areas, and any theft of fruit would be done by personnel from convoys either passing through the town or staging the night.

Endo.
1/9/44.

GRIGG. Lieut.
75 COY. C.M.P. (T.O.).

AS.

4410

785017

HEADQUARTERS
ALLIED CONTROL COMMISSION
P.O. AND M.O. HOUSE
APO 394

159

REF: 307/159/CH

8 September 1944

SUBJECT: Control of wine shops.

TO : Headquarters A.A.I.

1. We refer to your letter dated 5 September 1944, Ref: 5138/A(PB).

2. Attached you will find a copy of the Gazzetta Ufficiale of the 5th September 1944 in which there is published the Royal Decree No. 104 of the 4th September 1944 on page 308 increasing penalties for illegal sale of alcohol.

W. G. S. Dollard
Major
for M.O. HOUSE
Brigadier,
Executive Commissioner.

REF: Gazzetta Ufficiale No. 52

1/1A

4413

307 & C.A. Re 8055
150
SUBJECT: Wine Shops et. Control of.

HQ ALLIED ARMY IN ITALY.

Tel: MILPOT 228.

5128/A(P3).

5 Sep 44.

HQ Allied Control Commission
EC & IB Sec.

6 SEP Recd

Ref your 307/M2/CA of 31 July 44, and this HQ
letter AMI/5128/A(P3) dated 5 Aug and 13 Aug 44.

Please report if the decree in question has yet
been published.

143

145

CC/IT.

Brigadier,
D.A.G.



159

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394.

ACC/4149/L.

29 August 1944.

SUBJECT : Decree restricting the sale of liquor to
Troops in restored territory.

29 AUG Recd

TO : R.C. & M.G. Section. (Attn. Major William A.S. Dollard)

1. Thank you for your letter of the 28th August.
2. A copy of the new article which ought to meet the requirements of the Military authorities is enclosed herewith.
3. This decree will be submitted for the approval of the Council of Ministers tomorrow, Thursday.

G. G. SAUNDERS.
Lieutenant-Colonel,
Officer i/c Italian Branch,
for Acting Chief Legal Officer.

ART. 1

Le pene stabilite dall'art. 695 C.P., quando si tratti di esercizi pubblici preveduti nell'art. 86 P.U. leggi P.S. approvato R.D. 18-6-1931 n. 773, nei quali si vendono al minuto o si consumano: vino, birra o liquori, sono raddoppiate. In ogni caso la pena dell'arresto non può essere inferiore ad un mese e quella dell'ammenda a £ 1000.

156

155

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. AND H.C. SERVICE
APO 394

Ref/307/155/GA

25 August 1944

Dear Col. Harnaford

154

I reported to Lt. Colonel Shipp that I had discussed with you on Saturday 26 August 1944 the decree increasing permission for unlawful sale of liquor.

I told Col. Shipp that you had agreed that the present new draft which was to have been submitted for approval at the next session of the Council of Ministers to be held on Thursday failed to include a minimum penalty both of fine and term of imprisonment.

Further, I told Lt. Colonel Shipp that you were making arrangements to tell the Minister that the decree in its present form was not the one previously approved by A.C.C.

Col. Shipp was pleased to learn that you were taking action to get this decree changed so as to include the necessary provisions and he intimated on my memorandum to him "please ensure that the decree is not issued without this provision".

WILLIAM A.S. DOLAN.
Major.
Civil Affairs Branch.

Lt. Colonel G. G. Harnaford.
Legal Sub-Commission, A.C.C.

24-152-153

Handwritten signature and initials, possibly "B. H. H.", and a large "69" at the bottom right.

154
26 August 1944.

MEMORANDUM: to Lt. Colonel Shipp.

- 153-154
1. I discussed the attached letter dated 25 August 1944 Ref/AOC/4149/L with Lt. Colonel Hannaford.
 2. I pointed out to Lt. Colonel Hannaford that the decree on wine shops which the Italian Ministry would consider for approval at the Council of Ministers this Thursday fails to include one important provision, namely a minimum penalty. This minimum penalty both of fine and term of imprisonment were promised by the Executive Commissioner to A.A.I. in his letter (No. 142 this file).
 3. Col. Hannaford agreed that this observation of mine was correct and he said that he would bring the point up with the Italian Government before any decree should be made law.

Thank you.
It seems that the decree
is not issued without this provision.

U 248

W.D.
WILLIAM A.S. DOLLARD.
Major.
Civil Affairs Branch.

307 ~~2~~ 153
HEADQUARTERS
ARMED CONTROL COMMISSION
LEGAL SUB-COMMISSION
AFC 394

ACC/4149/L.

26 AUG Recd
/gb.
25 Aug 44.

SUBJECT : Draft decree increasing penalties for
unlawful sale of liquor.

TO : R.C. & M.G. SECTION.

1. Further to your 307/146/GA of 16 Aug 44.
2. This Sub-Commission is now informed that the Ministry of Interior has suggested and the Ministry of Justice — agreed to a new formulation of the above draft decree which follows more closely the established drafting technique of the Italian emergency legislation.
3. The new draft will be submitted for approval in the next session of the Council of Ministers to be held next Thursday and will be published immediately thereafter. In Minister's estimate the draft will become law within the next 10 days.
4. Enclosed a translation of the operative clause of the draft.

G.G. HANFORD
Lt.Col.,
Officer i/c Italian Branch,
for Acting Chief Legal Officer.

ARTICLE 1.

The penalties fixed by Art. 665 of the Penal Code shall be doubled in cases involving public establishments for retail sale or consumption of wine, beer, or liquor contemplated by Art. 86 of the Consolidated Text of Public Safety Laws approved by R. Decree N°773 of 18th of June 1931.

HEADQUARTERS
ALLIED CENTRAL COMMISSION
R.O. & M.O. SECTION
APO JFA

Ref 307/151/0A

26th August 1944

SUBJECT: Commune of Civita Castellana

TO : Major Friend James, D.C.I.I.
Maison Officer, A.A.I.

1. We enclose copy of a letter received from Region IV dated 24 August 1944. It appears from their letter that this Commune has suffered considerably from raids by troops in transit on vegetables, etc. It also appears that the troops do a considerable amount of unauthorized billeting. There is no CAO in the Commune and Region IV have requested that a Town Major be appointed and that Military Police be posted to check these depredations.

2. It is possibly unlikely that AAI can assent to these requests but they might agree to this Commune being included in a tour of duty for visiting by C.M.P. or visited periodically by detachments of the C.M.P.

3. Please take the matter up with AAI.

J.S.

M. S. LHM
Brigadier
Executive Commissioner
For A/ Chief Commissioner

Copy to:
Region IV
(Ref your 4/5156 of 17 August)

see 166 & 167

4409

307.1
HEADQUARTERS
ALLIED MILITARY GOVERNMENT
REGION IV
APO 394

E/5156

SUBJECT: Civita Castellana

TO : HQ. Allied Control Commission
RC and MG Section

24 AUG Recd
24 August, 1944

1: Representations were made to old Region IV for Military Police and a Town Major in the above Commune.

2. These representations are being renewed. Civita Castellana is on Route 3 and has suffered considerably as a result of raids by troops in transit on vegetation, etc. It is also stated that troops do a considerable amount of unauthorized billeting.

3. The general result is considerable dislocation of life which, it is thought, could be avoided. Unfortunately we have no longer got the personnel to have a CAO in the Commune.

For the Regional Commissioner:

A. D. Bonham-Carter

A. D. BONHAM-CARTER

Lt. Colonel

Executive Officer (Provinces)

Copy: P.C. Viterbo

8/9
pg 20/9

1: Representations were made to old Region IV for Military Police and a Town Major in the above Commune.

2. These representations are being renewed. Civita Castellana is on Route 3 and has suffered considerably as a result of raids by troops in transit on vegetation, etc. It is also stated that troops do a considerable amount of unauthorized billeting.

3. The general result is considerable dislocation of life which, it is thought, could be avoided. Unfortunately we have no longer got the personnel to have a CAO in the Commune.

For the Regional Commissioner:

B. L. Bonham-Lake

A. D. BONHAM-CARTER

Lt.Colonel

Executive Officer (Provinces)

Copy: P.O. Viterbo

2015/07/05

2018

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

Ref/307/149/CA

19 August 1944.

SUBJECT:- Control of Wine Shops.

TO : Headquarters A.A.I.

1. This is to acknowledge your note of 3 August 1944 Ref/AAI/5128/A(PB).
2. Although we have requested that the decree be published, the Italian Government have not yet done so.
3. We have requested them again to publish the decree and when they have taken action we shall inform you.

W. G. S. Dulland
11 Aug 44
for Brigadier,
Executive Commissioner.

BU
26
11
4.07

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

19 AUG Recd
/gb.
19 Aug 44.

ACC/4149/L.

SUBJECT: Draft Decree increasing penalties
for unlawful sale of liquor.

TO: R.C. & M.G. SECTION.

1. The above draft decree was returned by this Sub-Commission to the Ministry of Justice for publication the same day on which your approval was communicated to this Sub-Commission.

2. At the meeting held on 17 Aug 44 the Minister of Justice informed this Sub-Commission that the draft had to be sent for approval of the Ministry of Interior and promised to take all steps necessary for speedy enactment.

3. The Secretary of the Minister's Cabinet was contacted by telephone on 18 Aug 1944 in this matter and a letter of reminder written to the Ministry on the same day.

4. Enclosed a copy of a letter addressed to the Interior Sub-Commission.

5. Kindly excuse the delay in answering your 307/146/CA of 16 Aug 44.

G.G. Hannaford
G.G. HANNAFORD,
Lt. Col.,
Officer i/c Italian Branch
for Acting Chief Legal Officer.

Enclosed: Copy to File ACC/4104/L.

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

ACC/4149/L.

/gb.
19 Aug 44.

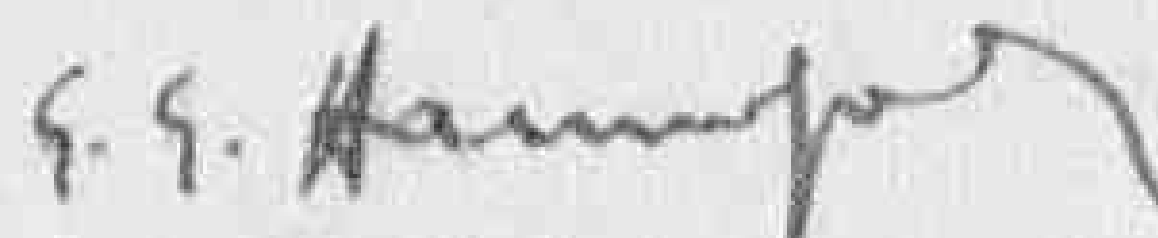
SUBJECT: Draft Decree increasing penalties
for unlawful sale of liquor.

TO: Director, Interior Sub-Commission.

1. The Minister of Justice informs this Sub-Commission that he transmitted the above draft decree to the Ministry of Interior for approval about 10 days ago.

2. H.Q. AAI and RC & M.G.S. are pressing for immediate enactment of the above draft.

3. This Sub-Commission would appreciate it if you could contact the Minister of Interior with view of obtaining a speedy action on the decree.


G.G. HANNAFORD,
Lt. Col.,
Officer i/o Italian Branch
for Acting Chief Legal Officer.

Copy to RC & M.G.S.
File ACC/4104/L.

4405

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

Ref/307/146/CA

16 August 1944.

SUBJECT: Control of Wine Shops.

TO : Legal Sub-Commission, A.C.C.
(attention Lt. Colonel Mumford).

1. We have been asked by Headquarters A.A.I. whether the decree to which we gave approval in our letter 31 July ref/307/141/CA had been published.
2. Would you please inform us if the decree has been made official.
3. If it has not yet been made official would you please take steps to have it published so that we may inform Headquarters A.A.I. of this action.

148
for
ROBERT E. FINE,
Colonel,
Deputy Executive Commissioner.

146
✓
19/8

307 f 9802 A Pw
145
SUBJECT:- Wine Shops - Control of.

HQ, ALLIED ARMS IN ITALY

AAI/5128/A(P3)

13 Aug 44

10
Allied Control Commission.

14 AUG Recd

Ref your 307/142/CA of 31 Jul 44 and this HQ letter AAI/5128/A(P3) dated 3 Aug.

Please report if the decree in question has yet been published.

AH/TOL

Brigadier
D.A.C.

785017

ALLIED CONTROL COMMISSION
INTER OFFICE MEMO

255/1430

From: Acting Chief Commissioner

FILE No: 5 AUG 1944

SUBJECT: Guards at entrance to Hq AOC Hq.

TO: Hq Covert, Hq AGC

5 AUGUST

194

7 AUG Recd

On Friday, August 4th, upon leaving this HQ for lunch at 1325, no guards were posted at the entrance. One Carabinieri was seated at the reception desk, smoking, with his hat removed. The American MP was similarly occupied at a reception desk near the bulletin board. No British guard was visible and there were no guards posted at the entrance of the building.

Immediate steps should be taken to correct this condition. It is suggested that frequent inspections be made to prevent a repetition of this shocking lack of discipline. If standing orders do not require guards to be posted during lunch hour, they are to be cancelled immediately.

WILHELM W. STONE
Captain, USMC
Acting Chief Commissioner

cc: Exec Commissioner

11/46/02

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

785017

307 + C 1 Br 143
8296
SUBJECT:- Wine Shops etc. - Control of.

HQ ALLIED ARMS IN ITALY.

142 AAI/5428/A(PB).

Allied Control Commission.

3 AUG 44.

4 AUG Recd

Reference your 307/142/CA dated 31 Jul 44.

It will be appreciated if you will inform this HQ when the decree comes into force and if you will then supply a copy of it as promulgated.



JIF/MI.

Not yet
published 15 U 13/8
N/A

see 149:
Dewitt
2041
Brigadier,
DAG.
7/8

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

Ref/307/142/GA.

31 July 1944.

SUBJECT: Wine Shops etc. - Control of.

TO : HQ. Allied Armies in Italy.

1. Reference your 5128/A(RS) of 23 May 1944 and this HQ letter 307/142/GA of 5 June 1944 addressed to you.

2. The draft Decree referred to in para.3 of the above letter has now been prepared by the Italian Government and is ready for publication. Whereas the present law penalizes infringement of the licensing laws by imprisonment up to 6 months or by a fine up to 5000 lire the proposed decree imposes the penalty of imprisonment for the term from one month to one year and a fine from 1000 to 5000 lire. Thus the new law would :

- (a) provide for cumulative rather than alternative imposition of imprisonment and fine,
- (b) increase the term of imprisonment from 6 months to one year,
- (c) fix a minimum fine and a minimum term of imprisonment to be inflicted.

3. A copy of the draft Decree is attached for your perusal.

Brigadier,
Executive Commissioner,
For A/Chief Commissioner.

Copy to: Admin. Section (for Legal Sub-Commission)

Encl
as above

4401

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

Phone
1,704

Ref/307/141/CA.

31 July 1944.

SUBJECT: Wine Shops etc. - Control of.

TO : Admin. Section (for Legal Sub-Commission)

With reference to your 4149/L of 27 July 1944,
the draft Decree is approved. The proposed Decree has been
forwarded to AAI for their information.

ROBERT E. FISKE,
Colonel,
Deputy Executive
Commissioner.

4700

TO : Colonel Shipp

Control of Wine Shops114

1. Folio 114 was written to A.A.I. by you and the Executive Commissioner. In para 3 it is mentioned that a decree by the Italian Government would be enforceable only in Italian Government territory if endorsed to cover A.M.G. territory. This draft decree has been prepared and is ready for publication.

139

2. By this decree the present law is changed slightly. Imprisonment can now be given up to one year instead of 6 months as formerly. The draft decree is shown at 139 and I see no objection to it. In effect it means power to impose a fine as well as imprisonment instead of the alternative of a fine or imprisonment. I shall write approving of the decree. Do you agree?

29th July 1944

John Remy May

Yes. and pl. put a draft agreed with Admin.
Section to file AAI further to 114.

29/7

*Col Shipp. Will you please sign this letter to AAI. Both
have been approved by AAI. JPK
- 31/7.*

785017

Tel. No. 478525

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommission
APO 394

ES/op

ACC/4149/L

27 Jul 44

28 Jul Recd

SUBJECT : Wine Shops, etc. - Control of.

TO : Executive Commissioner.

1. Reference is made to your 307/114/CA of 5 June 1944 directed to HQ AAC.

2. The draft decree referred to in para 3 of the above letter has now been prepared by the Italian Government and is ready for publication. Whereas the present law penalizes infringement of the licensing laws by imprisonment up to 6 months or by a fine up to 5000 Lire the proposed decree imposes the penalty of imprisonment for the term from one month to one year and a fine from 1000 to 5000 Lire. Thus the new law would:

- (a) provide for cumulative rather than alternative imposition of imprisonment and fine.
- (b) increase the term of imprisonment from 6 months to one year
- (c) fix a minimum fine and a minimum term of imprisonment to be inflicted.

3. Kindly advise this Subcommission at your earliest convenience whether or not the draft meets your approval so that the decree can be published in the Gazzetta Ufficiale and implemented in Military Government territory.

4. A copy of the draft decree is enclosed herewith.

A. R. Thackeray

A. R. THACKERAY,
Lt. Colonel,
Italian Branch,
for Acting Chief Legal Officer.

*See file
ACC 1410/42*

4098

Article 1

The penalties established by Art. 665 of the Penal Code in relation with Art. 86 of the Consolidated Text of the Public Safety Laws approved by R.D. 18 June 1931 no. 773, for conducting, without a license of the Questor, a place of business for retail or for consumption of wine, beer or liquor, are substituted by the penalties of imprisonment (arresto) from one month to one year and by a fine from 1000 Lire to 5000 Lire.

307
HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

138
JM/pa

REFERENCE : AGC/4143/L.

11 Jul 44.

SUBJECT : Punishments for offences against Italians.

TO : H.Q. Peninsular Base Section APO 782.

1. Reference your letter RDL/hp of 31 May 1944 to Chief, Liaison Division, Allied Control Commission.
2. The cases of which information is particularly requested are (a) Black Market offences and (b) injuries to Italian civilians and their property.
3. As already stated, the names of military personnel and their units will not be divulged.
4. Similar information is being obtained as to British military personnel.
5. It has been suggested to us that it is better to obtain this information from you direct rather than have our legal officers in the field obtain it locally.

Tarpenmore
capt

for R. H. WILMER,
Colonel,
Acting Chief Legal Officer.

copy to : R.C. & M.G. Section (Ref. letter 307/135/CA
of 4/7/44).

1354696

307 L
 137
 14472100/001
 14 JUL 1944
 HEADQUARTERS
 ALLIED OFFICIAL COMMISSION
 Legal Subcommittee
 AFM 304

AFM/1113/1

7 Jul 44

SUBJECT: Punishment for Offenses Against Italians.

TO : HQ AFM (10).

1. Reference our letter AFM/1113/1 of 30/6/44.

2. Information is particularly required by this Subcommittee as to punishments given to British Military personnel with respect to (a) black market participation and (b) injuries to Italian civilians and their property.

3. In your letter JAG-General/1/4 of 21/5/44, you furnished us with certain examples of punishments inflicted for offenses against Italian civilians, and in your letter JAG-General/20 of 22/5/44 and 31/5/44 you gave us particulars of two other cases. We would be glad to have from time to time additional information as to both classes of cases mentioned in para 2 above.

4. You will recall that we wanted to be in a position to assure the Italian Government that Allied Military personnel involved in such cases were being dealt with adequately. Of course, as previously stated, the names of the Military personnel and their units will not be divulged.

5. Similar information is being obtained as to United States Military personnel.

6. It has been suggested that it is better to obtain this information direct from you rather than have our legal officers in the field attempt to obtain it locally.

135
 RICHARD H. WILSON
 Colonel, MC
 Acting Chief Legal Officer.

Copy to AFM Section (ref letter 37/133/44 of 4 Jul 44)
 File AFM/1113/1.



307. 7 JUL 1944

CABr.

NOB/wv

44414
136

R/4264

1st Ind.

Hq., AGC, REGION 3, APO 394, U.S. Army, 6 July 1944

HEADQUARTERS

E BLUE 1444

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

1. It has not been possible to trace unit concerned. C.C.
2. The Town Major has evacuated his station.
3. CC, RR, & MP have been asked to maintain watch to prevent recurrence of such action.

For the Regional Commissioner:

Neil C. Baker
NEIL C. BAKER,
1st Lt., MC,
Adjutant.

Plus 117-119 Rgr

P/A Jph

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

Ref/507/135/CA.

4 July 1944.

SUBJECT: Punishment for Offences against Italians.

TO : Admin Section (for Legal Sub-Commission)

1. With reference to your letters of 4080/1/L of 15 May and 30 June 1944, your attention is drawn to your earlier letter 4113/L of 18 May 1944 addressed to this Section and to letter addressed by the Chief Liaison Officer to PBS dated 23 May 1944 and to reply received from PBS dated 31 May 1944. Copies of the two latter letters are attached.

2. It is suggested that it might be better for you to contact the British J.A.G. at AMI and the A.G.D.'s Branch at PBS referring to the above letters, and obtain from them examples of Court Martial sentences rather than ask H.Q.'s to try and get the information.

JSR/RAC.

NORMAN E. FISKE,
Colonel,
Deputy Executive
Commissioner.

307 - 3 JUL 1944
REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
AFG 394.

30 June 1944.

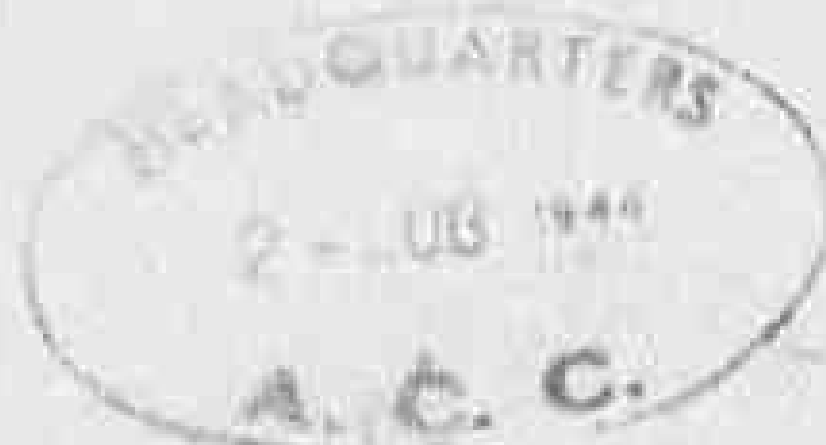
REFERENCE : ACC/1080/L.

SUBJECT : Punishment of Military Personnel for Black Market Offences.

TO : R.L.O. (thru Regional Commissioner), Region 6.

1. Reference your letter PL/1914 dated 26 June 1944 and this Sub-Commission's letter reference ACC/1080/L dated 15 May 1944.

2. For reasons stated in our last mentioned letter this Sub-Commission is desirous of obtaining the requested information. However, if it is a matter of general difficulty in securing information locally this Sub-Commission does not wish to press the point further as it is particularly important to secure this information in areas where AMG Courts are sitting. You will appreciate it does have bearing on our relations with the civilian population.



RICHARD H. WILSON.
Colonel, CMO.,
Deputy Chief Legal Officer.

RHW/vcv.

Copy to : R.C. & M.G. Section.

785017

HEADQUARTERS
ALLIED CONTROL COMMISSION
REGION 6

307.
29 JUL 1944

26 June 1944

TO: Headquarters, A.C.C. (R.C. & M.C. Section)

SUBJECT: Punishment of Military Personnel for Black Market Offences.

REFERENCE: PS/1514

1. With reference to ACC/4080/1/L of 15 May 44 (copy attached for easy reference) it would, in my opinion, be contrary to accepted practice for me to request a Garrison Commander to keep this Headquarters supplied with the detailed information set out in the letter under reference.
2. The inference must be that such reports are required for the purpose of scrutiny of sentences by A.C.C. and of comment where necessary and this appears to me to be interference with local Garrison administration.

If this information is required by A.C.C. I suggest that the proper action is for H.Q., A.A.I. to issue instructions to District, Garrison, etc. Commanders for the information to be supplied to A.C.C. authorities.

The position here is that Garrison Orders contain a certain amount of information regarding these cases but full information is not available.

3. The Provost Marshal General here has been contacted unofficially in the matter and he stated that he was not anxious to supply the information. Moreover the question was raised of the extra amount of work involved.

M Carr

M. CARR,
Brigadier,
Regional Commissioner.

MC/gch

Copy to: Legal Sub Commission, A.C.C.

Spoke to Col. Anderson. He will look at the letter and let me know. Rm 6 July.

Pls 30/6.

4091

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
A.P.O. 394

C O P Y

132

15 May 1944

ACC/4080/L/L

SUBJECT: Punishment of Military Personnel for Black Market Offences.

TO : RLOs. Regions 1, 2, 3, 4, 5, 6 & 7 (Thru RCOs.)
SLOs. 5th & 8th Armies (Thru SCAOs.)

1. General statements have been made from time to time in reference to inadequate sentences of members of Allied Forces personnel where they have been engaged in black market activities along with Italians.
2. Any such cases should be reported to the Legal Sub-Commission giving the names and units of the Allied personnel, the nature of the offence and, if the case has been disposed of, the punishment meted out or lack of punishment.
3. If the cases of other types involving relations with the Italian populace come to your attention in which inadequate sentences appear to have been imposed, it is requested that similar information be furnished.

(sd) R. H. WILMER,
Lt. Col. C.A.C.
Deputy Chief Legal Officer.

4698

HEADQUARTERS
ARMED AND DANGEROUS
R.C. & H.C. Section
APO 394

131

25 June 1944.

Ref/307/131/CA.

SUBJECT: Discipline - Restrictions in BUREAU.

TO : Public Safety Sub-Commission.
Security Branch.

130

The attached copy of AAI/3063/31/A(PS) of 25 June 1944 is forwarded for your information.

J.H.

WILLIAM E. FISKE,
Colonel,
Deputy Executive
Commander.

/RAC.

11A
4689

7850, 7

SUBJECT:- Diacyclina - Restryctologia in MacLPS

HOW ALIENED ARE WE REALLY

$$1.17/5.903/17^\circ$$

Q. JUDGE W.

1. This HQ letter No. as above dated 20 Mar 44, is cancelled.
2. British Officers, including ATS and Nursing Officers, may be granted leave which entails spending one or more nights in NAFES, where suitable accommodation is available.
3. British ORs will not be granted leave which entails spending the night in NAFES and no Leave or Rest Camps designed to provide sleeping accommodation for them will be established in the city.
4. Penations and Districts wishing to send organized day leave parties into NAFES will deal direct with CG PBS in regard to the numbers which can be accepted. The arrangements made will be notified direct to HQ 57 Area. They will also be responsible for making any necessary feeding arrangements direct with HQ 57 Area.
5. Every officer and man within the Metropolitan Area of NAFES must be in possession of a pass, which will be produced on demand by the Military Police or other authorized patrols or posts. Detailed instructions in regard to passes are given in Appx 'A' attached.
6. A parking place and an Information Centre have been established by HQ 57 Area opposite the NAFES Palace where organized leave parties can be received. Centre will act as a reporting, collecting and departure point. Facilities for booking seats at entertainments and information in regard to institutions, cautions and places of interest will be available, and 'Off Limits' and 'Out of Bounds' areas will be notified.
7. (a) The above orders also apply to all Dominion troops and allied troops serving under British Command.
(b) The question of the admission of US personnel to NAFES is left to the discretion of the CG PBS.

*Journal of International
Business Studies*

4. Ponnathann and Districts wishing to send organised day leave parties into NALPES will deal direct with CS PBS in regard to the numbers which can be accepted. The arrangements made will be notified direct to HQ 57 Area. They will also be responsible for making any necessary feeding arrangements direct with HQ 57 Area.

6. A parking place and an Information Centre have been established by HQ 57 Area opposite the KAZEM Palace where organized teams parties can be received. Centre will act as a reporting, collecting and departure point. Facilities for booking seats at entertainments and information in regard to institutions, cautions and places of interest will be available, and 'Off Limits' and 'Out of Bounds' areas will be notified.

(b) The question of the admission of US personnel to KAREPS is left to the discretion of the CEPS.

OG 5 Army
OG MAP
OG MAP
AFHQ G4 Br
FOGTT
FOGAIN
Br Invt 5 Army
Main Eighth Army
" "
Hear
5 Corps
OG PMS
2 District
3 District
57 Area
Executive Consult
AFSC/MTC
List A
File 5028/A(P5
War Diary

1 will inform
E.C.

cc.
Send copy to
Security Council
Public Health
Admin. Serv.
Public Health (Main)
Public Health (Rm)
H.Q. Canal
C-1 (B)

408

cc.
Public Health (Main)
Public Health (Rm)
H.Q. Canal
C-1 (B)

129

APPX 'A'INSTRUCTIONS AS TO PASSES

1. Every officer or other rank within the Metropolitan Area of NAPLES will be in possession of a pass, which will be produced on demand by the Military Police or other authorized patrols or posts.
2. Such passes will be made out in accordance with the forms given below.

These are:-

- (a) Permanent Pass for Officers and ORs stationed in NAPLES.
- (b) Temporary Duty Pass
- (c) Officers leave pass
- (d) ORs day leave pass

3. Each pass will -

- (a) be signed by the CO of the unit or by a field officer,
- (b) bear the unit stamp
- (c) be dated and completed in all respects, and
- (d) bear the signature of the bearer.

(a)

Permanent Pass
for
Officers and ORs stationed in NAPLES

UNIT.....

The bearer

No.....Rank.....Name.....

belongs to above unit, which is stationed in NAPLES

Valid for month of.....1944 OML

Date.....

Signature of CO.....

Signature of bearer.....

(b)

- (a) be signed by the CO of the unit or by a field officer,
 (b) bear the unit stamp
 (c) be dated and completed in all respects, and
 (d) bear the signature of the bearer.

(c)

Permanent Pass
 for
 Officers and ORs stationed in NAFES

UNIT.....

The bearer

No.....Rank.....Name.....

belongs to above unit, which is stationed in NAFES

Valid for month of.....1944 ONLY

Date.....

Signature of CO.....

Signature of bearer.....

(b)

Temporary Duty Pass

UNIT.....

The bearer

No.....Rank.....Name.....

is authorized to proceed on duty to NAFES on (date)

and to stay until (date). The nature of his duty

is.....

Date

Signature of CO.....

Signature of bearer.....

+28

(o)

Officer's Leave Pass

UNIT

The bearer

No. Rank Name

is authorized to proceed on day leave
to NAPLES on (date)

or

is authorized to be on leave in NAPLES from (date) to (date).

Accommodation has been arranged for him at.....

Date

Signature of CO.....

Signature of bearer.....

(d)

Other Ranks Leave Pass

UNIT

The bearer

No. Rank Name

is authorized to proceed on day leave to NAPLES on (date) and to remain
there until 1930 hrs on that date.

Date

Signature of CO.....

Signature of bearer.....

4087

Subject:- Violation of Graves.

307-⁶
19 JUN 1944

19 Ju. 44

127

To:- Liaison Division,
for Lt.Col. Bowman.

From:- A.C.C. Liaison,
HQ. A.A.I.

Ref. AOCL/237.

1. Reference your 307/121/CA of the 16 June 44.
2. We are informed by Maj. Tetlow, 'A' Branch, HQ AAI, that under date of 15 June a letter Ref./5063/14/A(PS) on the above subject was addressed to Executive Commissioner, HQ. A.C.C.
3. If the a/m letter does not answer your query, please advise.

enclosed
Major, *Chapman*
A.C.C. Liaison Officer.

pld 20/6
P/A

SUBJECT:- Violation of Cfa. 43.

30/11

HQ ALLIED ARMY IN IT.

U-1399

AAI/3063/14/A(PB).

17 JUN 1944

25 JUN 44.

Executive Commissioner,
A.C.C.

Ref your 507/120/CA dated 8 Jun 44.

1. A copy of a CEF report dated 13 Jun, and attached statements from the officer commanding the detachment quartered in FAIRLAND and the Priest Sgt. Joseph Bernadino Parroco, are forwarded.
2. It appears that the incident was dealt with by Capt. ZICCARDI at the time, and that it is by no means certain that the regrettable acts of sacrilege were committed by soldiers rather than by local children.

JWS/TV.

Donnell
Brigadier,
D.A.C.

785017

Commissioner

JSD/JR

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

126

Ref/307/126/3A

19 June 1944

SUBJECT: Violation of Graves.

TO : Admin. Section (For Legal Sub-Commission)

1. Reference your AOC/1213/L of 5 June 44 there are forwarded to you copy GEP report of 13 June with statements by Officer Commanding the detachment of 232nd Prov. Coy (British) billeted at PALCIANO and Priest Sal Joseph Bernardino Parroco.

2. It appears that the incident was dealt with by Capt. Ziccardi at the time and it is by no means certain that the regrettable acts of sacrilege were committed by soldiers rather than by local children.

pk

NEWMAN E. FIERKE
Colonel
Deputy Executive
Commissioner

JSD/JR

4684

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

SEC/307/420/CA

3 June 1944.

SUBJECT: Violation of Graves.

TO: HQ IAT.

1. Translation of report dated 28 May from the Italian Minister of Justice is forwarded.
2. Please advise this HQ of any action taken.

(Signed) - Lt Col
Brigadier
Executive Commissioner,
For Chief Commissioner.

Copy to: Region III
Monuments and Fine Arts
Sub-Commission
Legal Sub-Commission (for
ACI/4143/1 of 5 Jun 44
refers).

COMMANDANT OF THE ROYAL CARABINIERI IN LIBERATED AREA.

20 May 1944

Army Post Office 135.

n. 12/504-I of Prot. R.P.

SUBJECT:- Scandalous acts committed by Allied Soldiers.

To MINISTRY OF INTERIOR SALERNO
To MINISTRY OF FAITH and JUSTICE
SALERNO
and for information
To THE PRESIDENCY OF THE COUNCIL
OF MINISTERS - SALERNO.

The following communication dated 21 May 1944 has been received to-day from the Commandant of the Station of Royal Carabinieri at CASERTA:

"The night of 19/504h this month at SALICIANO di CASERTA Allied soldiers not yet identified billeted next to Church St. Giuseppe broke into cemetery of this Church destroyed niches skeletons and carried away nine skulls, put them on school benches on floor above, placed one of the head of the statue S. Anna period. Such act caused resentment of clergy and religiously minded people.

THE COMMANDANT GENERAL

(Signed) Giuseppe Picche.

4683

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

THE OTHER COMPANY
AND IS A. C. BENTON COMPANY
CANTON, N.Y.

21 May 1942.
1315 June 1942.

(Signed) W. STEINBERG, Capt.
U.S. POLICE (2).

HEADQUARTERS
1. OF ORDNANCE BASE APO SAN FRANCISCO
APO 702

SUBJECT: Investigation of Complaint.

13 June 44.

TO: O2 Detachment, 23rd Prov Company (British).

1. On or about 20 May 44, I, CARL H. BURGLEY, 1st Lt., 125th Ord Depo, went to Church of Saint Giuseppe to investigate a report by the priest of this Church that soldiers of our command had entered above-named church and committed acts of vandalism. Upon investigation, it was discovered that skulls from an ossuary below the church had been removed from their graves and placed in benches in a school room above. I was unable to determine through investigation whether or not these acts were committed by our soldiers. However, I am inclined to believe that the majority of these vandals were carried out by small children from a neighbouring village.

CARL H. BURGLEY
1st Lt., Ord Depo.,
Adjutant.

Barrocola del SS. MICHAEL e Giuseppe-Palciaro di CASERTA.

Al Comando della stazione del SS. 33

Io sottoscritto Parroco Michael quanto segue:

CASERTA.

Per gli atti sacrileghi commessi nella notte del 19 al 20 maggio scorso nella chiesa di S. Giuseppe (Caserta), feci denuncia al I.R. CC. ritenendo colpevoli i soldati Alleati di stanza nell'abitazione Casar de "Sacchi". Dietro ulteriori indagini fatte da me e dal Capitano Medico Nicodemi del Comando Alleato, non s'è potuto accertare che gli Alleati fossero stati i colpevoli, ma elementi italiani che per lavoro frequentavano la caserma "Sacchi".

Tali elementi non è stato possibile identificarli.

Il Capitano nominato ha già da molto provveduto alla riparazione della piccola finestra.

Non intendo che la questione abbia ulteriore corso data la mia sincera professione di fede e di misericordia a bene del popolo. Ma per gli Alleati, ai quali son unito da un affetto potente e riconosciuto, ne per elementi italiani arruolati e ne per il bene, desidero che si pigliano provvedimenti. Tutto è stato riferito.

Firmato

Sac JOSEPH MICHAEL PARROCO.

121

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

Ref/307/121/CA

16 June 1944

MEMORANDUM TO: Major Friend James

SUBJECT: Violation of Graves

So that I may make appropriate report to the Legal Sub-Commission, will you please determine what action, if any, is likely to be taken in the above matter which concerns violation of graves at Faiciano di Caserta on the night of 19th - 20th May?

ACS/ean

ALFRED C. BORMAN
Lt. Col.
Assistant Director
Civil Affairs Branch.

B/H
25/6
[Signature]

119

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

RMS/307/123/GA

8 June 1944

SUBJECT: Violation of Graves.

TO : EC. A.A.L.

17

1. Translation of report dated 24 May from the Italian Minister of Justice is forwarded

2. Please advise this HQ. of any action taken.

WCB

Brigadier
Executive Commissioner
For Chief Commissioner

Copy to:

Region III
Monuments & Fine Arts
Sub-Commission
Legal Sub-Commission (Youth Acc.)
4143/L of 5 June 44

Noted
WCB

16/6
Noted
WCB

WCB
16/6

- 7 JUN Recd 307

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

ART/PA

5 June 1944

ACC/4143/L.

SUBJECT : Violation of Graves.

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

1. The attached report and covering letter from the Ministry of Justice are forwarded (with translation) for consideration.
2. May this Sub-Commission be advised please of any action taken thereon.

Richard H. Wilmer

RICHARD H. WILMER.
Colonel, CAC,
Deputy Chief Legal Officer.

Lee Bowman.

The only thing I can do is to send to
CAC for their action which is necessary
copy of Reg II & Memorandum. True Act. Do
you agree.

yes. but notify and action of
action taken

119

4082

COMMANDANT OF THE ROYAL CARABINIERI IN CASERTA ITALY

U.12/684-I of Prot. R.P.

28 May 1944

Army Post Office 135

SUBJECT : Sacrilegious acts committed by Allied soldiers.

TO MINISTRY OF INTERIOR SALERNO
TO MINISTRY OF PARDON AND JUSTICE SALERNO
and for information
TO THE PRESIDENCY OF THE COUNCIL OF MINISTERS
SALERNO

The following communications dated 21 May 1944 has been received to-day from the Commandant of the Station of Royal Carabinieri at Caserta :

" The night of 19/20th this month at PULCIANO di CASERTA Allied soldiers not yet identified billeted next to Church St. Giuseppe broke into ossuary of this Church destroyed niches skeletons and carried away nine skulls, put them on school benches on floor above, placed one on the head of the statue S. Anna period. Such act caused resentment of clergy and religiously minded people.

The Commandant General
(and) Giuseppe Picche

file 119

AND FOR INFORMATION
TO THE PRESIDENT OF THE COUNCIL OF MINISTERS
SALERNO

The following communication dated 21 May 1944 has been received to-day from the Commandant of the Station of Royal Carabinieri at Caserta:

"The night of 19/20th this month at PULCIANO di Caserta Allied soldiers not yet identified billeted next to Church St. Giuseppe broke into sanctuary of this Church destroyed niches skeletons and carried away nine skulls, put them on school benches on floor above, placed one on the head of the statue S. Anna period. Such act caused resentment of clergy and religiously minded people.

The Commandant General
(sgd) Giuseppe Pischo

119

4081



MINISTERO DI GRAZIA E GIUSTIZIA
~~DIREZIONE GENERALE AFFARI~~
~~PERMANENTI E PENALI~~
~~XXXXXXXXXXXX~~
Penali

Ufficio

Prot. N. 28032

Salerno 11,

-3 GIU. 1944

Copy

ALLA COMMISSIONE ALLEATA
DI CONTROLLO

Sottocommissione Legale

S A L E R N O

Espresso al foglio N.

Dir. Sez. N.

Oggetto: Atti sacrileghi commessi da militari alleati.

Per opportuna conoscenza, si trasmette
copia del rapporto trasmesso il 28.5.1944
n.12/684-1 del Comando Arma Carabinieri del
l'Italia liberata.

Si gradirà conoscere, a suo tempo, l'es-
ito della segnalazione.

IL SOTTOSegretario DI STATO

● COMANDO REALI CARABINIERI REALI DELL'ITALIA LIBERATA

UFFICIO SERVIZIO E SITUAZIONE

n.12/684-I di proto.R.P.

P.M. 135, 28 Maggio 1944

Oggetto: Atti scorilegni commessi da militari alleati.

Al Ministero degli Interni Salerno

Al Ministero di Grazia e Giustizia Salerno

e per conoscenza

Alla Presidenza del Consiglio dei Ministri Salerno

Preservo la seguente segnalazione del 21 maggio corrente del comando della tenenza CC.RR. di Caserta, qui pervenuta in data o-

Alerne:

"Notte sul 20 corrente, in Palestrano di Caserta (Napoli) soldati alleati non ancora identificati alloggiati presso Chiesa S. Giuseppe penetrati ossario detta Chiesa demolivano nicchie cadaveri et asportavano nove tesori poggiandoli banconi scuola sovrastante et collocarono uno sulla testa statua S. Anna punto Tale atto ha provocato risentimento parroco ex religioso punto Militray Police locale informato punto.

Il Generale Comandante
r.to Giuseppe Picone

Alta Presidenza del Consiglio dei Ministri Selerno

Tresorivo la seguente segnalazione del 21 maggio corrente del comando della tenenza CC.RR. di Caserta, qui pervenuta in data o-

Alerna:

==Nette sul 20 corrente, in Palazzo di Caserta (Napoli) soldati alleati non ancora identificati alloggiati presso Chiesa S. Giuseppe penetrati ossario detta Chiesa demolivano nicchie cadaveri et asportavano nove tesori poggiandoli canoni scuola sovrastante et collocatione uno sulla testa statua S. Anna punto Tale atto ha provocato risentimento parroco et religiosi punto Militray Police locale informata punto.

Il Generale Comandante
F. to Giuseppe Pièone

P. C. C.
P. C. C.

4679

785017

114

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

Ref/307/114/CA

5 June 1944

SUBJECT: Wine Shops, etc. - Control of
TO : HQ AAC.

Reference your 5125/A(PB) of 23 May 44.

1. The sale of intoxicating liquor without a license is punishable under Italian Law by fine or imprisonment.
2. Licenses are issued by the Questore, and in Military Government territory of Italy he can be instructed not to grant additional licenses. In Italian Government Territory a request to the same effect would without doubt receive favorable action.
3. Penalties for infringement of the licensing laws are not very severe, and an urgent request has been made to the Italian Government to increase them. A Decree to this effect would be enforceable only in Italian Government Territory unless extended to Military Government Territory.
4. The duty of enforcing the law falls on Prefects and Questore. In occupied territory their activities can be directed, and in Italian Government territory there will probably be little difficulty in obtaining co-operation.
5. In areas in which trouble is particularly to be anticipated, it would appear to be desirable for the local APS, Public Safety Officer, Questore, and Civil Police to meet to decide the plan of action which will best meet local conditions and to advise (or instruct) Italian Officials as to how they can best co-operate in reducing crimes arising through excessive drinking.
6. Licenses can be suspended or revoked by the Questore in case of disturbance or breach, which is a valuable aid to enforcement.
7. In Military Government territory a Provincial Order would suffice to empower Questore to suspend or revoke licenses for supplying drink to:
 - (a) soldiers during hours prohibited by the military,
 - (b) persons who are already intoxicated, and
 - (c) houses within a stated distance of camps, etc.

4017

113

8. The licensing laws, while not as comprehensive as those in England and the United States, are fairly satisfactory if adequately enforced.

For the Chief Commissioner:

W. S. LUSH,
Hygienist,
Executive Commissioner.

ACB/eah

Copy to:- Admin. Section for Legal Sub-Comm.,
Reference your RCT/4147/L of 3 June 1944.

CIVIL AFFAIRS BRANCH

6 June 1944

MEMORANDUM TO: Executive Commissioner.

1. Proposed reply to Brigadier Paton, attached.
2. Reply is in form suggested by Admin. Sect.
(folio 109) with only minor changes.
3. Admin. Section orally confirms statement of
fact contained in first sentence of Par. 3.

AcB
A.C.B.

4576

307
 O *RS*
 - 4 JUN Recd
 HEAD HEADQUARTERS
 ALLIED CONTROL COMMISSION
 APC 394
 ADMINISTRATIVE SECTION

CAB (for Eric Compton)
 O *114*

ACC/4149/L

3 June 44

SUBJECT : Wine Shops etc - Control of.

TO : NC & MD Section.

- 1 Reference AAI/5126/A(PB) dated 23 May 44, enclosure "A". This letter appears to have been delivered in this Section without clearance through your office to which it was addressed.
- 2 A draft reply is forwarded for your approval, enclosure "B", also copy of the minute from Legal Sub-Commission, enclosure "C" for your information. The matter has been cleared with the Public Safety Sub-Commission who agree the draft reply.

R. R. Lipp

Colonel,
 For VP Admin Section.

Incis: (a) AAI/5126/A(PB) dated 23 May 44, original.
 (b) Draft reply.
 (c) ACC/4149/L dated 31 May 44 (copy).

see 114

785017

SUBJECT: Wine Shops - Control of

HQ ALLIED ARMY IN ITALY

AAI/5128/A(PB).

23 MAY 44 "A"

Executive Commissioner.
ACC.

1. From examination of military wine statistics it is clear that a large proportion of offences are due to excessive drinking of wine.

2. It is desired therefore to take all possible steps to control the sale of wine in areas where Tps are located. HQs Districts have already been in touch with your local authorities on the question and various plans are being put into operation.

3. One of the chief sources of difficulty is the ordinary house which suddenly commences to sell wine to soldiers. It would be appreciated if this HQ could be informed of the exact legal situation, both in King's Italy and in occupied Italy, in regard to such action. Presumably there are licensing laws and an ordinary person is not entitled suddenly to convert a private dwelling into a wine shop.

4. If this is correct, we should like to have your advice and assistance in the conduct of a general campaign to stop this practice.

CC/PA



C.H. Talon

Brigadier,
DAG.

4624

785017

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION

APO 394
ADMINISTRATIVE SECTION

AOC/6149/L

SUBJECT: Wine Shops etc - Control of.

TO : HQ AAI.

4 June 44.

Reference your 3128/A(Ps) of 23 May 44.

- 1 The sale of intoxicating liquor without a license is punishable ^{under Italian law} by fine or imprisonment.
- 2 Licenses are issuable by the Questore, and in occupied Italy he can be instructed not to grant additional licenses. In Italian Government Territory a request to the same effect would without doubt be ~~accepted~~ ^{granted} ~~to~~ ^{by the} ~~Italian Government~~ ^{Italian Government} Territory unless extended to ~~the~~ ^{the} ~~Italian Government~~ ^{Italian Government} Territory.
- 3 ~~Penalties for infringements~~ of the licensing laws are not very severe, and an urgent request has been made to the Italian Government to ~~strengthen the~~ ^{strengthen the} ~~penalties~~ ^{penalties} unless extended to ~~the~~ ^{the} ~~Italian Government~~ ^{Italian Government} Territory.
- 4 The duty of enforcing the law falls on Prefects and Questore. In occupied territory their activities can be directed, in Italian Government territory there will probably be little difficulty in obtaining co-operation.
- 5 In areas in which trouble is particularly to be anticipated, it would appear to be desirable for the local AAI, Public Safety Officer, Questore, and Civil Police to meet to decide the plan of action which will best meet local conditions and to advise (or instruct) Italian Officials as to how they can best co-operate in reducing crimes arising through excessive drinking.
- 6 Licenses can be suspended or revoked by the Questore in case of disturbance or brawl, which is ~~of course~~ ^{very useful to} ~~of course~~ ^{valuable and to be expected}.
- 7 In occupied territory a Provincial Order would suffice to empower Questore to suspend or revoke licenses for supplying drink to
 - (a) soldiers during hours prohibited by the military,
 - (b) persons who are already intoxicated, and
 - (c) houses within a stated distance of camps etc.
- 8 The licensing laws while not so comprehensive as those in England are fairly satisfactory if ~~they~~ ^{they} ~~are~~ ^{are} ~~fairly~~ ^{fairly} ~~satisfactory~~ ^{satisfactory}.

109
CINCPAC to AOC/6149/L
dated 3 June.

or impairment.

2. Licenses are issuable by the Questore, and in occupied Italy he can be instructed not to grant additional licenses. In Italian Government Territory a request to the same effect would without doubt be ~~granted~~ ^{refused}.
3. ~~Penalties~~ ^{Penalties} for infringements of the licensing laws are not very severe, and an urgent request has been made in the Italian Government to ~~increase them~~ ^{increase them}. A decree to this effect could be enforceable only in Italian Government Territory unless extended to ~~occupied territory~~ ^{occupied territory}.
4. The duty of enforcing the law falls on Prefects and Questore. In occupied territory their activities can be directed; in Italian Government territory there will probably be little difficulty in obtaining co-operation.
5. In areas in which trouble is particularly to be anticipated, it would appear to be desirable for the local APK, Public Safety Officer, Questore, and Civil Police to meet to decide the plan of action which will best meet local conditions and to advise (or instruct) Italian Officials as to how they can best co-operate in reducing crimes arising through excessive drinking.
6. Licenses can be suspended or revoked by the Questore in case of disturbance or brawl, which is ~~often very useful to the exercise of the law~~ ^{often very useful to the exercise of the law}.
7. In occupied territory a Provincial Order would suffice to empower Questore to suspend or revoke licenses for supplying drink to
 - (a) soldiers during hours prohibited by the military,
 - (b) persons who are already intoxicated, and
 - (c) houses within a stated distance of camps etc.
8. The licensing laws while not so comprehensive as those in England are fairly satisfactory if ~~enforced~~ ^{enforced}.

THE UNITED STATES

H.S. LICH,
Brigadier,
Executive Commissioner, A.C.C.

4073

785017

COPY

100/
ENCL. "C"

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
Legal Sub-Commission

AUG/4249/L

31 May 44

SUBJECT: Wine Shops and Control of.

TO Administrative Section.

- 1 Reference is made to letter No. AAS/5128/A(PB) at folio 6A dated 23 May 44 and particularly to para 3 thereof.
- 2 The sale of alcoholic liquor is regulated in Italy by the provisions of Chapter 2 Arts 56 et seq of the "Legge di Pubblica Sicurezza" of 18 June 1931 No. 773. The responsibility of enforcing these laws in each province falls upon the Prefect and the Questore, and in municipal districts on the Police Officer in charge of Public Security or the Mayor (Sindaco). The agents of execution are the Police.
- 3 The sale of intoxicating liquor and other drink by private persons without a license is forbidden, being punishable with imprisonment from 2 months to 1 year and a fine of L. 5,000.
Articles 86 and 87 of the above-quoted law provides in substance as follows:
Art. 86 - (Art 84 Consolidated Text 1926) - Except by license of the Questore no person shall carry on the business of any hotel, including cloak-room, inn, boarding house, restaurant, wineshop, cafe or any other place in which wine, beer, alcoholic liquor or even non-alcoholic beverages are sold by retail or are consumed, nor any public billiard room or other establishment for lawful games or any public baths, any public garage for motor vehicles or carriages or any public stables or the like.
Such license is also necessary for the retail sale or consumption of wine, beer or any other alcoholic beverage by any society or club of any kind whatsoever even though the sale or consumption be restricted to members only.
Art. 87 - (Art 85 Consolidated Text 1926) - The banking of alcoholic beverages of any degree whatsoever is forbidden.
- 4 The most efficacious direct action would appear to be for the military authorities to insist on the Prefects, Questori and Mayors giving strict injunctions that the Police enforce the laws, and for the Allied Military Police forces to be informed as to the nature of Italian law so that they may be in a position to keep a check upon the activities of the Italian Police, and place out of bounds all establishments guilty of infraction.

(SIGNED)

A.R. TRACERMAN, Major,
for Chief Legal Officer.

4572

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

Ref/307/108/CA

3 June 1944

SUBJECT: U.S. Court Martial Penalties.

TO : Admin. Section (for Legal Sub-Comm.)

Reference your AGC/4083/1/L of 30 May 44 the 314 Fighter Squadron is a unit of the XII Air Force. The S.A.G. is Col. McGarvey. Under Executive Memorandum No. 26 the AGC Liaison Officer with XII Air Force is the Regional Commissioner, Region V and it is suggested that the desired information can be most readily obtained through him or his Chief or Deputy Chief Legal Officer, on your behalf.

JK
MURRAY R. PETER
Colonel
Deputy Executive
Commissioner

4671

106

Divulging C.M. Sentences

1. Ref. folios 75, 80, 81, 82, 84
2. ~~st~~ Letter from PBS dated 31 Mar, with folio 106 shown to PRO 7 Jun 44.
3. no further action at present.

S.H.

7 Jun 44

DP

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

Ref/307/84/CA

23 May 1944.

SUBJECT: Divulging Court Martial Sentences.

TO : Commanding General, Peninsular Base Section.
(Attn: Secretary, General Staff)

1. The Chief Legal Officer, Allied Control Commission, feels very strongly that our position in insisting that the Italians impose adequate sentences on civilians involved in Black Market and other criminal cases, would be greatly strengthened if we might demonstrate by specific instances that when our own military personnel are convicted of offenses against the Italian people, they are also severely punished.

2. This general subject-matter was discussed several months ago with Colonel Lemar, Staff Judge Advocate, Peninsular Base Section, who advised that it was contrary to General Pence's policy to divulge the nature of court martial sentences. At that time, however, it was proposed actually to publish details of specific cases in local newspapers, for their psychological effect. No formal request was made upon your headquarters at that time.

3. The current situation and proposal differ from those involved in my discussion with Colonel Lemar, in that:

a. It is not proposed to publish any information in newspapers but merely to give the data to the Minister of Justice of the Italian Government, as a confidential matter.

b. No names of soldiers are to be divulged.

c. Arrangements similar to that proposed with P.B.S. have in fact been made with the JAG, A.A.I. (see attached letters).

d. Peninsular Base Section has changed commanding generals.

1st Ind.

AM 250 (23 May 44) BPOAD
HEADQUARTERS PENINSULAR BASE SECTION, APO 782, 31 May 1944.

BM/3p

To: Chief, Liaison Division, Headquarters Allied Control Commission,
APO 394.

1. This headquarters sees no objection to furnishing information regarding selected cases involving Black Market transactions provided the name and organization of the soldier involved is not shown and provided the information furnished is regarded as Confidential and not published.

2. Court-martial proceedings are classified as Confidential material and cannot be disclosed for public dissemination. In order that the Minister of Justice may know that suitable punishment is being given American soldiers participating in Black Market activity, the Judge Advocate will from time to time select certain representative cases and provide information for the Italian Minister of Justice without, however, disclosing matters so classified as Confidential.

For the Commanding General:

L. C. BUTTON, JR.,
Captain, A. D. D.,
Asst. Adj. General

4. Officers of the Regional Control and Military Government Section of this headquarters believe, and I agree, that a reasonable demonstration of comity and good faith in our military legal matters would pay dividends in greater cooperation on the part of Italian officials and judicial officers, and that any objections which might be interposed to the proposal are more than outweighed by these considerations.

5. It is requested that Peninsular Base Section sympathetically consider entering into an informal arrangement similar to that reflected in the attached letter dated 20 May 1944 between A.A.I. (JAG) and our Legal Sub-Commission.

6. The present aspect of the matter has also been discussed preliminarily with Colonel Lemar.

Enoch Brown
ENOCH BROWN, Major
for
ALFRED C. BOWMAN
Lt. Col.
Chief, Liaison Division.

2 Incls--

Incl 1 - "Punishment for Offenses Against Italians"
ACC/4143/L., 18 May 44, Legal S-C.

Incl 2 - "Particulars of Court Martial Cases Involving
Italian Civilians." ACC/4143/L., 20 May 44,
Legal S-C.

Copy to: Col. Lemar, Staff Judge Advocate, P.B.S.

NEAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

ACC/4143/L.

/rlp.

18 May 1944.

SUBJECT : Punishment for offenses against Italians.

TO : EC & MG Section (CAB)

1. Confirming my telephone conversation of today, there appears to be a definite feeling in the Italian Government that the Allied Forces, while insisting on severe punishment of Italians for acts against Allied property and personnel, have not dealt severely with their own personnel in cases involving injuries to property of Italians and to Italian citizens.

2. The British Judge Advocate General at AAI Hq has undertaken to prepare and send to this sub-commission a sample list of cases where the local populace is affected showing the punishments imposed by British Courts-Martial in various types of offense.

3. It would be extremely helpful if a similar statement could be obtained from the Judge Advocate General, PBS. The names of the offenders and their wants are not desired.

4. By making a proper showing in this regard, it is believed that our own position will be strengthened and that we will receive greater cooperation in connection with trials before Italian Courts affecting the Allied interests.

5. It is proposed that any statements with regard to punishment of Allied soldiers will be submitted to the Minister of Justice as a confidential matter only.

RICHARD H. WILMER,
Lt. Col., CAC,
Deputy Chief Legal Officer.

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31 MAY Recd

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10 MAY 1944

CONFIDENTIAL

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HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
AFG 394

HFW/guf

ACC/1083/1/1

30 May 1944

SUBJECT: U.S. Court Martial Punishments.

TO : AG & HQ Section (CAS).

1. I have been just reviewing a case in which the Italian defendants were convicted of bribery and heavy penalties were inflicted by a Superior Allied Military Court. The case was heard before Major Curry Carter AIG on 25 April 1944 at Naples, the defendants being TOMIO VINCENSO AND FICAROLI VINCENSO.

2. The testimony developed that an American lieutenant (name not disclosed) and Sgt Marvin Karle 6880452, presumably both of 314 Fighter Squadron participated in black market operations using an American military truck and receiving substantial sums of money therefor. In his testimony the sergeant refers to the infliction of some punishment by the Military authorities.

3. I would be much interested in ascertaining what punishment, if any, was meted out to the lieutenant and the sergeant involved.



Richard H. Wilmer

R. H. WILMER
Colonel, CSC
Deputy Chief Legal Officer.

Copy to: 1083/1/1

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