

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

ACC

10000/109/1728

Declassified E.O. 12356 Section 3.3/NND

No.

785017

10000/104/1728

ITALIAN DECREES
APR. - SEPT. 1944

421 L

Exec. Commission

KIS/hjp 32

W.D.

A/CC 250
DE/5.5/AS

26 September 1944
28 SEP Recd

Subject: Amendment III to DLL (Article 22) 159.

My dear Mr. Prime Minister:

Thank you for your letter dated 7 Sept on the subject of the amendment of Article 22 to DLL No. 159 dated 27 July.

You rightly point out that the circular letter issued by the Treasury in June has now been superseded by the decree and that therefore by law payment to all classes (including Marcia su Roma, etc.) of suspended officials should be made, pending a final decision in each case.

From this view I could not dissent in principle but in making my suggestion I was influenced by the possibility of unfavorable public reaction should your Government commence paying the classes of squadrista, etc., when no such payment has been made for 3 months.

If, my dear Prime Minister, you and your colleagues have fully considered this aspect of the case and are of opinion that there will be no such reactions or that they can be easily handled then, especially in view of the distress which may otherwise be caused, I am agreeable on the basis of Article 22 as it stands.

Will you please let me know your decision in this matter at once so that I may with the least possible delay give the appropriate instructions to my Finance Officers.

Yours very truly,

3782

ELLMY W. STONE
Captain, USNR
Acting Chief Commissioner

His Excellency Ivanoe Bonomi
President of the Council of Ministers
Italian Government

cc: Exec Commissioner —
VP, Econ Sec
VP, Admin Sec
Finance S/C

W
Cob. file
please

54 354

Hq ACC - Soc'y Gen.	
DISPATCHED	
Date - Time	26 SEP 1944
Via	St. Rome (Hand 1570)
Initials	ca

PA

785017

31

29 August 1944

MEMORANDUM: to Lt. Colonel Shipp.

1. This is to confirm our conversation of to-day about the attached letter of 25 August 1944 Ref/421/30/CA. 30
2. It was suggested in our conversation that the request of the Regional Commissioner Region IV might possibly be considered by the Admin. Section. As their concern exclusively. 29
3. This may be the reason then that we have not had an answer from Admin. Section.
4. You suggested that we should do nothing about following up on original letter for the time being.
5. However, to be certain that the request of the Regional Commissioner, Region IV is not forgotten I am marking our letter to Admin Section to be brought up on the 10th September.

WD.
WILLIAM A.S. DOLLARD
Major
Civil Affairs Branch

OK 9/2/44

WD

1/1/44

3781

30
HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. AND M.C. SECTION
APO 394

Ref/421/30/CA

25 August 1944.

SUBJECT: Re-organization of the Confederation of Commercial

TO : Administrative Section, A.C.C.

1. Attached is a copy of letter from Regional Commissioner Region IV dated 22 August 1944 R/2268.

2. It is not altogether clear what the Regional Commissioner is requesting. Our interpretation is that the Regional Commissioner is asking for approval of the reorganization of the Confederation of Commercial and for a release of the old funds to cover the expenses of such an organization.

3. May we suggest that this proposal of the Regional Commissioner's be brought to the attention of the Economic Section and that R.C. and M.C. Section be informed of the action recommended.

BW 10/11/44
WJ.

W.G.S. Dillard
Major
for NORMAN E. FISKE,
Colonel
Deputy Executive Commissioner.

ENC: copy of letter R/2268 of 22 Aug. 44.

3785
Holt 29/8

4212

CA B. 29
0-433

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
REGION IV
APO 394

R/2268

22 August 1944

25 AUG Recd

SUBJECT: Re-organization of the Confederation of Commercianti

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

1. It has come to the attention of this Headquarters that a decree concerning the reorganization of the Confederation of Commercianti has been submitted to ACC HQ for approval by Minister Granchi of the Ministry of Industry and Commerce. Mr. Storoni has been suggested as Liquidator.

2. Action on this suggestion is essential because at the present time the Rome Confederation of Commercianti is functioning, but funds of the old Confederation are not available to cover expenses already incurred, while at the same time a method of organization is not available to them and consequently they have no funds of their own. The problem is an increasingly serious one.

Charles Poletti

CHARLES POLETTI
Colonel
Regional Commissioner

del 30



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

28
17 July 1944

Ref /A.21/28/CA

SUBJECT: Enforcement of Royal Decree.
TO : Agric. Sect. (for Legal Sub-Comm.)

Agricultural Sub-Commission desire that the under noted be ordered to cover AEC territory.

1. Ministerial Circular No. 100 L a of 17 May 44.

2. D.M. No. 153 of 4 July 44 (penalties re 1944 wheat and barley amassing)

Please arrange accordingly.

27
NORMAN R. FINKE
Colonel
Deputy Executive
Commissioner

Copy to: Agricultural Sub-Comm. (Your 120/ACR of 15 July refers.)

3778
f.k.

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

15 JULY 44
Date

Suspense _____

FROM	TO
Chief Commissioner	
Dep. Chief Commissioner	
Secy. Gen. to Chief Commissioner	
Administrative Section	
✓ Economic Section	WVC
EC & AG Section	
Civil Affairs Branch	✓
FW & Displaced Pers. Sub Com	
Italian Refugees Branch	
Security Branch	
Information Branch	
Establishment Branch	!
Ex Offrs	
G-1 (A)	30
G-1 (B)	
G-1	
Hq Comdt (Main Hq)	
Hq Comdt (Rear Hq)	
Adjutant (Main Hq)	
Adjutant (Rear Hq)	
Archives & Library	
Pool of Interpreters	
Political Section	
Independent Sub-Commissions	
Navy	
Land Forces	
Air Forces	
Telecommunications & Posts	
War Material Disposal	
Public Relations Officer	
Maison Section Hq A.C.M.F.	
✓ <i>Renie / sub/comm</i>	

FOR:

Signature _____
 Remarks/Recommendation _____
 Information _____
 Approval/Disapproval _____
 appropriate action _____
 Investigation & report _____
 Dispatch *WVC* _____

16 Jul
4

3777

REMARKS:

HEADQUARTERS
ALLIED CONTROL COMMISSION
Agriculture Sub-Commission
APO 394

97
/jmk

120/AGR ✓

15 July 1944

SUBJECT: Endorsement of Italian Decrees.

TO : Executive Commissioner, (THRU) Economic Section.

1. Reference previous telephone conversation. It is desired that the necessary steps be taken to make applicable in AMG Territory the undermentioned Italian decree and rules.

a; Ministerial Circular N° 100 L a of 17 May 1944
(rules on threshing).

b; D.L.L. N° 153 of 4 July 1944 (penalties re. 1944
wheat and barley ammassing).

W.A. Hartman
W.A. HARTMAN
LT. COLONEL
DIRECTOR

pk 17/7

3116

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

Ref /421/26/CA

13 July 1944

SUBJECT: Endorsement of Royal Decrees.

TO : Econ. Sect. (for Finance Sub-Comm.)

1. There are forwarded to you ~~copy~~ letter received from Region V (R5/512/Q/1) of 5 July with relative enclosure. It is not known whether the Italian Decree referred to has been endorsed or not but we shall be glad to have your comments.

N.E.
NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

Bu 20/7. [Signature]
3275

785017

13 JUL 1944

25

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommission
ARO 394

13/104

ACC/4001/1/L

11 Jul 44.

SUBJECT: Extension of RUL 6/B of 11 Nov. 1943 to the Island of Pantelleria.

TO : Regional Legal Officer (ARO 10) Region I.

1. Further to your RLE 013.05/MLV of 10 June 1944 and this Subcommission's letter ACC/4001/1/L of 21 June 1944.

2. Enclosed herewith 20 copies of Gazzetta Ufficiale No. 37 containing on the last page the endorsement of the Executive Commissioner, Allied Control Commission which extends the validity of the Royal Decree Law No. 6/B to AG territory. Also enclosed 5 copies of G.U. issue No. 1/B in which the said decree originally appeared. Unfortunately not more than 5 copies of No. 1/B are available.

3. In accordance with the established procedure you will please deliver the 20 copies of G.U. No. 37 to the Prefect having jurisdiction over Pantelleria and you will see that he executes the enclosed three receipts and signs them personally. You will forward one copy of the receipt to this Subcommission, the second copy you will leave with the Prefect and you will file the third copy in your files. You will also make sure that the Prefect before he proceeds with the distribution to Italian authorities at Pantelleria marks each copy of the issue No. 37 with the date of the receipt which will be the effective date of RUL No. 6/B at Pantelleria.

4. The enclosed directive circulated in April this year sets forth in detail the procedure to be followed with the exception that you will kindly perform the duties of the Provincial Commissioner as stated above in para 3, also referring to the enclosed.

A. H. Thackeray
A. H. THACKERAY, Lt. Col.
For Acting Chief Legal Officer.

Encl: 3 receipts
Directive of 12 April 1944
20 copies of GU No. 37
5 " " " No. 1/B.

Copy to HD & ME Section for information (Your 421/19/CA of 20 June 1944 refers).
File ACC/4001/1/L.

19
1st steps for info only
this shows procedure in
decrees endorsed to answer
Anti-Trust
13/7
Thank
14/7

785017

HEADQUARTERS
A.M.G. REGION V
C. M. F.

6 July 1944

Ref. : R5/512/Q/1

SUBJECT: Extension to persons of forward provinces of Decree No. 19 of King's Italy in re family allowances, etc.

TO : Regional Control and Military Government Section
Headquarters, Allied Control Commission, APO 394

1. It is recommended that consideration be given to the extension of the decree of King's Italy in respect of increased allowances of certain persons, clergy et al. and family allowances by the amount authorized (70%) by General Order No. 5 to all provinces now under ACC control. In respect of Region V, these are Foggia, Campobasso and Chieti and the new provinces of Teramo, Pescara, Aquila, Ascoli-Piceno and Macerata.

2. Regional Headquarters has had a strong appeal from Foggia Province, which is in close touch with King's Italy territory. It appears that whatever grants are authorized should apply to ACC territory.

23
F. L. WHITLEY,
Colonel, G. S. C.,
Regional Commissioner

1 Incl.: Ltr FP/1800 dtd 3 Jul 44

Send to Egan Sect.

3773

C O P Y

23
Ref: FP/ 1800

SUBJECT: Government Subsidy to Clergy.

3 July 44

TO : HQ AMG REGION 5.

FROM : AMG, FOGGIA PROVINCE.

The Official Gazette of 29 Jan 44, includes the Royal Decree No.19 which conceded an increase in the State payments to Clergy.

This HQ is being pressed for similar concession in this AMG Province. It is strongly recommended the increase be granted.

In general, may it be pointed out to ACC that any delay in extending Decrees to AMG territory involves the population of that part of Italy governed by AMG in a hardship which does not fall upon King's Italy - and thus provides local gossips with a complaint against our Government.

/s/ Clive Temperley

Colonel,

Provincial Commissioner,
A.M.G. FOGGIA PROVINCE.

CET/EGFM.

3772

QUARTERS
ALLIED CONTROL COMMISSION
R.O. & M.G. Section
APO 394.

92

Ref/121/22/CA.

24 June 1944.

SUBJECT: Italian Decrees.

TO : R.O. Region III.

Reference your R/1038 CP-TT of 6 June 1944, there is forwarded copy reply received from Legal Sub-Commission dated 22 June with translation of letter received from the Minister of the Interior to the Interior Sub-Commission of 15 June 1944.

JMR

JSH/RAO.

ROBERT E. FISKE,
Colonel,
Deputy Executive
Commissioner.

1/A

3772

421
24 JUN 1944
E
C.A. Br 21
2490

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
ADMINISTRATIVE SECTION
APO 394

22 June 1944

AOC/1/3/Int

SUBJECT: Royal Italian Decree No. 111

TO : RC & LG Section 16 20

1. Reference is made to your communication dated 9 June 1944, file number 421/16/CA.
2. I am enclosing a copy of the English translation of the letter received from the Minister of Interior.
3. The Legal Sub-Commission agrees entirely with the Interior Sub-Commission's proposal of not interfering with the position taken by the Italian Government.
4. The Italian Government, however, is being approached to consider expanding the size of the Deputazione Provinciale.

R. H. Cripps
STANSGATE
Vice President
Administrative Section

file 20/6

3770

RRT/jgt

C O P Y

MINISTRY OF INTERIOR

Gen Dir Civ Admin

File No 1/6338-1-3-A

20
SALERNO 15 June 1944

Col R. G. B. Spicer
Director
Interior Sub-Commission, ACC

SUBJECT: Modification of R.D.L. of 4/4/44 No. 111.

The laws regulating the functions of the "provincial deputation" and of the "Giunta Comunale" (art. 57 and 139 of Regulation No. 297 of the 12th February 1911 for the execution of communal and provincial laws) consent to the presence at the meetings of the substitutes composing these offices, but not to vote, however, unless the number of regular members is insufficient to render the meeting legal or unless the matters discussed concern them.

The substitutes therefore, are required to complete the number necessary to make decisions, and also take part in decisions regarding matters concerning them, but outside these cases their intervention in votes would annul the decisions.

The regulations are perfectly in keeping with the main principle of substitution, and the proposal of the Prefect and the Mayor of Naples to amend the R.D.L. of 4th April last, No. 111, conferring to the substitute members of the Provincial Deputation and of the Giunta Comunale the right to vote in every case, would obviously abolish that principle which is fundamental in Italian legislation.

THE MINISTER.

3769

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

Ref/421/19/CA

20 June 1944

SUBJECT: Italian Courts.

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

Reference your AGC/4001/1/L of 17 June 44 and telephone conversation (Col. Upjohn - Maj. Reakes speaking) there is returned herewith translation of a letter from Procuratore Generale at Palermo. No action will be taken until we hear further from you.

NORMAN R. FISKE
Colonel
Deputy Executive
Commissioner

JER/JR

3768

785017

A21. *h*
18 JUN 1944O.A. *Per*
J 1567 18REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394.

17 June 1944.

REFERENCE : ACC/4001/1/L.

SUBJECT : Italian Courts.

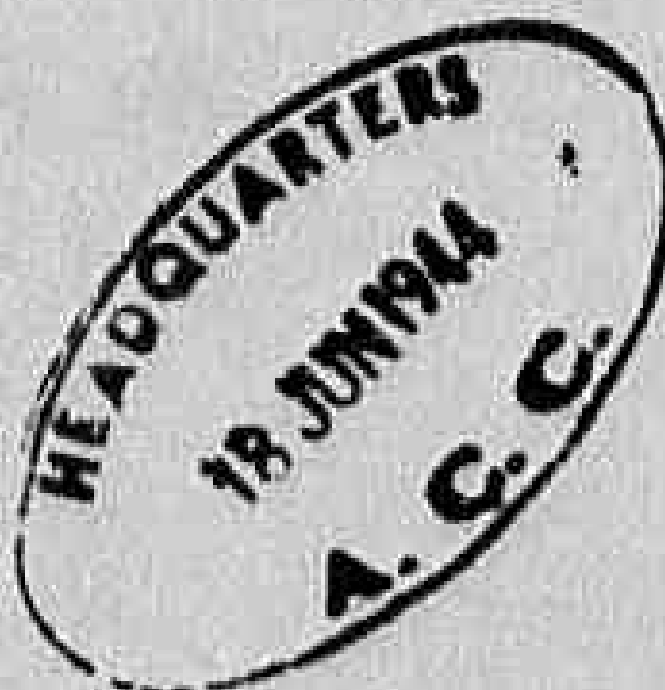
TO : Executive Commissioner, ACC.

1. The R.L.O., Region 1, has transmitted a letter from the Procuratore Generale at PALERMO of which a copy of the translation is enclosed.

2. This raises the question whether the particular Royal Decree should be made effective in PANTELLERIA in the same manner as this same decree has been extended to Military Government Territory on the mainland. Legally there would seem to be no reason why this should not be done in PANTELLERIA and also in LINOSA and LAMPADUSA. *likely not.*

3. *This* ~~issue~~ brings up the larger question, which has not become necessary to consider previously because of the isolated location of these islands, namely whether the same decrees that have been or will later be extended to Military Government Territory on the mainland should be extended to these islands.

4. Your views on the specific and general question would be appreciated.



RHW/wow.

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

Copy to : R.L.O. (thru Regional Commissioner), Region 1. *3767**Per 19*

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

16

Ref/421/16/1A

9 June 1944

SUBJECT: Italian Decree III.

TO : Admin. Section.

15

The attached copy letter from Regional
Commissioner, Region III dated 6 June 44 is for-
warded for the comments of Legal Sub-Commission
and Interior Sub-Commission.

pk

NORMAN R. PIERCE
Colonel
Deputy Executive
Commissioner

Copy to
Legal Sub-Commission
Interior Sub-Commission

JSR/JR

Ref 30/6
Noted BU
16 June
JMS:66

421 *JS* *CAB-15*
215
- 8 JUN Recd
HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO. 394, U. S. ARMY.

R/1038 CP:TT

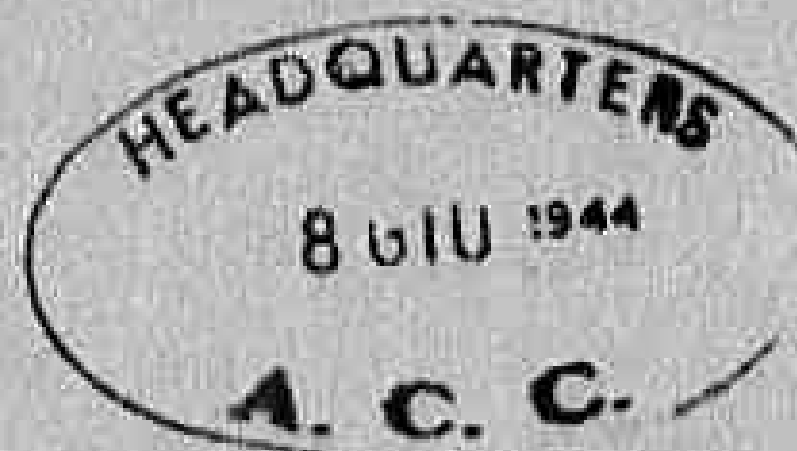
6 June 1944.

SUBJECT: Italian Decree

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

1. The Prefect of Naples Province and the Mayor of Naples City propose that the Italian Decree on local government be modified so as to grant the right to vote to members who are in the "supplenti" category of both the Giunta Comunale and the Deputazione Provinciale.

2. The Regional Commissioner expresses no opinion on the recommendation submitted.



Charles Poletti
CHARLES POLETTI
Colonel
Regional Commissioner.

Mr. D. L. L. L.
file 9/6.
Send to Admin. Sec. for Interior & Legal comments.

see 16 5252

14

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

Ref/288/142/GA

1 June 1944

SUBJECT: Gasetta Ufficiale.

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

It is requested that the under ^{noted} ministerial decrees be included in the next indorsement:

- a. Ministerial Decree of 12th April 1944. Published in Gasetta Ufficiale No. 18 of 12 April 1944.

"Repeal of limitation upon sale and manufacture of extracts for liqueurs."

- b. Ministerial Decree of 15 April 1944. Published in Gasetta Ufficiale No. 25 of 6 May 1944.

"Manufacture and sale of toys".

- c. Ministerial Decree of 3 May 1944. Published in Gasetta Ufficiale of 26 May 1944.

"Unfreezing of alcoholic perfumes".

Norman E. Fiske
3784

NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

Copy to:

Industry & Commerce Sub-Commission (Your 5242/10 of 31 May refers)

copy on 288

see 13
8/17

785017

HEADQUARTERS
ALLIED CONTROL COMMISSION
INDUSTRY & COMMERCE SUB-COMMISSION
APO 394

WFE/jfl

28 May 1944

Ref. ACC/5040/IC

SUBJECT: Ministerial Decrees

TO : Economic Section

1. The attached letter from the Ministry of Industry, Commerce and Labor (ref. no. 2921) dated 13 May 1944, enclosing copies of Decrees relating to:-

- a) Decontrol of liquor extracts,
- b) Manufacture and sale of toys,
- c) Decontrol of alcoholic perfumeries,

is forwarded for your consideration.

2. This subcommission is in agreement with the Ministry's suggestion that the Decrees be made effective in A.M.G. territory.

The matter has been discussed with Lt. Col. Prescott of A.F.L.R. (I.)B., who expressed his agreement with this subcommission's views.

Incls. as above

W. P. Evans
W. P. EVANS
Colonel
Director, Industry & Commerce
Sub-Commission

ES/7 1st Ind.
ECONOMIC SECTION HQ. ACC 29 May 1944.

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

1. This is agreed by Economic Section.
2. Forwarded to you for necessary action.

L. B. H. Smith
Capt R. A.
P. S. ADAMS
Colonel
Executive Officer
Economic Section

Incls. N/C.

*See 1/c letter of May 31 - basis of
Decrees retained by 1/c*

785017

IL MINISTRO DELL'INDUSTRIA, DEL COMMERCIO E DEL LAVORO
DI CONCERTO CON IL MINISTRO PER L'AGRICOLTURA E LE FORESTE.

oooooooooooo

VISTO il R.D.L. 14 giugno 1940, n. 764, contenente norme
per il controllo della distribuzione di generi di consumo, con-
vertito con modificazioni nella legge 25 novembre 1940, n. 1770.

VISTO il R.D.L. 27 dicembre 1940, n. 1728, contenente nor-
me per la disciplina della distribuzione e dei consumi dei prodotti
industriali in periodo di guerra, convertito in legge con modifi-
cazioni, con la legge 20 marzo 1941, n. 384 ;

VISTO il Decreto Ministeriale 3 febbraio 1943, sulla disci-
plina della produzione e della vendita di bevande alcoliche;

VISTO il R.D.L. 2 dicembre 1943, n. 13/B, concernente lo
sblocco dei liquori e imposizione del relativo diritto erariale,
modificato con R.D.L. 31 gennaio 1944, n. 36;

VISTO il R.D.L. 31 gennaio 1944, n. 37, sullo sblocco degli
alcooli e istituzione di un diritto erariale;

D E C R E T A

Art. 1

Sono abrogate le limitazioni alla vendita degli estratti per
liquori, di cui al Decreto Ministeriale 3 febbraio 1943;

Art. 2

La fabbricazione degli estratti per liquori sarà libera a
decorrere dal 15 aprile 1944.

Art. 3

Il presente decreto sarà pubblicato nella Gazzetta Ufficiale
ed entrerà in vigore il giorno successivo a quello della sua pubbli-
cazione.

Vietri s. Mare, 12 Aprile 1944.

p. C/C/

IL CAPO SERVIZIO DELL'INDUSTRIA

IL MINISTRO
F/to Corbino

3762

IL MINISTRO PER L'INDUSTRIA, IL COMMERCIO ED IL LAVORO.

oooooooooooooooo

VISTO il R.D.L. 14 giugno 1940, N° 764, contenente norme per il controllo della distribuzione dei generi di consumo, convertito in legge, con modificazioni, con la legge 25 novembre 1940, n. 1770;

VISTO il R.D.L. 27 Dicembre 1940, n° 1728, contenente norme per la disciplina della distribuzione e dei consumi dei prodotti industriali in periodo di guerra, convertito in legge con modificazioni, con la legge 20 marzo 1941, n. 384;

VISTO il D.M. 3 dicembre 1942, sul divieto della fabbricazione e vendita delle profumerie alcoliche;

VISTO il R.D.L. 31 gennaio 1944, n° 37, concernente lo sblocco degli alcoli e l'istituzione di un diritto erariale.

D E C R E T A

Art. 1

Sono abrogate le disposizioni concernenti il divieto di fabbricazione e vendita delle profumerie alcoliche di cui al Decreto Ministeriale 3 dicembre 1942.

Art. 2

Il presente Decreto sarà pubblicato nella Gazzetta Ufficiale del Regno - Serie Speciale - ed entrerà in vigore il giorno successivo al quello della sua pubblicazione.

Vietri s. Mare, 3 Maggio 1944.

IL MINISTRO

F/to Di Napoli.

p.c/c

IL CAPO SERVIZIO DELL'INDUSTRIA

3761

MINISTERO DELL'INDUSTRIA
DEL COMMERCIO E DEL LAVORO
(Servizio dell'Industria)

Vietri S. Mare 13 Maggio 44.

Alla Commissione Alleata di Controllo
Sottocommissione Industria e Commercio.-

N° di prot. 2921.

S A L E R N O

OGGETTO : Decreti Ministeriali

Si trasmettono i sottoelati decreti emanati da questo
Ministero d'intesa con codesta On. Commissione;

- Decreto Ministeriale 12 Aprile 1944 concernente "lo sblocco degli estratti per liquori."
- Decreto Ministeriale 15 Aprile 1944 concernente "la fabbricazione e vendita dei giocattoli".
- Decreto Ministeriale 3 Maggio 1944 concernente "lo sblocco delle profumerie alcoliche."

Si prega codesta On. Commissione esaminare la possibilità che le suddette norme entrino in vigore anche nelle provincie attualmente sotto il controllo delle Autorità Alleate.

Si gradiranno conoscere le decisioni che saranno prese da codesta On. Commissione.

p. IL MINISTRO.

IL MINISTRO DELL'INDUSTRIA, IL COMMERCIO ED IL LAVORO

oooooooooooooooooooo

VISTO il R. Decreto Legge 14 giugno 1940, n.764, contenente norme per il controllo della distribuzione dei generi di consumo, convertito in Legge, con modificazioni, con la legge 25 novembre 1940, n.1770.

VISTO il R. Decreto Legge 27 dicembre 1940, N. 1728, contenente norme per la disciplina della distribuzione e dei consumi ~~e dei consumi~~ dei prodotti industriali in periodo di guerra, convertito in legge, con modificazioni, con la legge 20 1941, n. 384.

VISTO il Decreto Ministeriale 3 ottobre 1942, concernente il divieto di fabbricazione e di vendita dei giocattoli;

D E C R E T A

Art. 1

Sono abrogate le disposizioni concernenti il divieto di fabbricazione e di vendita dei giocattoli di cui al D.M. 3 ottobre 1942.

Art. 2

Il presente Decreto sarà pubblicato nella Gazzetta Ufficiale del Regno = Serie Speciale = ed entrerà in vigore il giorno successivo a quello della sua pubblicazione.

Vietri S. Mare, 15 Aprile 1944.

IL MINISTRO

F/to Corbino

p. C.C.

IL CAPO.SERVIZIO DELL'INDUSTRIA

421-2000
CABZ
18 MAG 1944
8206
8
REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB COMMISSION
APO 394

ACC/1/A/Int

18 May 1944

SUBJECT: Administration of Communes and Provinces

TO : RC & MD Section 7.

1. Your letter 421/7/CA dated 17 May 1944 refers.
2. Copies of the documents in question have been sent direct to RC
Region VIII and IX, as requested.

CCRW/jst

HEADQUARTERS
19 MAY 1944
A.C.C.
for. *[Signature]* Capt.
R. G. B. SPICER
Lt Colonel
Director
Interior Sub-Commission 3758
11/11
1077

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

Ref/AZL/7/UA

17 May 1944

SUBJECT: Administration of Communes and Provinces.

TO : Admin. Section - For Interior Sub-Commission.

1. Reference your AOC/IA/INT of 14 May 1944.
2. Will you please send copies of the documents enumerated in your letter to Regions VIII and IX for their perusal.

Major J. S. Reake

NORMAN E. FISKE,
Colonel,
Deputy Executive
Commissioner.

3757

421
16 MAY 1944

7400
C.A.B. 6
U 4660

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB COMMISSION
APO. 394.

ACC/LA/INT.

14th May, 1944.

SUBJECT: Administration of Communes and Provinces.

TO : RCs. through RC & MG Section. 3-5

1. There are sent herewith for your information and that of your PCs, copies of :

- (a) the English translation of Royal Decree Law No. 111 and
- (b) the English translation of the circular sent by the Minister of Interior to Prefects in connection with (a).

R.G.B. Spicer
Call.

R.G.B. SPICER,
Lt. Colonel,
Director,
Interior Sub-Commission.

RRT/pgw.

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1 MAY 1944
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3756

(Translation by Interior Sub-Commission, A.C.C. - 10 May 1944)

ROYAL DECREE - LAW of APRIL 4th, 1944 No. 111

Transitory Rules for the Administration of Communes and Provinces.

VITTORIO EMANUELE III

By Grace of God and by the Will of the Nation
King of Italy

Whereas Art. 18 of the Law of January 19th, 1939, No. 129;
Whereas the Unified Text of the Communal and Provincial Law approved by Royal Decree of March 3rd, 1934, No. 333;
Whereas the Royal Decree Law of October 30th, 1943, No. 2/B;
Having considered that it is necessary to issue transitory rules for the administration of Communes and Provinces while waiting to establish administrative elections;
Considering the state of emergency in consequence of the war;
After having heard the Council of the Ministers;
On the proposal of the Minister of Interior;

WE HAVE DECREED AND WE DECREE:

Art. 1

Each commune has a mayor (Sindaco) and a board of aldermen (Giunta Municipale). The mayor (Sindaco) and the aldermen (Assessori Municipali) are appointed by the Prefect. They may be removed by the Prefect for not having complied with the duties of their office or for reasons of public order. Against any measures of removal no appeal is allowed juridically or administratively.

Art. 2

The mayor (Sindaco), in the case of absence or inability to appear, is substituted by the alderman, delegated as such (Assessore Delegato), who will be appointed by the decision of the mayor (Sindaco) subject to approval of the Prefect. The mayor (Sindaco) may, moreover, entrust to the aldermen (Assessori) special duties in connection with the administration of the commune. The mayor (Sindaco) convokes and presides over the board of aldermen (Giunta Municipale), arranging the matters to be discussed at each meeting, and executes the decisions taken by the board.

Art. 3

The board of aldermen (Giunta Municipale) is empowered to deliberate on the matters over which the Unified Text of February 4th, 1915, No. 148, as modified by R.D. of December 30th, 1923, No. 2839, established the authority of the board of aldermen (Giunta Municipale) and of the Communal Council (Consiglio Municipale), without prejudice to the provisions of special laws in force.

Art. 4

The administration of each province is composed of a President (Presidente) and a Provincial Deputation (Deputazione Provinciale). The president (Presidente) and the provincial deputies (Deputati Provinciali)

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are appointed by the Prefect. The provisions of paragraph 3 of Art. 1 apply to them.

Art. 5

The president (presidente) may appoint a Vice-President (Vice presidente) from among the provincial deputies (Deputati provinciali), and he may entrust them with special duties in connection with the administration of the province.

The vice president (Vice presidente) assists the president (presidente) and substitutes for him when absent or prevented by a justified reason.

The appointment of the vice president (Vice presidente) must be approved by the Prefect. The president (presidente), moreover, convokes and presides over the Provincial Deputation (Deputazione Provinciale) arranging the matters to be discussed at each meeting, and executes the decisions taken by the Provincial Deputation (Deputazione Provinciale).

Art. 6

The Provincial Deputation (Deputazione Provinciale) is empowered to deliberate on all matters over which the Unified Text of February 4th, 1915, No. 148, as modified by Royal Decree of December 30th, 1923, No. 2839, established the authority of the provincial Deputation (Deputazione Provinciale) and of the Provincial Council (Consiglio Provinciale), without prejudice to the provisions of the special laws in force.

Art. 7

Besides the cases provided by the Unified Text of February 4th, 1915, No. 148, those persons cannot be appointed to the office of mayor (Sindaco), president (presidente), alderman (Assessore Comunale), provincial deputy (Deputato Provinciale), or elective member (Membro Elettivo) of the Giunta Provinciale Amministrativa (G.P.A.) who come under any of the provisions of Art. 1 of the Royal Decree of December 28th, 1943, No. 29/B.

Art. 8

The composition, convocation, and functioning of the Board of Aldermen (Giunta Comunale) and of the Provincial Deputation (Deputazione Provinciale) are governed by the provisions of the Unified Text of February 4th, 1915, No. 148, as modified by Royal Decree of December 30th, 1923, No. 2839.

The decisions of the mayor (Sindaco), Board of Aldermen (Giunta Municipale), President (Presidente) and of the Provincial Deputation (Deputazione Provinciale) are subject to the control of legality and of importance conferred on the organs of the Government by the provisions of the laws in effect.

Art. 9

The Provincial Administrative Board (Giunta Provinciale Amministrativa) is composed of the prefect or his deputy, who presides, of the Provincial Inspector (Ispettore Provinciale), of the finance superintendent (Intendente di Finanza), of two councillors of the Prefecture (Consiglieri di Prefettura) appointed at the beginning of every year by the Prefect, of the Chief Accountant of the Prefecture (Regioniere Capo della Prefettura), of four regular members (Membri Effettivi) and two substitute members chosen from among persons expert in juridical, administrative and technical matters, appointed by the decision of the provincial deputation (Deputazione Provinciale), subject to approval of the Prefect.

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The Prefect and the finance superintendent (Intendente di finanza) respectively designate as substitutes, a councillor of the Prefecture (Consigliere di Prefettura), an official of the accountancy office of the Prefecture, and an official of the Provincial Office of Taxes (Intendenza).

The substitutes do not take part in the meetings of the board unless there is an insufficient number of the regular members in the respective category.

A quorum of five members is sufficient to render valid the decisions of the Giunta Provinciale Amministrativa in administrative session (in sede amministrativa). For an equality of votes, the President's vote prevails.

Art. 10.

The following persons cannot be members of the Giunta Provinciale Amministrativa:

- (a) The President, the Vice President and the members of the Provincial Deputation (Deputazione Provinciale);
- (b) The Mayors (Sindaci) and the Aldermen (Assessori) of the communes of the province;
- (c) Provincial and Communal functionaries and employees as well as accountants and those persons of public institutions of assistance and charity who receive wages or salaries.
- (d) Those persons who do not possess the required qualifications for being appointed "Assessore" in conformity to the regulations in force concerning the "Cerci d'Assise" (Grand Jury).
- (e) Relatives up to the second degree of relationship, and relatives of the Provincial tax-collector and tax-receiver in the first degree while he is fulfilling the office of the "Esattoria" and of the "Ricevitoria". (Provincial Administration of Taxes).

Art. 11.

In the case of the dissolution of the Provincial Deputation (Deputazione Provinciale) the elective members of the Giunta Provinciale Amministrativa go out of office but are empowered to act until the appointment of the new members.

The elective members who without justified motive do not attend three consecutive meetings lose their office. The dismissal is resolved by the Giunta itself on the proposal of the President (Presidente) after having heard the interested persons.

The vacancies resulting among the elective members are filled by the senior substitute elective member.

When there are no substitutes left, new ones are appointed by the Deputation (Deputazione).

Art. 12.

To the elective members of the Giunta Provinciale Amministrativa a fee for each meeting attended by them is paid, the amount of which to be determined by Decree of the Minister of Interior.

The respective expenses are charged to the Provincial Administration.

Art. 13.

The regulations of the Unified Text of March 3rd, 1934 No. 383, and subsequent legislation at variance or incompatible with the present decree are abrogated.

The Prefects will provide for the appointment of the aldermen (Assessori Comunali) and of the Provincial Deputies (Deputati Provinciali) within 60 days that this decree becomes effective.

The Provincial Deputations (Deputazione Provinciali) will provide, within a month after their installation in office, for the appointment of the elective members of the Giunta Provinciale Amministrativa in substitution of the members in office appointed by the Ministry.

Art. 14.

The present Decree which will become effective on the day following its publication in the "Gazzetta Ufficiale del Regno", Special Series, will be presented to the Legislative Assemblies for conversion into law.

The Minister of Interior, the proposer is authorized to present the respective bill of the Law.

We order, to whomsoever concerned, to observe this present decree and to see that it will be observed as a Law of the State.

Dated at Salerno, April 4th, 1944.

VITTORIO EMANUELE

Badoglio - Reale.

approved:

The Lord Privy Seal (Guardasigilli): Casati.

(English translation by Interior Sub-Commission AGO, 12 May 1944).

MINISTRY OF THE INTERIOR
Gabinetto.

3
SALERNO 27 April 1944.

File No. 2139.

To: The High Commissioner for Sicily
The High Commissioner for Sardinia
The Prefects.

SUBJECT: Administration of Communes and Provinces.

The "Official Gazette" No. 21 of 22 April has published R.D.L. 4 April 1944, No. 111, concerning transitory regulations for the administration of Communes and Provinces.

Because of the impossibility to proceed to administrative elections in the present state of war, the above mentioned R.D.L. charges the Prefect with the appointment of new provincial and communal bodies.

These bodies, although not elected by the people, must represent the will of the people.

Therefore, the Prefects when forming the "Municipal Boards", and the "Provincial Deputations", will not forget the political composition of the present government, and base on it the participation of representatives of the various parties in the two collegiate bodies forming the local administration. They will consequently choose a smaller or bigger number of representatives, according to the local efficiency of the different political organisations.

Article 7 of the mentioned R.D.L. prescribes that such elections must not concern whoever is at present in one of the conditions indicated in article 1 of R.D.L., 28 Dec. 1943, No. 29 B, regulating the "Defascistization" of the State administration and of Public Organizations. As already known, the list contained in such article, includes only those who, having belonged to the fascist Party, have obtained the qualification of "Squadristi", "Marcia su Roma", "sciarga Littorio" and also some definite categories of "Gerarchi". The minor offices of the fallen Fascist Party - such as the Political Secretaries of towns with less than 50,000 inhabitants and the Chiefs of "Gruppi Rionali" etc. - are not included in such list.

Although the law has not decreed a condition of incapacity in getting public appointments for whoever has occupied the above mentioned offices, the Prefects will abstain of choosing whoever has occupied mainly political positions or has been involved in intense political activity, or whoever, even without having occupied any official position, has committed acts undermining civil liberties or is in general known by the public opinion as a profiteer.

In any case the choice must fall on elements of proved honesty so that the government of local agencies can function to the best interest of the people.

THE MINISTER.

P.C.C.

375
F/to Aldisio.

IL CAPO DI GABINETTO.

298 *dy*
PUBLIC RELATIONS BRANCH
ALLIED CONTROL COMMISSION

9 MAY Recd

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PRE 6.

8 May 1944.

Subject: Press decrees.

To: Lt Col R.R. Gripps, Interior Sub-Commission.

nr
Further to my letter of 1 May 1944 will you please transmit the draft press decrees to the Italian Government without delay, so that points of discussion, if any, may be cleared and the decrees put into law as soon as possible.

(sgd) LIONEL FIELDEN,
Major,
Public Relations Director.

Copy to: Chief Legal Officer.
CA Branch.

NH JKH 10/5

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