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10000/120/3713

159 AG/10

July 22, 1945

10000/120/3713

159 AG/10

Prisoners of War

863  
870

July 22, 1945 - Nov. 1, 1945

LAND FORCES SUB COMMISSION, AG.  
M.M.I.A. LO., GENOA  
c/o Signal Office Genoa

10

GEN/10/A

1st Nov 1945

Subject:- Illegal Certificates for the release of P.O.W.

To :- Public Safety Officer  
A.M.G. (Liguria Region) GENOA

Herewith a translation of a letter from No.2  
Territorial HQ. for your information and action, if  
necessary.

*RW.*  
Major  
R.A.C. (Recco)  
M.M.I.A., L.O.  
GENOA

RN/lr

Copy to:- No. 2 Territorial HQ. GENOA  
( your 05/960/P.T. dated 15 Oct 45 refers)

870

Translation:lr

No.2 TERN. HEADQUARTERS GYFOA

Subject:- Illegal Certificate for the release  
of P.O.W.

To:.....

Herewith for your information extract of letter  
IPW/1/1/700/B dated 11.9.45 of Chief Censor for P.O.W.s

*Red 1/11*

■ 869

Translation: 1r

Subject:- Illegal certificates for the release of P.O.W.

1. Many Comitati Italiani di Liberazione, Partisan Organizations and Sindaci of towns in order to facilitate the release of P.O.W.s have issued certificates to the effect that the prisoners have never had fascist sentiments and that they were compelled to adhere to the Republican Army.

2. These certificates can be easily obtained either by bribery or recommendation. At present there are many Partisan organizations which are not officially recognized, further said documents are not issued according to the Italian laws. The certificates are only valid if issued by regular Military Authorities or by legal declaration issued on oath by 5 witnesses, who should be known either by Attorney or by the Sindaco, and signed at the presence of said Authorities. If the declaration is made before the Sindaco his signature should be witnessed by the President of Tribunal or the Prefect. None of the certificates received is legal. It is suggested that these certificates be withdrawn in order to prevent the illegal release of P.O.W.

s/ D. V. Trifiro  
Capt. CWS. Chief PW Censor

Subject:- Officers belonging to Republican Armed Forces.

M.M.I.A. L.O.

GENOA

GEN/10/A

9 October 45

8

To:- Commanding General  
No.2 Territorial Hq. GENOA

1. Your letter No.09/2435 dated 6 Oct 45 received careful attention by this MMIA.LO. .

2. All the named personnel are not to be considered as P.O.W. .

3. Investigations are being made as to their past activities and if no charges result against them they will be released. Of course they must wait their turn for such investigations which are to be accomplished.

4. Your attention is drawn to a letter A107 of Land Forces Sub Comm. A.C. (MMIA) dated 18 Aug 45 to Ministry of War. Para c states:  
" High ranking officers (Colonels and Generals) have no special status by virtue of their rank. They are to be dealt with in the same way as all other personnel."

P. Burlando

P. Burlando  
Capt. It. Army  
for MMIA. LO.

PB/lr

867

Translation :lr

Subject:- Officer belonging to Republican Armed Forces.

It has come to our knowledge that in the Prisons of Genoa - Section of Albergo dei Poveri - are confined long since several Officers already belonging to Republican Armed Forces.

Among them are Lt.Col. (Artillery) DODARO Ermenno, Major (Infantry) Varese Giacomo, Major (Alpine) Villa Giovanni, Lt.Col. CARRARA, Capt. GAMTO e others of lower rank.

In said prisons are also detained <sup>italian</sup> some P.C.O.'s and soldiers; also some german servicemen.

Against above personnel there is no specific charge except to have belonged to the Republican Army.

They are not treated as P.O.W. because:

- They are confined in premises partly damaged, with windows that could not be closed and deficient lavatories, and W.C.'s.
- They are mixed up with common criminals.
- Meals are issued to them once daily only and in quantity insufficient.

Since treatment mentioned above is not in accordance with international convention, you are requested to kindly inform Allied authorities in the matter for action deemed as necessary.

s/ Gen. Frattini

BG/bg  
COMANDO MILITARE TERRITORIALE DI GENOVA (II) 7 pag. 10  
Uff. Territoriale - Affari Vari

n. 09/ 2435 di prot.  
Genova, 6 ottobre 1945

OGGETTO: Ufficiali appartenenti alle forze armate repubblicane.-

(7)

AL M.M.I.A.--LO  
= G E N O V A

Risulta che, nelle carceri giudiziarie di Genova, reparto Albergo dei Poveri, sono rinchiusi, da tempo, parecchi Ufficiali già appartenenti alle forze armate repubblicane.-

Tra essi vi è il Ten.Col. di artiglieria in s.p.s. DODARO Ermanno, il Maggiore di Fanteria VARESE Giacomo, il Maggiore degli Alpini VILLA Giovanni, il Ten.Col. CARRARA, il Cap. GATTO e diversi altri ufficiali inferiori.-

Sono <sup>invece</sup> rinchiusi in dette carceri alcuni sottufficiali e militari di truppa ed anche dei militari tedeschi.-

Su di essi non grava nessuna denuncia specifica se non quella di aver fatto parte dell'esercito repubblicano.-

Il trattamento a loro riservato non è quello previsto per i prigionieri di guerra in quanto:

- sono rinchiusi in locali in gran parte sinistrati, sprovvisti di finestre chiudibili, con servizi igienici deficienti;
- sono accumulati a delinquenti comuni;
- viene loro distribuito il vitto una volta al giorno ed in quantità insufficiente.-

Poichè tale trattamento non è consono alle vigenti norme della convenzione internazionale, segnalo quanto sopra alla S.V. con preghiera di darne comunicazione alle autorità alleate competenti per quei provvedimenti che rami seranno opportuno prendere.-

IL COMANDANTE MILITARE  
(Gen. Enrico Frattini)

Red. 1/11  




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IL COMANDANTE MILITARE  
(Gen. Enrico Frattini)



*Res. 1/11*

*870/Res-8.10.45*

865

RESTRICTED

SUBJECT: Status of Neo-Fascist Personnel.

LAND FORCES SUB COM. A.C.  
( M.M.I.A. ) R O M E  
A 107  
25 July 45

TO : MIA LO GENOVA. ✓

COPY TO: MIA LO <sup>N.W. Italy</sup> ~~RESEARCH~~

Reference questions raised in paragraph 4, Appendix 'A' of Liaison Report No. 5 dated 21 July 1945.

1. This entire matter has been submitted to AFHQ for classification. You will be advised of decision upon receipt.
2. At present the status of the subject personnel is as follows :-

(i) Status of PW.

- (a) AFHQ letter AG 383.6/121 GBI-0 of 6 March states that all Italian services in the Republican Fascist Armed Forces falling into Allied hands either during operations or behind our lines, wearing a uniform or fixed distinctive emblem within the terms of the Hague Convention will be treated as enemy prisoners of war.
- (b) AFHQ cable FX 12779 of 26 June states that any PW or surrendered enemy personnel in Allied custody required by Italian Government for trial by them should not be handed over without prior authority of AFHQ.

(ii) Status of surrendered personnel.

- (a) AFHQ cable FX 12779 of 26 June states that if surrender of Italian Fascist Republican troops is accepted by Allied authorities they will be retained as surrendered personnel.
- (b) Same reference states that if surrender of Republican troops is accepted by Italians they will be confined by Italian authorities, held, tried, etc., under Italian law.
- (c) AFHQ cable FX 14026 states that NeoFascists now in Italian custody, who were formerly in Allied custody, will not in itself require their removal to Allied custody.

Handwritten marks: '2' in a circle, 'AC 10' with a slash, and a large 'R'.

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*Shury Nami, Capt.*  
for Major General  
M.M.I.A.

ek

864

*Recd 28.7.45*

COPY  
Subject:- Prisoners of War- Adm Instructions.

Public Safety Officer, AMG - GENOA Province  
85 Port Security Sec.

Headquarters,  
60 Sub Area  
CMF  
Tel. no 56305  
60/A  
22 July 45.

Copy to: Pro  
G.

1. The following information has been received from HQ No 2 District.
2. The surrender of Italian Fascists and Republican troops will normally be made to Italian Authorities, and will not be accepted by British Military Authorities without reference to HQ 2 District. On surrender to Italian Authorities they will be confined by Italian Authorities, held and tried etc. under Italian Law.

"It is not the responsibility of 60 Sub Area to dispose of Republican soldiers in the local civilian prisons or hospitals GENOA, who have surrendered to the Italian Authorities.

Facilities should be given to 85 Port Security Section to "vet" any prisoners who have surrendered to Allied troops and to take them over if necessary".

JS.

(Signed) Capt for

Major,  
DAA & QMG.

