

785020

ACC 10000/120/6198

AQ/58

1/2

COURTS OF ENQUIRY

Feb. 20, 1945 - Apr. 12, 1945

112

COURTS OF ENQUIRY4003
4147

Feb. 20, 1945 - Apr. 12, 1945

SUBJECT: Court of Inquiry - Loss of WD Vehicle
No. 689421 - 250 S & T Coy.

Regulation and File 4
B/F 14 Apr

British Increment (A Branch)
Rear HQ Fifth Army
CMF

Phone No: Lightning Rear 162

52 BLU

12 A/1

12 Apr 45

Reference the attached proceedings of a Court of Inquiry held to investigate the loss of the above mentioned vehicle.

1. Before the Court of Inquiry proceedings are submitted to AFHQ for write-off action the following documents are required :-

- (a) AFs G-998 in triplicate in respect of the lost vehicle.
- (b) A third copy of the proceedings of the Court of Inquiry.
- (c) A Lost Vehicle Report reporting the loss of the vehicle to the Police.
- (d) A Police Report stating the result of their investigations in to the loss.
- (e) A schedule in accordance with para 4 of our 12 A dated 12 Apr 45 in triplicate.

2. It is requested that GSO I 52 BLU state on the proceedings his recommendations as to what disciplinary action, if any, should be taken, and how the value of the lost vehicle should be written off.

3. If available the ticket used to park the vehicles in the WD Guarded Car Park in NAPLES should be attached to the proceedings of the Court of Inquiry.

4. Your attention is drawn to the fact that the immobilisation of vehicles by the removal of the rotor arm is forbidden by GRO 169/45 except under the circumstances listed in paras 3, 7 and 8 of the GRO.

5. The proceedings of the Court of Inquiry are returned herewith for action as indicated above. For your information Appx "A" to AAI Routine Order 246/44 sets out the procedure for submitting applications for write-off.

DJC/ET

[Signature]
Col
DA 4-1 47

CERTIFIED COPY OF ORIGINAL

Allied Military Government
8 Army C.M.F.

2nd May 1945.

TO WHOM IT MAY CONCERN

This is to certify that this day, Sig.ra Tini WINSPEARE and her husband, Sig. Alberto GUILLON-MANGILLI, of Pederiva, MONTEBELLUNA, Province of Treviso, reported to me that retreating German military on vacating their house at Pederiva left behind in the stables a riding horse.

In agreement with the Commissario of the Matteotti Brigade, I gave permission to allow Tini Winspeare and her husband to retain the horse in the place of one which they gave voluntarily to partisans, and as a token of appreciation in respect of their gallant co-operation in the Allied cause.

MONTEBELLUNA

Sgd. M. TURNER Captain,
Civil Affairs Officer,
8 Army C.M.F.

44/58

COMANDO MILITARE TERRITORIALE DI UDINE
- Ufficio Personale -

78

n° 1/11036/R.U. di prot.

Udine li 9 Agosto 1946

OGGETTO: Soldato CASAPENTA Nicola.

AL COMANDO MILITARE TERRITORIALE DI
e, per conoscenza:
AL V° B.L.U.

NAPOLISEDE

Il V° B.L.U. ha richiesto che il soldato Autista CASAPENTA Nicola fu Giuseppe e di De Nicola Giulia - nato a Venafra il 2 marzo 1921 ed ivi residente, si presenti al più presto a questo Comando per essere interrogato dalla Corte d'Inchieste di Mestre.

Pregasi pertanto codesto Comando provvedere affinché il predetto militare, munito dei documenti di viaggio, venga avviato a Udine nel più breve tempo possibile.

d'ordine

IL CAPO DI STATO MAGGIORE
(Col. P. Pescioli)

iamme



4145

77
SUBJECT: Courts of Inquiry.

5 British Liaison Unit,
Tel. 1555,
AQ/58/77,

6th. Aug. '46.

TO: Land Forces Sub Com A.C.,
(M.M.I.A.) R O M E .

Reference your Q.499 of the 2nd. Aug. '46.

1. This HQ. has already taken the necessary action to obtain the proceedings of the Court of Inquiry on the Godroipo Explosion; however attached is a copy of the answer received from G.E.M., XIII Corps.
2. It will therefore be pointed out that although the explosion took place in XIII Corps Area, there are no copies of the inquiry proceedings available for 5 I.T.O.
3. As per G.E.M., XIII Corps instructions, a copy of a/m proceeding can only be obtained through G.H.Q., C.M.F..

Major,
DAA & QMG.

C O P Y .

SUBJECT: Courts of Inquiry.

Rear HQ., XIII Corps,
G.E.M. Section,
Tel. No. 29038,
IO13/5/e,
31st. May. '46.

TO: 5 B.L.U.

Reference your AQ/58/62 of the 28th. May to A Branch this HQ.

1. The proceedings in respect of the Inquiry into the Godroipo G.E. Ammunition Dump explosion have been forwarded to GHQ., CMF.

1. This Hq. has already taken the necessary action to obtain the proceedings of the Court of Inquiry on the Codroipo Explosion; however attached is a copy of the answer received from C.E.M., XIII Corps.

2. It will therefore be pointed out that although the explosion took place in XIII Corps Area, there are no copies of the inquiry proceedings available for 5 I.T.O.

3. As per C.E.M., XIII Corps instructions, a copy of a/m proceeding can only be obtained through G.Hq., C.M.E..

Major,
DAA & CMG.

C O P Y .

SUBJECT: Courts of Inquiry.

Rear Hq., XIII Corps,
C.E.M. Section,
Tel. No. 29038,
IO13/5/4,
31st. May. '46.

TO: 5 B.L.U.

Reference your AQ/58/62 of the 28th. May to A Branch this Hq.

1. The proceedings in respect of the Inquiry into the Codroipo C.E. Ammunition Dump explosion have been forwarded to G.Hq., CMF.
2. Application, for any information on this matter, should therefore be made by the Italian Ministry of War to G.Hq., CMF., through Hq Allied Commission.

4142

Signed: D.F. Tamprins, MAJOR,
for Brigadier i/c Admin..

A. 10/15/58
Subject:- Explosion of Ammo Dump.

76

Land Forces Sub Comm. A.C.
(M.M.I.A.)
R O M E
Q.499

2 Aug 46.

To :- 5 BLU.

1. The attached correspondence is passed to you for action.
2. This is a matter which should be referred to XIII Corps, having taken place in an area under their jurisdiction.
3. Any necessary results should be asked for from GHQ by XIII Corps and NOT by this HQ.
4. You will keep UDINE Terr Command informed of all progress.

Action taken, Seen R 6/7
Boyle

E.F. Byatt
E.F. BYATT, Major,
for Major General,
M.M.I.A.

Copy to:- MINISTRY OF WAR.
(Your letter Dir.Gen.Genio
IV/98199/A dated 27 July refers).

EFB/ab

TRANSLATION.

FROM: M. of W.

REF: 1V/98199/A

TO : M.M.I.A.

DATE: 27 July 46

SUBJECT:- Explosion at Coseat (Codroipo) explosive depot.

Copy of the request made by the Mil.Terr.Command of Udine is forwarded to you. Please ask the GHQ, CMF, to let us possibly know the result of the enquiry made about the explosion of the Coseat (Codroipo) explosive depot, in order that we may settle the current issues arising from that explosion.

for the Minister
(illegible)

TRANSLATION

FROM: Mil. Terr.Comm.UDINE

Ref: 5898/Tev/V

TO : M. of W.

DATE: 5/7/46

Further to our letter 961, dated 9 Feb 46.

Some civilians living at Codroipo have urged a decision concerning the requests they submitted to us during Jan 46, aiming at obtaining reimbursement of damages suffered by them as a consequence of the above explosion. As inquiry was made by Allied Authorities, in order to settle the matter we repeatedly urged the 5th BLU, which now states that results of the enquiry, for the possible reimbursement of damages to people concerned, should be asked by you to the GHQ, CME, through the HQs of the Allied Commission.

Please, therefore, let us know the above results as soon as possible, so that we may settle the matter.

Sgd. PASQUINI
Col.

MI/m

RISERESSO

COMANDO MILITARE TERRITORIALE DI UDINE (V)

- ufficio personale -

n. 1/ 10503 di prot.R.U.

UDINE, li 31 luglio 1946

OGGETTO: capitano sanità (farm.) opl. in congedo ANTONUCCI Gregorio
in Paolo - el. 1895.-

AL COMANDO MILITARE TERRITORIALE DI
- ufficio personale -

ROMA

(rif.f.n. 11602 del 24 maggio 1946)

e, per conoscenza;

AL V B. L. U.

SEDE

Il 5° B.L.U. ha chiesto che l'ufficiale in oggetto, residente a Roma - viale Angelico n. 117 - si presenti al più presto a UDINE a questo Comando per essere poi interrogato dalla Corte d'inchiesta a Mestre.-

Pregasi pertanto codesto Comando provvedere perchè il predetto ufficiale, munito dei documenti di viaggio, venga subito avviato a questo Comando.-

d'ordine

IL CAPO DI STATO MAGGIORE
(col. P. Pasquini)

Pasquini

4149

n. 1/ 10503 ai prot.R.U.

UDINE, 11 31 luglio 1946

OGGETTO: capitano sanità (farm.) cpl. in congedo ANTONUCCI Gregorio
fu Paolo - el. 1895.-

AL COMANDO MILITARE TERRITORIALE DI
- ufficio personale -

ROMA

(rif.f.n. 11602 del 24 maggio 1946)

e, per conoscenza;

AL V B. L. U.

SEDE

Il 5° B.L.U. ha chiesto che l'ufficiale in oggetto, residente a Roma - viale Angelico n. 117 - si presenti al più presto a UDINE a questo Comando per essere poi interrogato dalla Corte d'inchiesta a Mestre.-

Pregasi pertanto codesto Comando provvedere perchè il predetto ufficiale, munito dei documenti di viaggio, venga subito avviato a questo Comando.-

d'ordine

IL CAPO DI STATO MAGGIORE
(col. P. Pasquini)

Pasquini

4170

785020

ARMY FORM C2136 (Small)

MESSAGE FORM

Register No.

Call

Srl. No.

Priority

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM
(A)

Originator

Date-Time of Origin

OFFICE-DATE STAMP

5 B.L.U.

291730 B

For Action

22 (Br) Gen. HOSPITAL - MESTRE

TO

(W) For Information (INFO)

A.D.M.S., Hq 86 ARCA

Message Instructions

GR

Originator's No.

44/58 (.) UNCLASSIFIED (.) ~~as~~ Your 78 dated 12 July received on
283h (.) Regret but cannot arrange for Capt ANTONIOCCI and Pte
CARAPETIA to be present at Court of Enquiry as they live south of
ROME (.) will notify you as soon as they reach UDINE

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS { WIRELESSIF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITYTime System Op
THI or TOR 4139

Time cleared

SIGNED

SIGNED

ROUTED

Subject:- Court of Enquiry.

C.C.,
5 British Liaison Unit.

22 (Br) Gen. Hospital,
Tel. Mestre 5105203-6,
12 July 46 Ref. 78.

Relivered 28/7/46

Reference your message No. A Q/ 58 dated 11 July 46.

Would you kindly arrange for Capt. ANTONUCCI & Pte.
CASAPENDA to attend at a Court of Enquiry to be assembled at this
Hospital on 29 July 46 at 1400 hours.

H. A. Mullington
(H. A. MULLINGTON) Major, R.A.M.C.

Copy to:- A.D.M.S., H.Q., 86 Area. *fr.*
HAW/FF.

Colonel
Commanding 22nd General Hospital

4138

785020

ARMY FORM C2136 (Small)

Call Ser. No. Priority

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM
(A)

Originator

S B.L.U.

Date - Time of Origin

111230 B

Office Date Stamp

For Action

TO

22 BY Gen Hosp.

(W) For Information (INFO)

Message Instructions

GR

Originator's No.

11/88 (.) UNCLASSIFIED (.) Both Capt ANTONUCCI and Pto CASARINDA
 traced (.) would you file date of court of inquiry giving this HQ
 at least ten days notice

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPT

WIRELESS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

ROUTINE

Time

System

Op.

THI or FOR

Time cleared

SIGNED

SIGNED

SENT NR 10246 DAD OVR 1

FROM 12 (BR) GENERAL HOSPITAL 2400

0500Z06

TO 5 BRITISH LIAISON UNIT

INFO ~~ADNS~~ ADNS NA 26 AREA.

CHI OF

5/75. UNCLAS. ADVISE WHETHER YOU HAVE BEEN SUCCESSFUL IN TRADING
SOLOATO CASATENDA. YOUR AM/58/63 DATED 13 JUNE REFERS.

IF

SENT NR 10246 DAD AR TKS N K

R NR 246 RM AT 1991 AR TKS

4136



LEGIONE TERRITORIALE DEI CARABINIERI REALI
DI CHIETI - STAZIONE DI VENAFRO - 7

2/352 di prot. Venafro, li 23.6.1946
1 f.n. 2/4768 /S.T. del ? corrente.)

ETTO: Soldato Casapenda Nicola.

...indirizzo omezzo...

Si assicura di aver reso edotto il militare in oggetto di presentarsi ad una Corte d'Inchiesta per essere interrogato, quando sarà richiesto dalle Autotità Alleate.

Il militare risiede in Venafro.

IL MARESCIALLO CAPO COMANDANTE
F.to Attilio Toscano.

CO/mo

COMANDO MILITARE TERRITORIALE DI UDINE
-Ufficio Personale -

n° 2/5343/ S.T. di prot. Udine, li 10 luglio 1946

AL 5° B. L. U.

S E D E

(Seguito f° 2/4768 del 15.6.46)

... per conoscenza.

d'ordine

IL CAPO UFFICIO

-Ten. Col. S. del Carretto -

declared

A. IG/bp

82/58

70.

COMANDO MILITARE TERRITORIALE DI UDINE

UFFICIO T.A.V.

N. 5727 di prot. Tav/V

Udine, li 29 GIU. 1946 194

Oggetto: Scoppio deposito munizioni di Coseat (Codroipo). =

AL 5° B. L. U.

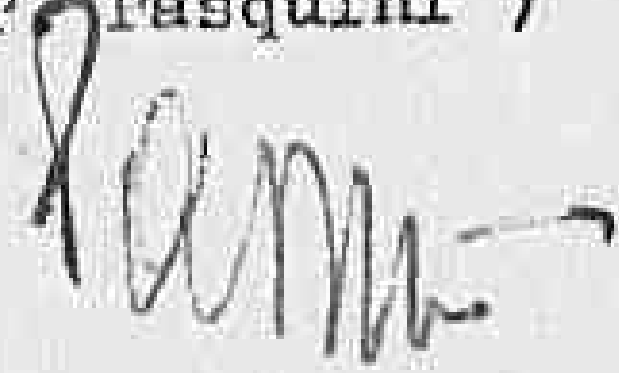
S E D E

Alcuni privati residenti a Codroipo hanno sollecitato l'esito delle loro domande - inoltrate a questo Comando fin dal gennaio c.a. - tendenti ad ottenere il risarcimento dei danni subiti in conseguenza dello scoppio in oggetto.

Il Ministero della Guerra, interessato alla soluzione della quistione, ha fatto conoscere che, qualora il sinistro fu originato da cause inevitabili (cause fortuite o di forza maggiore), le domande degli interessati non possono essere accolte, mentre nella eventualità che la causa di forza maggiore non potesse essere ampiamente dimostrata, questo Comando dovrà riferire in merito agli accertamenti eseguiti con relazione all'Avvocatura Distrettuale dello Stato, per il parere della medesima circa la risarcibilità o meno da parte dell'Amministrazione Militare dei danni di che trattasi.

Ciò premesso, prego cotesto B.L.U. far conoscere cortesemente a questo Comando le risultanze dell'inchiesta svolta dalle Autorità Alleate, al fine di risolvere la quistione e di tacitare le insistenti pressioni dei danneggiati. =

d'ordine
IL CAPO DI STATO MAGGIORE
(Col. P. Pasquini)



4134

69
COMANDO MILITARE TERRITORIALE DI UDINE (V)
- ufficio personale -

n.2/4768 di prot.F.T.

UDINE, 11 15 giugno 1946

OGGETTO: soldato GASAPENDA Nicola.-

AL COMANDO STAZIONE CC.RR. di

V E N A F R O (Campobasso)

e, per conoscenza:

AL V B. L. U.

S E D E

1°) - E' stato congedato il 28 marzo 1946 dalla 5^a op. Tra-
sporti amministrativi il soldato antiere

GASAPENDA Nicola

che ha dichiarato di assumere domicilio in codesta località.-

2°) - Preghasi farne ricerca dandone conferma a questo Comando ed
informarlo che dovrà presentarsi, quando sarà richiesto dal-
le Autorità Alleate ad una Corte d'inchiesta per essere in-
terrogato.-

3°) - Verrà tempestivamente comunicata la località ed il giorno in
cui dovrà avvenire la sua presentazione.-



d'ordine
IL CAPO UFFICIO
(ten. Col. Stefano del Carretto)

decar

OGGETTO: soldato CASAPENDA Nicola.-

AL COMANDO STAZIONE CC.RR. di

VENAFRO (Campobasso)

e, per conoscenza;

AL V B. L. U.

S E D E

1°) - E' stato congedato il 28 marzo 1946 dalla 5° op. Tra-
sporti amministrativi il soldato antiere

CASAPENDA Nicola

che ha dichiarato di assumere domicilio in codesta località.-

2°) - Pregasi farne ricerca dandone conferma a questo Comando ed
informarlo che dovrà presentarsi, quando sarà richiesto dal-
le Autorità Alleate ad una Corte d'inchiesta per essere in-
terrogato.-

3°) - Verrà tempestivamente comunicata la località ed il giorno in
cui dovrà avvenire la sua presentazione.-



d'ordine
IL CAPO UFFICIO
(ten. Col. Stefano del Carretto)

decar

4133

785020

ARMY FORM C2136 (Small)

MESSAGE FORM

Register No.

Call

Sgt. No.

City

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

Office DATE START

FROM
(A)

Originator

Date-Time of Origin

NO 5 BRITISH LINE UNIT, C.M.F.

131230-B

For Action

22 (BR) GENERAL HOSPITAL R A M C

TO

(W) For Information (INFO)

ARMS HQ 36 AREA

Message Instructions

GR

Originator's No.

10/58/68 (.) UNCLASSIFIED (.)

UNABLE TO TRACE SOLDATO CASABEBA VINCENZO CAPITANO ANTONIOCCI (.)

ENQUIRY BEING INSTITUTED THROUGH OTHER CHANNELS

4132

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPT

WILLIAMS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

IMPORTANT

Time

Syatop

Op.

THI or TOR

Time cleared

Signed

DAA 5 050

Signed

(CV423) WT. 8005/157. 990,000 Pads. 2/44. B. & S. Ltd. 4-244.

A. AQ/58
MEHT V LRJA 12061 QVR 1
FROM 22 (BR) GENERAL HOSPITAL RAMC 121400B
TO 5 BRITISH LIAISON UNIT .
INFO ADMS HQ 86 AREA
CSH BT

66
67
M/0236 . UNCLASS . RECEIVED YOUR MESSAGE AQ/58 DATED 10 JUN
STATING CAPITANO ANTONUCCI HAS BEEN TRACED IN ROME HAVING
BEEN DISCHARGED ARMY . BEFORE COURT ~~OF~~ OF INQUIRY CAN BE
~~BE~~ HELD NECESSARY FOR ~~THE~~ OTHER WITNESS ~~TO~~ SOLDATO CASAPENDA TO
BE AVAILABLE . CAN ~~YOU~~ YOU LOCATE CASAPENDA THROUGH
CAPITANO ANTONUCCI .
BT

AG
1613
SENT NR 12061 JADN 2 K

4131

785020

ARMY FORM 2156 (Small)

MESSAGE FORM

Register No.

Call

Ref. No.

Priority

Mission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM

Originator

Date-Time of Origin

OFFICE DATE STAMP

5 B.L.U.

101030 B.

For Action

22 (BT) Gen. Hosp. MESTRE

TO

(VI) For Information (INFO)

Message Instructions

OR

Originator's No.

AG/58 (1) Have traced Capitano Antonucci Gregorio required
by you for a court of inquiry (?) is at present in Rome
having been released from the Army (?) if still required
would you signal date and place to this HQ

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS

EXCEPT

WIRELESS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

IMPORTANT.

Signed

Johnston

Hays

NOTED

Time System Or

THI or TOR

Time cleared

4130

COLOMBO MILITARE TERRITORIALE DI UDINE (V)

- ufficio personale -

n. 1/7777 di prot.R.V.

UDINE, li 7 giugno 1946

OGGETTO: capitano Gregorio ANTONIOLI.-

AL COLOMBO MILITARE TERRITORIALE DI

- uff. P.A.V. sezione 3^ -

s, per conoscenza;

Al V D. L. N.

M O N A

S E D E

(rif.f.n. 11603 del 24 maggio 1946).-

Presse visione di quanto ha reso noto con sua lettera in data 17 maggio il Capitano Gregorio ANTONIOLI, si prega:

- disporre perché appena sarà convocato dal Comando Alleato si presenti alla Corte d'inchiesta di Mestre;
- rilasciarli i regolari documenti di viaggio trattandosi di un viaggio di servizio.-

Riserva di temporaneamente telegrafare in data di presentazione.-



d'ordine
IL CAPO DI STAFFO MAGGIOR
(col. P. Pasquini)

[Handwritten signature]

n. 1/7777 di prot. R. M.

URINE, 11 + giugno 1946

OGGETTO: capitano Gregorio ANTONUCCI.-

AL COMANDO MILITARE TERRITORIALE DI

- uff. T. A. V. sezione 3^a -

o, per conoscenza;

AL V. R. L. C.



R. O. S. A

S. E. D. E

(rif. f. n. 11602 del 24 maggio 1946).--

Prima visione del quanto ha reso noto con sua lettera in data 17 maggio il Capitano Gregorio ANTONUCCI, si prega:

- disporre perché appena sarà convocato dal Comando Alleato si presenti alla Corte d'inchiesta di Mestre;
- rilasciarli i regolari documenti di viaggio trattandosi di un viaggio di servizio.-

Riserva di tempo/ativamente telegrafare la data di presentazione.-



d'ordine
IL CAPO DI STATO MAGGIORE
(col. P. Vassini)

[Handwritten signature]

6217

SUBJECT: COURTS OF ENQUIRY.

5 British Liaison Unit,
Tel. 1762,
AQ/58/64,
1st. June '46.

TO: 5 Territorial Command.

Herewith copy of Rear HQ 13 Corps letter
1013/5/Q of 31st. May '46, for your information
and necessary action.

J. H. Hush
Major,
DAA & CMG.

COPY.

SUBJECT: Courts of Enquiry.

Rear HQ 13 Corps, C.M.F.
CEM Section,
Tel. No: 29038

TO: 5 B.L.U.

31 May 46.

Reference your AQ/58/62 of 28 MAY to A Branch
of this HQ.

1. The proceedings in respect of the Inquiry into
the Coderino CE Amn. Dump Explosion have been
forwarded to GHQ, CMF.

2. Application for any information on this matter
should therefore be made by the Italian Ministry of
War to GHQ, CMF through HQ Allied Commission.

SIGNED: Brigadier i/c Administ....

4128

A0076

63.

Subj: Courts of InquiryRear HQ 13 Corps
CEM Section
Tel No: 29038

1013/5/2

31 May 46

5 BLU

Copies 5-1-5
Done 1/6/46
[Signature]

Ref your A4/56/62 of 28 May to "A" Branch this HQ.

1. The proceedings in respect of the Inquiry into the Codreipe CB Amn Dump explosion have been forwarded to CEM CEM.
2. Application, for any information on this matter, should therefore be made by the Italian Ministry of War to GHI CEM through HQ Allied Commission.

[Signature]
Brigadier IC Adm.

4127

62

SUBJECT: Courts of Enquiry.

No. 5 British Liaison Unit, CMF.,
Tel. UDINE 1762,
AQ/58/62,
28th. May '46.

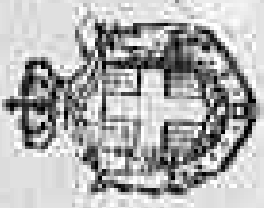
TO: "A" Branch, .
Rear XIII Corps.

1. Could this HQ. be forwarded a copy of the enquiry on the Coscat (Codroipo) Ammunition dump for onward transmission to the Italian Ministry of War.
2. The s/a need the report to determine whether or not they will pay claims for damages sustained by the civilian population in that area.

J.
Major,

DAA & QMG.

4126



DIREZIONE DI AMMINISTRAZIONE
COMANDO MILITARE TERRITORIALE
DI UDINE

61.
ne, 19 maggio 1946

A/11, UFFICIO 5° B.L.U.
-presso il Comando Mil.Territoriale

U D I N E

Prot. N. 4863/3 Allegati

Risposta al foglio del N.

Oggetto: Risarcimento danni provocati dallo scoppio esplosivi del
Deposito Munizioni di Coseat (Codroipo).

Alcuni privati residenti a Codroipo hanno inoltrato domanda per ottenere il risarcimento di danni provocati a fabbricati di loro proprietà dallo scoppio di esplosivi, verificatosi al Deposito di Coseat il 28 dicembre u.s. -

Il Ministero della Guerra, al quale era stata prospettata la questione, ha risposto, col foglio n° 93526 qui unito in copia, che per pronunciarsi in merito alla risarcibilità dei danni occorre accertare se il sinistro fu originato o meno da cause di forza maggiore.

Poichè l'inchiesta in proposito non venne svolta da questo comando ma dalle Autorità Alleate, si prega codesto Ufficio di compiacersi chiedere alle autorità medesime e trasmettere a questo comando copia delle risultanze dell'inchiesta stessa.

IL GENERALE DI BRIGATA COMANDANTE INTER.
(Adolfo ZAULI)

Adolfo

Oggetto: Riscarcimento danni provocati dallo scoppio esplosivi del
Deposito Munizioni di Coseat (Codroipo).

Alcuni privati residenti a Codroipo hanno inoltrato domanda per ottenere il risarcimento di danni provocati a fabbricati di loro proprietà dallo scoppio di esplosivi, verificatosi al Deposito di Coseat il 28 dicembre u.s. -

Il Ministero della Guerra, al quale era stata prospettata la questione, ha risposto, col foglio n° 93526 qui unito in copia, che per pronunciarsi in merito alla risarcibilità dei danni occorre accertare se il sinistro fu originato o meno da cause di forza maggiore.

Poichè l'inchiesta in proposito non venne svolta da questo comando ma dalle Autorità Alleate, si prega codesto Ufficio di compiacersi chiedere alle autorità medesime e trasmettere a questo comando copia delle risultanze dell'inchiesta stessa.

IL GENERALE DI BRIGATA COMANDANTE INTER.
(ADOLFO ZAULI)

Ad

4125

MINISTERO DELLA GUERRA

- Direzione generale del genio -
Ufficio Amministrativo - Sez. 2^a

N° 93526/A/641 di prot.

Risp. al Foglio del 9.2.1946

N° 961 Tav. /V

Roma, li 30 marzo 1946

AL COMANDO MILITARE TERRITORIALE DI

U D I N E

OGGETTO: Risarcimento danni in dipendenza dello scoppio del deposito
esplosivi di Coseat (Codrignano).-

In merito al quesito posto da codesto Comando circa la domanda di privati cittadini residenti in Codroipo tendenti ad ottenere il risarcimento dei danni causati a fabbricati di loro proprietà dallo scoppio del deposito di esplosivi di COSEAT, si significa quanto segue:

La Suprema Corte di Cassazione ha dettato, in questi ultimi anni, principi intesi a regolare il tema generale della responsabilità della pubblica amministrazione in modo uniforme, senza discriminazioni per le amministrazioni militari. Tali principi, ormai costantemente riaffermati, sono i seguenti:

1°)- Non è ammissibile la responsabilità indiretta nei riguardi dell'amministrazione pubblica; cioè l'amministrazione non può essere chiamata a rispondere delle colpe dei propri dipendenti e agenti, secondo il principio in vigore nel diritto privato che "ciascuno è obbligato non solo pel danno che cagiona per fatto proprio ma anche pel fatto delle persone delle quali deve rispondere" perché tale principio non è applicabile alla pubblica amministrazione, tenuto conto del modo come essa si organizza e funziona.-

2°)- E' ammissibile, però la responsabilità diretta (di diritto pubblico); l'amministrazione, cioè, risponde del danno che sia arrecato a terzi da propri agenti e dipendenti nel disimpegno delle loro mansioni nella esplicazione cioè dell'attività che essi svolgono come organi dell'amministrazione e che pertanto si realizza e manifesta come attività della stessa Amministrazione;

3°) Tale responsabilità non può sorgere, dalla attività discrezionale della Amministrazione (sia attività giuridica, sia attività tecnica). Però anche nella esplicazione della azione discrezionale l'Amministrazione deve osservare i comuni criteri di previdenza, prudenza e diligenza (alterum non laedere) perché, se l'atto dell'amministrazione che da per sé non sia rivolto a colpire i terzi nella persona o nei beni, arreca danno per non avere l'agente, nell'adempiere il suo incarico, tenuto conto della esigenza elementare ed universale che ogni azione umana deve essere compiuta in modo da non portare pregiudizio ad altri. In tal caso l'amministrazione è responsabile.

U D I N E

OGGETTO: Riscarcimento danni in dipendenza dello scoppio del deposito esplosivi di Coseat (Codròppo).--

In merito al quesito posto da codesto Comando circa la domanda di privati cittadini residenti in Codroipo tendenti ad ottenere il riscarcimento dei danni causati a fabbricati di loro proprietà dallo scoppio del deposito di esplosivi di COSEAT, si significa quanto segue:

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2°)- E' ammissibile, però la responsabilità diretta (di diritto pubblico); l'Amministrazione, cioè, risponde del danno che sia arrecato a terzi da propri agenti e dipendenti nel disimpegno delle loro mansioni nella esplicazione cioè dell'attività che essi svolgono come organi dell'amministrazione e che pertanto si realizza e manifesta come attività della stessa Amministrazione;

3°) Tale responsabilità non può sorgere, dalla attività discrezionale della Amministrazione (sia attività giuridica, sia attività tecnica). Però anche nella esplicazione della azione discrezionale l'Amministrazione deve osservare i comuni criteri di previdenza, prudenza e di diligenza (alterum non laedere) perché, se l'atto dell'Amministrazione che da per sé non sia rivolto a colpire i terzi nella persona o nei beni, arreca danno per non avere l'agente, nell'adempire il suo incarico, tenuto conto della esigenza elementare ed universale che ogni azione umana deve essere compiuta in modo da non portare pregiudizio ad altri, in tal caso l'Amministrazione risponde dell'atto o del fatto, come suo, e pienamente;

.///.

4127

4°)- Il diritto positivo non ammette, e il principio generale, la responsabilità per danni incolpevoli e cioè, non c'è in via di massima, possibilità di risarcimento se non nel fondamento della colpa (caso fortuito e di forza maggiore).-

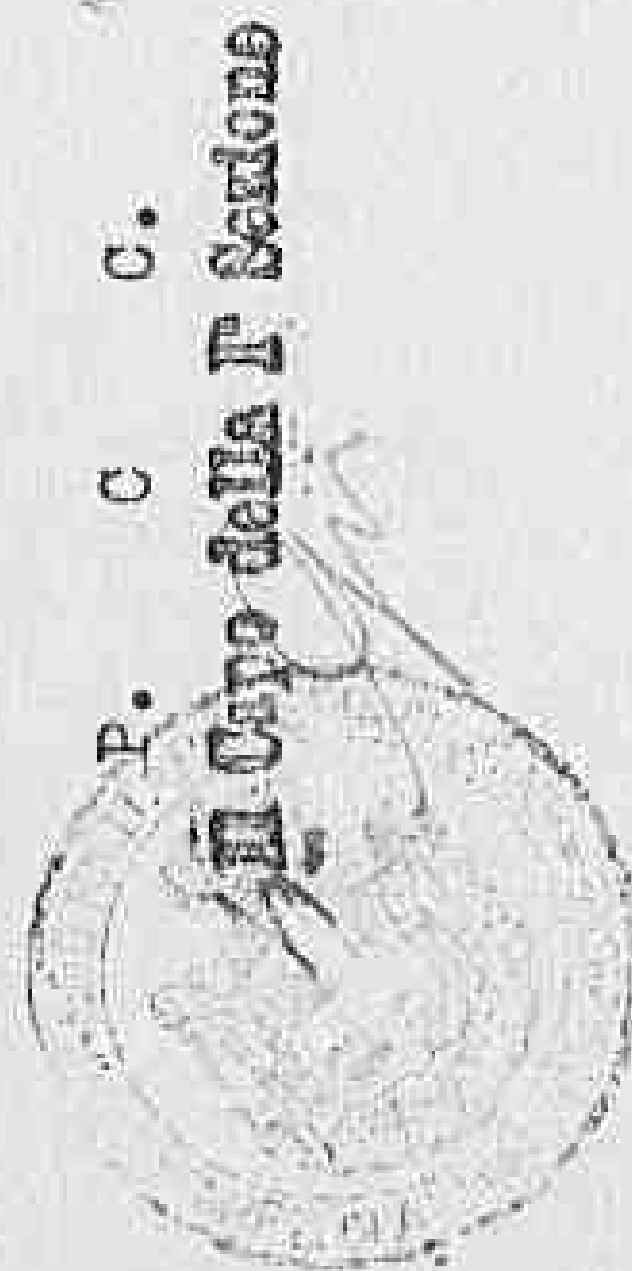
Perché possa parlarsi di caso fortuito o di forza maggiore occorre che l'evento, che ha determinato il danno, sia interamente estraneo alla persona cui il danno stesso si vorrebbe far risalire.-

Per il caso in esame codesto Comando è pregato di disporre affinché siano pienamente accertare le cause che determinarono lo scoppio del deposito di COSEAT e qualora fosse dimostrato che il sinistro fu originato da cause inevitabili(cause fortuite o di forza maggiore) le domande degli interessati dovranno senz'altro essere respinte informando di ciò questo Ministero.-

Nel caso invece che la causa di forza maggiore non potesse pienamente accertata codesto Comune riferirà in merito agli accertamenti eseguiti con ampia e dettagliata relazione all'Avvocatura Distrettuale dello Stato, per il parere della medesima circa la ~~responsabilità~~ risarcibilità o meno, da parte dell'Amministrazione Militare, dei danni di che trattasi.-

Copia della suddetta relazione sarà inviata per conoscenza a questo Ministero con riferimento al presente dispaccio.-

P. Il Ministro
P.to (Firma Illeggibile)

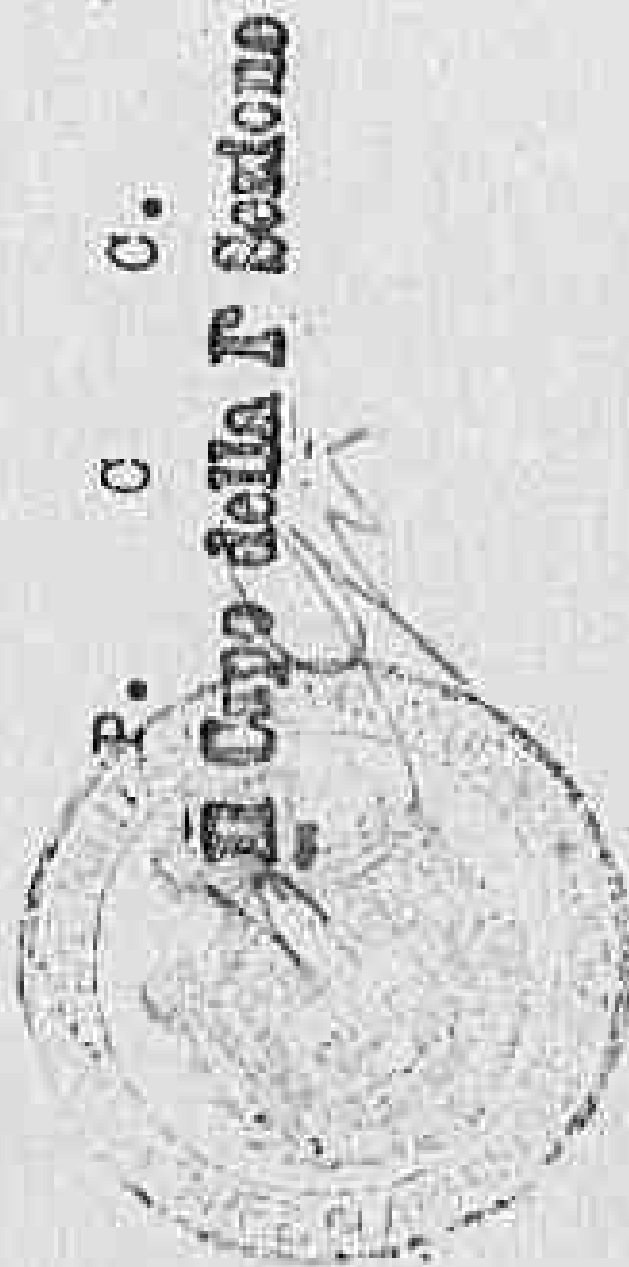


Per il caso in esame codesto Comando è pregato di disporre affinché siano pienamente accertare le cause che determinarono lo scoppio del deposito di COSEAT e qualora fosse dimostrato che il sinistro fu originato da cause inevitabili(cause fortuite o di forza maggiore) le domande degli interessati dovranno senz'altro essere respinte informando di ciò questo Ministero.-

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Copia della suddetta relazione sarà inviata per conoscenza a questo Ministero con riferimento al presente dispaccio.-

P. Il Ministro
F.to (Firma Illeggibile)



ARMY FORM 7-125 (Small)

MESSAGE FORM

Register No.

Call

Sub No.

Priority

Transmit on Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM

Originator

Date-Time of Origin

OFFICE DATE STAMP

5 B.L.U.

201300 B

For Action

M.M.I.A., ROME.

TO

(W) For Information (INFO)

Message Instructions

CR

Originator's No.

AC/58 (.) uncls (.) ref your A 744 of 25 Apr 46 (.) herewith
 copy of signal (.) Capt ANTONUCCI Gregorio now on leave in Rome (.) -
 Viale Angelico 117 - required as witness on Court of Enquiry to be
 held at 22 Br Gen Hosp, MESTRE 10.00 hrs 4 Apr (.) request you
 despatch this officer by quickest Allied means to Mestre (.)
 please confirm

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPT

WIRELESS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

Time System On

THI or TOR

Time cleared

Signed

Signed

4122

785020

ARMY FORM C2130 (Small)

MESSAGE FORM

Call

Sgt. No.

ity

Transmission Instructions

Register No.

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM
(A)

Originator

Date-Time of Origin

Office-DATE STATE

5 B.L.U.

201300-B

For Action

22 Br Gen Hosp.

TO

(W) For Information (INFO)

Message Instructions

GR

Originator's No.

A0/58 (.) uncle (.) location of Capt ANTONUCCI and Soldato
 CASAPENDA unknown (.) Unit disbanded (.) Investigation
 being carried on to locate them

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPT

WIRELESS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

IMPORTANT

SIGNED

SIGNED

Time System Op.

THI or TOR

4121

(CV422) Wt. 4000/187 500,000 Pads 2/45 B. A. M. Ltd. 48241

A. MBHF V LRUL NR 1945 OP QVR 1 (A LRJA 19000)
FROM 22 (BR) GEN F. P RAMC 190800B
TO 5 BRITISH LIAISON UNIT
QSH G. BT
M/0150 UNCLASS . YOUR SIGNAL AQ/58/54 DATED 16 APR .



KINDLY ADVISE WHETHER PRESENT LOCATIONS OF CAPT
ANTONUGCT AND SOLDATO CASAPENDA ARE YET KNOWN .

~~URGENT~~
MOST URGENTLY REQUIRED AS WITNESSES COURT OF ENQUIRY
TO BE ASSEMBLED AT

THIS HOSPITAL TO INVESTIGATE LOSS OF VEHICLE ON
CHARGE TO 290 ITALIAN MEDICAL COY .

PLEASE TREAT AS VERY URGENT

BT

BA AR K

Signal sent 20/5/45

R.G.
1438 4120

COPIA

COMANDO MILITARE TERRITORIALE DI UDINE (V)
- ufficio personale -

n. 1/5952 di prot.R.U.

UDINE, lì 29 aprile 1946

OGGETTO: capitano ANTONUCCI Gregorio e soldato CASAPENDA Nicola.-

AL COMANDO MILITARE TERRITORIALE DI

ROMA

1°) - Si deve riunire a Mestre una Commissione d'inchiesta per indagare circa le cause che provocarono una perdita di materiali da parte degli Alleati.-

2°) - La M.M.I.A. ha richiesto che si presentino quali testimoni per essere interrogati:

- il capitano chimico farm. di compl. ANTONUCCI Gregorio
- il soldato CASAPENDA Nicola

già appartenenti alla disciolta 250^a Compagnia di Sanità.-

3°) - Poichè da ricerche effettuate risulta che il capitano ANTONUCCI si trova in licenza di convalida a Roma - viale Angelico n. 117 - si prega:

- a) - avvertire il citato capitano di tenersi pronto per raggiungere Mestre al primo cenno;
- b) - chiedere allo stesso notizie circa il soldato CASAPENDA Nicola del quale non si è potuta avere informazione alcuna;
- c) - dar conferma a questo Comando d'aver effettuato il preavviso di cui alla lettera a) ed eventualmente dar notizia circa le richieste di cui alla lettera b).-

d'ordine

IL CAPO DI STATO MAGGIORE
F.to (col. P. Pasquini)

COMANDO MILITARE TERRITORIALE DI UDINE (V)

- ufficio personale -

n. 1/7239 di prot.R.U.

UDINE, lì 20 maggio 1946

AL V B. L. U.

S E D E

.....a complemento delle precedenti comunicazioni.-

d'ordine

6119

ROMA

785020

1°) - Si deve riunire a Mestre una Commissione d'inchiesta per indagare circa le cause che provocarono una perdita di materiali da parte degli Alleati.-

2°) - La M.M.I.A. ha richiesto che si presentino quali testimoni per essere interrogati:

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- il soldato CASAPENDA Nicola

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- c) - dar conferma a questo Comando d'aver effettuato il preavviso di cui alla lettera a) ed eventualmente dar notizia circa le richieste di cui alla lettera b).-

d'ordine

IL CAPO DI STATO MAGGIORE
F.to(col.P.Pasquini)

COMANDO MILITARE TERRITORIALE DI UDINE (V)

- ufficio personale -

n.1/7234 di prot.R.U.

UDINE, li 20 maggio 1946

AL V B. I. U.

.....a complemento delle precedenti comunicazioni.-

d'ordine

IL CAPO UFFICIO

(ten. Col. Stefano del Carretto)

Stefano del Carretto

R. 04/58

MBHF V LRUL

NR 2893

IMPORTANT

M (A LROF 1867)

56

FROM HQ MNIA ROME 251640B

TO 5 BLU

BT

A 744 UNCLASSIFIED

REF YOUR MIDMONTHLY REPORT G 103 DATED 17 APRIL(.)

NO TRACE OF YOUR SIGNAL AQ/58 OF 1 APRIL REFERRED

TO IN IN PARA HEADED 'A'

POINTS(.) PLEASE REPEAT SIGNAL

BT 151640B

RPTN 2893 P IMI P 1867 251640B 5 A 744

G 103 17 AQ/58 1 A

SENT FEB B K



*Terminale
dealing
1905/25*

S 27/4

4118

I Botteghe - 888 Rgt. Th. "Friede"

— Vianza —

S. Ten Baguami Giovanni

ZENERE GIUSEPPE

Line

F O N O G R A M M A A M A N O

55

at DIREZIONE DI SANITA'

UDINE

e, per conoscenza;

V° B. L. U.

UDINE

(rif. fgl. AQ/58/54 in data 16 aprile 1946)

n. 1/5/62 di prot.R.U.

1°) - Malgrado le più vive sollecitazioni il giorno fissato non si sono presentati al "22 British General Hospital" in Mestre i richiesti:

- capitano ANTONUCCI Gregorio
- soldato CASAPENDA Nicola.-

* * *

2°) - Poichè i citati appartenevano alla 290^a compagnia di sanità e debbono essere interrogati quali testimoni in un'inchiesta è assolutamente necessario che alla loro prossima convocazione si presentino alla Corte.-

3°) - All'uopo si prega fare le più sollecite e diligenti ricerche e segnalare al più presto a questo Comando ove si trovano ed in quale posizione il Capitano ANTONUCCI ed il soldato CASAPENDA.-

Nel caso fossero congedati si prega fornire i rispettivi indirizzi.-

4°) - Assicurare.-

d'ordine

- Il Capo Ufficio -

(ten. Col. Stefano del Carretto) .

Stefano del Carretto

WXVOWXWOWXWOWXWOWX
da V Comiliter Udine
ufficio personale
17 aprile 1946

S 18/4

4116

MESSAGE FORM

Register No.

Call

Srl. No.

Priority

Transmissions Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY.

Office Date Stamp

FROM

(A)

Originator

Date-Time of Origin

No. 5 British Liaison Unit, 161230Z.

For Action

No. 5 Territorial HQ. (BY HAND)

TO

(W) For Information (INFO)

Message Instructions

OR

22 British General Hospital.

Originator's No.

40/58/54 (.) UNCLASSIFIED (.)

Capt. ANTONUCCI and Soldato CASAPENDA have not reported

to 22 British General Hospital (.)

Request you take further

immediate steps to trace as M.M.I.A. as cannot locate

ANTONUCCI for 22 British General Hospital (.)

Experiencing difficulties in locating these witnesses (.)

Will inform you when found

Originator's No.

40/58/54 (.) UNCLASSIFIED (.)

Capt. ANTONUCCI and Soldato CASAPENDA have not reported

to 22 British General Hospital (.)

Request you take further

immediate steps to trace as M.N.I.A. as cannot locate

ANTONUCCI for 22 British General Hospital (.)

Experiencing difficulties in locating these witnesses (.)

Will inform you when found

4115

This message may be sent
AS WRITTEN by any means
except

WIRELESS

Signed

DAA & QMG.

Signed

If liable to be intercepted or to fall
into enemy hands this message must
be sent IN CIPHER.

Originator's Instructions.
Degree of Priority.

IMPORTANT.

Time	System	Op.
THI or TOB		
Time Cleared		

MBHF V LRUL NR 2750 QVR1 (A LRJA 15020)

FROM 22(BR) GEN HOSP R A M C 150800B

TO 5 B L U

INFO ADMS HQ 86 AREA

BT

M/038. UNCAMASSIFIED. REF MY 78 DATED 27 MAR. CAPT ANTONUCCI

GREGORIO AND SOLDATO CASAPENDA NICOLA HAVE NOT YET ATTENDED

AS WITNESSES COURT OF ENQUIRY. PRESENCE URENTLY REQUIRED.

86 AREA INSIST THEY ATTEND. PLEASE ARRANGE

FOR THEIR ATTENDANCE AT THIS HOSPITAL ~~EARLIET~~ EARLIEST POSSIBLE DE

BT 150800B

QABNK NR 2758 BLC



Reid 1031 POC

S 15/14

4114

1308

ARMY FORM 6-55 (Small)

MESSAGE FORM

Page No. 32

Call	Sig. No.	Priority	Transmission Instructions
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ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM (A) <u>H.Q. 1st. A.C.R.A.</u>	Originator <u>H.Q. 1st. A.C.R.A.</u>	Date - Time of Origin <u>081000 B</u>
TO <u>S. B. L. U.</u>		(W) For Information (INFO)



Originator's
UDIN 8. IV. 46 (.) Unclassified (.) ref your signal about the 2 Italians of 88 Regt (.)
this matter is being dealt with by 1st A.C.R.A. who are contacting you direct (.)

Signature

THIS MESSAGE MAY BE SENT AS WRITTEN BY ANY MEANS (CABLE, WIRELESS)

IF LIKELY TO BE INTERCEPTED OR TO FALL INTO ENEMY HANDS, THIS MESSAGE MUST BE SENT IN CIPHER

ORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

Time	System	Op.
THI or TOR		
Time signed		

Signature
SIGNED

SIGNED

MLB

113

785020

ARMY FORM C2736 (Small)

MESSAGE FORM

Register No.

Call

Srl. No.

Priority

Transmission Instructions

51

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM (A) 5 B.L.U.		Originator	Date-Time of Origin 08 1215 B	OFFICE DATE STAMP
TO 22 (BR) GENERAL HOSPITAL		For Action		
		(W) For Information (INFO)		Message Instructions GR

Originator's No.

A/56 (.) UNCLASSIFIED (.) Ref my AM/56 of 1 Apr (.)
 Soldato CASAPENDA cannot be traced as his unit disbanded (.)
 Request you ask Capt ANTONUCCI if he can help us trace this man

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPTIF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITYIMPORTANT
4112

SIGNED

W. R. Selby
 [Signature]

SIGNED

[Signature]

Time	System	Op.
THI or TOR		
Time cleared		

785020

ARMY FORM 2136 (Small)

MESSAGE FORM

Register No.

Call

Srl. No.

Priority

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

ROM
(A)

Originator

Date-Time of Origin

OFFICE DATE STAMP

For Action

TO

(W) For Information (INFO)

Message Instructions

GR

Originator's No.

22 (For) Gen Hoop MESTRE
 1000 hrs 4 Apr (1) request you dispatch this officer by
 quickest Allied means to Mestre (1) please confirm

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPT

WIRELESS

IF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

IMMEDIATE

SIGNED

SIGNED

Time

System

Op.

THI or TOR

Time cleared

O N O G R A M M A A M A N O

49

AT

S & T - M.M.I.A.-LO

MESTREV B.L.U. (rif.f.n.AQ/58/49 in data
30 marzo 1946)UDINE

OSPEDALE MILITARE di

UDINE

n. 2/2892 di prot.S.T. alt.-

1°) - il Soldato CASAPENDA NICOLA già appartenente all'ospedale Militare di Treviso ed ora in forza a codesto, deve presentarsi per le ore 10 del giorno 4 aprile per essere interrogato al 22 (Br) General Hospital di Mestre (tel.n. 51052 - 3 - 6).-

2°) - In conseguenza disporre:

- per la sua presentazione a questo Comando onde ritirare la copia del presente per la consegna alla S & T - M.M.I.A.-LO di Mestre;
- al suo tempestivo avviamento a Mestre al 22 (Br) General Hospital.-

3°) - Si prega la S & T - M.M.I.A.-LO compiacersi permettere al S.Tenente Silvano CHERIN di accompagnare il soldato CASAPENDA al 22 (Br) General Hospital di Mestre per fargli da interprete durante l'interrogatorio.-

4°) - Circa il Capitano ANTONUCCI già presi diretti accordi.-

d'ordine

IL CAPO UFFICIO

(ten.Col. Stefano del Carretto)

dal V COMILITER UDINE

- ufficio personale -

2 aprile 1946

*Aut. aut.**[Handwritten signature]*

4111

42
SUBJECT: Witnesses - Court of Inquiry.

No. 5 British Liaison Unit,

C.M.F.,

AQ/58/48,

30th March 1946.

TO: No. 5 Territorial HQ!

1. Please arrange for the 3/m Italian Army Witnesses, accompanied by an interpreter, to attend a Court of Inquiry at 22 (Br.) General Hospital - WESTRE (Tel. No. 51052-3 6.) on Thursday 4th. April 1946:

Capt. ANTONUCCI, Gregorio.

Pte. CASAPENDA, Nicda.

These witnesses should report by 10.00hrs.

2. Please confirm action taken.

12

JOHN MASON, 17408

TO: No. 5 Terretorial HQ!

1. Please arrange for the u/m Italian Army Witnesses,
accompanied by an interpreter, to attend a Court of
Inquiry at 22 (Br.) General Hospital - MESTRE
(Tel. No. 51052-3 6.) on Thursday 4th. April 1946:

Capt. ANTONUCCI, Gregorio.

Pte. CASAPENDA, Nicda.

These witnesses should report by 10.00hrs.

2. Please confirm action taken.

AKB.

Major,

DAA & QMG.

4119

Subject: - Court of Inquiry - Loss of Pige
No. 498350 -
29 Italian Med Coy

HQ, 86 Area, JMF

Tel: MASTON 27324

8.25

CG 22 (Br) Gen. Hosp.

22 Mar '46.

Copy to: - "A" (ref A 6/387 dated 21 Mar 46)

M.S.I.A.

5.B.I.U.

Reference your # 21 dated 13 Feb '46.

1. Court of Inquiry proceedings in respect of the a/m loss are returned herewith.
2. Please arrange for the Court to re - assemble and take all relevant evidence from the Italian witnesses:-

Capt. ANTONIO GAZZONI

Pte. CASARETO NICOLA

The necessary arrangements for the attendance of the above named Italians should be made direct with third addressee.

3. The proceedings to be returned to this office when necessary action has been taken.

Colonel,
A.D.S.

17
Soggetto: - Court of Inquiry - Perdita di una macchina Dodge
No. 498356
290 Comp. It. di Sanità

HQ, 36 Area, CMF

Tel: MESTRE 27324

M.25

CC 22 (Br) Gen. Hosp.

22 Mar '46.

Copia a: - "A" (rif. A 6/587 in data 21 Marzo 46.)

E.S.I.A.

S.B.L.S. ✓

Con riferimento alla Vostra n. 21 in data 19 Febb. 46.

1. Le pratiche della Court of Inquiry relative alla sopracitata perdita sono ritornate qui accluse.
2. Prego disponete affinché la Corte si riunisca e prenda nota dalle testimonianze italiane:-

Capt. ANTONUCCI GREGORIO

Pte. CASARETTA NICOLA

Le pratiche necessarie per l'intervento dei sopracitati Italiani, devono essere dirette al terzo destinatario.

3. Le pratiche devono tornare a questo ufficio quando si sarà proceduto in merito.

A. J. Halls
Colonel,
A.D.W.S.

AG/58
H.
Subject: - Court of Inquiry.

22 (Br) General Hospital
Tel. Mestre 51052-3-6
27 Mar 46 Ref. M 21

O.C. 5 B.L.U. ✓

Ref. H.Q. 86 Area No. M 25 dated 22 Mar 46.

Will you please arrange for the u/m Italian witnesses, accompanied by an interpreter, to attend at this Hospital at 14.00 hrs. on Thursday 4 April 46, or Thursday 11 April 46.

Capt. ANTONUCCI GREGORIO
Pte. CASAPENDA NICOLA

[Signature] *[Signature]* *[Signature]*
Colonel,
Commanding 22 (Br) General Hospital

SUBJECT: - Military Tribunal.

5 British Liaison Unit
CMF.

AQ/58/45

6 Mar 46

5 Terr.H.Q. Udine

Ref your 1845/O.M. of 5 Mar 46.

1. It is agreed that the Military Tribunal should be set up at PADOVA.
2. You may proceed with the posting of suitable personnel.

Udine
FRS/wv


Major,
DAA & QMG.

4106

AQ/58
COMANDO MILITARE TERRITORIALE DI UDINE (V°)
S.M.Ufficio Op.Add.Ora Mob.-II Sezione

18/5/46 O.M. di prot.

Udine, li 5 marzo 1946

OGGETTO: tribunale militare territoriale.

AL V° B . L . U .

S E D E

- 1°)- Con recente Decreto Luogotenenziale é stato istituito il Tribunale Militare di Udine.
- 2°)- Entro il mese in corso altro decreto Luogotenenziale stabilirà che detto Tribunale funzioni in Padova.
- 3°)- Pregasi concedere il benestare per la dislocazione del Tribunale a Padova, città al di fuori della zona del 13° Corpo, dove l'Autorità Militare Italiana dispone dei locali necessari per una conveniente sistemazione.
- 4°)- Nell'attesa questo Comando provvederà all'assegnazione del personale.-



d'ordine
IL CAPO DI STATO MAGGIORE
-Col.P.Pasquini-

Pasquini

5 Transit. HQ. - U.S. Army
S.M. Office Op. Add. and. Mod. II Sezione
1845/OM. prot. — Mar 25, 1946

Subject: Territorial Court Martial

5 B.L.U. Seat

- 1) The Court Martial has been instituted at Udine,
by a recent Lieutenant's decree.
- 2) Within this month another Lieutenant's decree
will establish that the Court Martial is
to be working at Padua.
- 3) Please ~~approve~~ agree with the move of said
Court to Padua-city, which is outside
~~the~~ 13 Corps area, ~~where~~ because the Military Italian
Authority has room necessary for a
satisfactory accommodation there.
- 4) While waiting, this Command will
provide the appointment of personnel.

by a recent Lieutenant's decree.

2) Within this month another Lieutenant's decree will establish that the Court Martial is to be working at Padua -

3) Please ~~expressly~~ agree with the move of said Court to Padua - city, which is outside ~~the~~ 13 Corps area, ~~because~~ ^{because} the Military Italian Authority has room necessary for a satisfactory accommodation there -

4) While waiting, this Command will provide the appointment of personnel.

4104

COPIA

NORME DI SICUREZZA NEL MANEGGIO DEGLI ESPLOSI

IN GENERE

Cau. M. A. T. M. L. U. L. U.
Allegato N. 4
del 182 del 1. 46

- A) - Maneggio - Gli esplosivi e i manufatti esplosivi (munizioni ecc.) debbono essere trattati con molta prudenza, perchè anche quelli che sembrano poco pericolosi possono dar luogo, quando meno lo si aspetta, ad esplosione violenta, provocando talvolta ingenti danni.

Grave è la responsabilità del personale preposto al maneggio, manipolazione, conservazione e trasporto degli esplosivi ed in special modo all'artificiere, che di tale personale è l'elemento tecnico. Allo scopo di evitare disgrazie necessita usare tutte le precauzioni possibili ed occorre attenersi scrupolosamente alle norme di sicurezza stabilite dalle nostre istruzioni regolamentari che riassumiamo in questo articolo.

1°) - Quando si maneggiano esplosivi è vietato portare fiammiferi, fumare o avvicinare altre sostanze accese;

2°) - non sottoporre gli esplosivi in genere a urti, a sfregamenti, a sbalottaggi;

3°) - prima di entrare nelle polveriere o nei locali dove si lavorano esplosivi, deporre tutti gli oggetti atti a produrre scintille;

4°) - nei locali contenenti esplosivi, che possono dar luogo a polveri - (polvere nera) calzare sandali di corda e non strisciare i piedi camminando.

- B) - CONSERVAZIONE DEGLI ESPLOSIIVI. Gli esplosivi si conservano negli imballaggi prescritti (casce, barili) in appositi magazzini detti polveriere recinti da muri o scarpate di protezione, muniti di parafulmini e vigilati da sentinelle.

Le polveriere devono essere asciutte ed aeree; le finestre, provviste di rete metallica, chiuse esternamente da imposte e internamente da vetriate; tutte le finestre ed imposte devono aprirsi dall'interno verso l'esterno.

I recipienti contenenti gli esplosivi, si dispongano nelle polveriere accatastandoli in strati sovrapposti, non formandone più di sette e tenendo gli esplosivi separati per specie o per partita (lotto).

Le casce per la polvere nera, i barili di zinco e le casce di zinco (Ritter) si dispongano a piramide, col coperchio in alto; lo strato inferiore della catasta dovrà poggiare su tavole, o tavolato sollevato dal suolo, affinchè l'aria possa circolare; pure per la libera circolazione dell'aria e del personale, le cataste dovranno essere discoste dai muri e fra loro.

I recipienti debbono avere applicata, in modo ben visibile, l'etichetta indicante la specie di esplosivo contenuto; nell'accatastamento bisogna curare che dette etichette risultino rivolte in fuori per agevolare la lettura.

VISITE PERIODICHE PER LE POLVERI INFUMI. Le polveri infumi vengono periodicamente visitate e sottoposte ai prescritti saggi di stabilità, dai chimici delle Direzioni di Artiglieria.

A seconda dei risultati di detti saggi, le polveri giudicate conservabili si classificano in ottime, buone, mediocri, e debbono essere rivisitate rispettivamente dopo un anno, sei mesi, tre mesi; quelle ritenute non più di buon servizio vanno isolate, in magazzini a non meno di 100 metri, ed eventualmente proposte per la distruzione.

Bisogna pur isolare e proporre per la distruzione le polveri che ./.

(1)

presentano aureole di decomposizione o macchie comunque sospette.

TRASPORTO DEGLI ESPLOSIIVI E MANUFATTI ESPLOSIIVI - Gli esplosivi e i manufatti esplosivi si trasportano negli stessi recipienti che servono alla conservazione, accompagnati da una scorta militare.

Per piccoli tratti è preferibile l'uso di barelle e carretti a mano, o carri a trazione animale; per maggiori distanze si impiegano autocarri o si effettua la spedizione per ferrovia: per via fluviale o per mare, a seconda dei casi.

Le casse debbono essere ben assestate sui carri e legate, allo scopo di evitare cadute; con gli esplosivi che possono produrre polvere, bisogna stendere sul fondo dei carri delle coperte, per potere raccogliere il polverino.

Nei trasporti a braccia o con carri a trazione animale bisogna procedere al passo; dovendo chiudere i freni, mettere delle stecche di legno, tra il cerchione e la piastra di attrito.

Quando si usano automezzi (l'impiego di automezzi è bene sia molto limitato perchè con essi si è verificato il maggior numero di disgrazie) il carico deve essere disposto al più su tre strati, coperto di tele impermeabili, collocate (sempre che sia possibile) sui morchi e tale da non superare i 2/3 della portata; lo scappamento deve essere chiuso e la velocità oraria limitata a 20 Km. in quelli muniti di pneumatici, e a 12 Km. se con gomme piene.

Su tutti i mezzi che trasportano esplosivi dovrà essere in posizione ben visibile, generalmente vicino al conduttore una banderuola rossa.

Il carico e lo scarico devono essere eseguiti con cura, evitando urti alle casse e a non meno di 20 metri dalla polveriera.

TRASPORTO NELL'INTERNO DEI DEPOSITI MUNIZIONI ED ESPLOSIIVI.

Per norma delle Direzioni, Sezioni Staccate ed altri Enti di Artiglieria interessati si prescrive che, in linea di massima, i trasporti di esplosivi e munizioni nell'interno dei depositi devono eseguirsi, a seconda della loro entità e le peculiari condizioni dei depositi stessi, a braccia o mediante barelle, carrettini, materiale rotabile carri o carrette a traino animale. L'impiego degli automezzi è da considerarsi eccezionale e limitato ai soli casi nei quali risultati indispensabili (depositi di grande sviluppo, tempo e mano d'opera troppo esigui in rapporto alle necessità, opportunità di evitare trasbordi, ecc.).

In tali casi, oltre alle comuni avvertenze prescritte per il trasporto dei materiali su automezzi, occorrerà tenere presenti le seguenti norme:

1°) - La marcia degli automezzi, nell'interno dei depositi, deve avvenire sempre a velocità ridotta e senza sottoporre il motore a brusche variazioni di regime, allo scopo di evitare eventuali scintille allo scarico. Lo scappamento deve essere sempre chiuso.

2°) - Gli automezzi impiegati per il trasporto degli esplosivi devono affluire una volta in vicinanza del luogo di carico e di scarico, stando a distanza dei magazzini non inferiore a 20 metri e mai in corrispondenza della porta di accesso al magazzino dal quale si prelevano o nel quale si depositano i materiali esplosivi.

scopo di evitare cadute, con gli esplosivi che possono provocare peririno, bisogna stendere sul fondo dei carri delle coperte, per potere raccogliere il polverino.

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3°) - Per tutta la durata del carico e scarico i motori devono essere spenti e si devono tenere pronti per l'uso i necessari mezzi di estinzione di incendi.

4°) - Particolare attenzione dovrà essere usata durante l'avviamento dei motori degli automezzi, allo scopo di evitare possibili ritorni di fiamma ai carburatori. Perciò:

././.

(2)

- a) - Si dovrà evitare di ingolfare i carburatori e produrre conseguente spargimento di benzina;
- b) - Occorrerà dare il giusto grado di anticipo all'accensione e strozzare eventualmente la presa d'aria per evitare la produzione di miscela eccessivamente povera, all'atto dell'avviamento.
- 5°)- Per nessun motivo dovrà procedersi a rifornimento totale o parziale dei serbatoi di benzina, nell'interno dei depositi.
- 6°)- Se l'impiego degli autoveicoli viene fatto di notte, questi debbono avere i fari spenti, se l'accensione è ad acetilene.
- 7°)- A misura che i veicoli vengono caricati o scaricati, debbono essere allontanati dal deposito.
- 8°)- Le rimesse degli autoveicoli debbono essere costruite sempre all'esterno del deposito, in località opportunamente scelta e distante almeno 100 metri dai magazzini contenenti esplosivi.

Gli eventuali depositi di benzina dovranno essere sistemati in località conveniente ed almeno a 200 metri di distanza dai magazzini di esplosivi.

NORME PARTICOLARI PER LA CONSERVAZIONE DI ESPLOSIVI = PROIETTI = ARTIFIZI MANUFATTI ESPLOSIVI = ECC.

Le cataste dei proietti si formano, possibilmente, in ispecie per i proietti di acciaio, al coperto, entro magazzini asciutti o sotto tettoie riparate. In difetto di locali adeguati allo scopo, le granate o granate perforanti, potranno accatastarsi all'aperto.

Una catasta si compone di una o più coppie di muraglie.

Ciascuna muraglia è formata da più strati sovrapposti, di proietti collocati uno accanto all'altro con l'asse orizzontale ed i fondelli ed i bocchini nello stesso piano verticale. Le muraglie, per sicurezza e comodità di maneggio, non dovranno elevarsi oltre un metro e mezzo. Le cataste dovranno poggiare su basi molto solide, formate da travicelli di varie dimensioni a seconda del calibro dei proietti da accatastare e fra loro riuniti da traverse di legno in modo da formare una intelaiatura su cui appoggerà lo strato inferiore dei proietti destinate a mantenere la catasta sollevata dal suolo. Nei travicelli si ricaveranno appositi incavi per servire di alloggiamento ai proietti del primo strato; le distanze fra i travicelli si regoleranno in modo che, nell'appoggio dei proietti sulla base, le corone di rame rimangano isolate.

Ed allo stesso scopo, nell'innalzare la catasta, l'appoggio dei proietti tra loro sarà ottenuto con intermezzo di sostegni arcuati regolamentari.

MESSAGE FORM

Register No.

Call

Srl. No.

Priority

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM

Originator

Date-Time of Origin

Office Date Stamp

(A) Major H. N. Ginnell

051200

For Action

TO

Major Selby J. B. L. U.

(WC) For Information (INFO)

Message Instructions

GR

Originator's No.

Civilian contractor "Badamuro" attending

court Monday. Dec. 7th 1000 hrs.

Please attend with Major Blessi, bring

any relevant correspondence, contact

orders etc.

6th Bⁿ CHESHIRE REGT

UDINE

5-1-46

1528

785020

Originator's No.

British Contractor "badamuro" attending
court Monday. Dec. 7th 1000 hrs.
Please attend with Major Bessi, bring
any relevant correspondence, contract
orders etc.

6th BR CHESHIRE REGT
VDINE

5.1.40

[Handwritten signature]

This message may be sent AS WRITTEN by any means except	If liable to be intercepted or to fall into enemy hands this message must be sent IN CIPHER.	Originator's Instructions Degree of Priority.	Time	System	Op.
			TH1 or TOR		
Signed			Time cleared		

4100

Subj: - Write-off.

DAA & QMG
5 British Liaison Unit

SC REME
REME Trg Increment (5 HLU)
c/o 421 FSS.
Tel. BERGAMO 4065 Office
4039 Billet
Ref No: EME/27/28.
Date: 2 Jan 46

Ref your AQ/20/59 dated 1 NOV 45.

1. Please hasten authority for write-off of M/Cycle WD No. 5269451

Sgt. (broken)
pl speak to SSI

W. D. HANS.
SC REME

Not yet received 4094

AQ/72

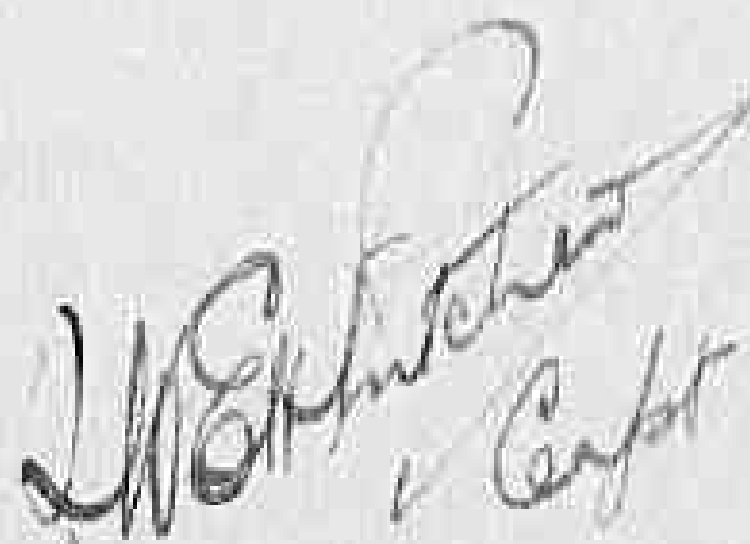
060

SUBJECT:- Write-off.HQ 59 Area.
Q 241.8 Nov 45.52 BLU

No 2 District

Ref your AQ/20/59 dated 1 Nov 45.

1. The original and copies of Court of Inquiry proceedings re the loss of motor cycle WD No. 5269451 were fwd to Higher Authority on 20 Sep 45 for favour of write-off.
2. Relevant documents will be returned to you as soon as they are received by this HQ.


CaptLt Col.
AA & QMG.

TWERY/AL

cc. 1.

4698

59

Subject : Write off.

52 British Liaison Unit,
CMF.

1 Nov 45.

AQ/20/59.

'Q' Branch,
59 Area;

Ref your Q241 of 14 Sep 45 and this HQ letter
AQ/20/55 of 18 Sep 45.

May authority please be given to write off
the motor cycle Norton WD No. 5269451 referred to,
and to draw a replacement.

A. V. Borda

(A. V. BORDA) Major,
for Lieut. Col.
GS.

WN/hjj

4097

Call *2097* Priority *QVR1*

MESSAGE

Register No. *508*

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM (A) *RASC GENOA*

Date-Time of Origin *29/1645*

Office Date Stamp

For Action

52 RLC

TO

For Information *INFO*

772 COY RASC

STG

Requested O Reg Capt ROBERTT posted

to you from 772 Coy under ST DISTWO

posting order Serial 53 of 17 O this officer

will be required as witness at POCM of

Appl Pooley to take place at 110 54

area in near future O exact date of

trial not yet known but will be

fixed as soon as possible O Request

this officer be held available to attend

and

4095

Originator's No.

ST 3 Reurated O Ref Capt ROBERTT parked

to you from 772 boy under ST 218220

pooling order Serial 53 of 17 O this officer

will be required as witness at PFCM of

Leph Pooling to take place at HQ 59

Area in near future to exact date of

trial not yet known but will be

fwd as soon as possible O Request

This officer be held available to attend

4095

This message may be sent
AS WRITTEN by any means
except

WIRELESS

Signed

If liable to be intercepted or to fall
into enemy hands this message must
be sent IN CIPHER

Signed

Originator's Instructions
Degree of PriorityTime
THU or TOR

2330

Time cleared

System

Op

57

SUBJECT :-

/C NORTON WD No 5269451 - Write-Off

SC REME;
52 British Liaison Unit,
Ref No:- EME/27/21,

Date:- 11 Oct 45

WPA. A. M.
HQ 52 BLU

54
55

Ref the above Motor Cycle, which was lost while being used by Sgt SPITZER,
will you please expedite authority to draw a replacement.

FIELD

P.H. Wilson

4095

SC REME.

AR/20
Copy passed to Cor

SUBJECT:- FGCM.

CONFIDENTIAL.

59 Area.

7 A 2.

4 Oct 45.

OSC Units.

1. A considerable amount of inconvenience has recently been caused by units failing to

- (a) Produce at the trial all the necessary witnesses,
- (b) produce all the necessary original documents,
- (c) detail a court orderly,
- (d) produce a certified copy of AF B122.
- (e) produce the statement of particulars required by GRO 303/45.

2. Units have in every case been notified of the above requirements before the trial.

3. In several cases it has been necessary for a Court to adjourn until omissions were rectified. In cases where inconvenience and discourtesy to a Court of that nature occur in future the OC unit will be required to furnish, for production to the Area Comd, a written explanation for these omissions.

NEF/J.

CFI-tav-tin
Lt Col.
A4 & QMG.

4094

SUBJECT : Court of Inquiry.

52 British Liaison Unit

CMF

18 Sep 45

AQ/20/55

HQ 59 Area.

Ref your Q 241 of 14 Sep 45.

Returned herewith Proceedings of Court of Inquiry
with AF G998 duly endorsed with the signature of the
officer to whom the vehicle was on charge.

/aa

Lieut Col
GS

4093

AQ/20

52

SUBJECT:- Court of Inquiry -
Loss of WD M/C No. 5269451

59 Area
Q 2/1
14 Sep 45

52 BLU
-53

1. Original and two copies of a Court of Inquiry relating to the loss of a motor cycle by your unit are returned.
2. It is essential that each AF G998 contains the signature of the officer in whose charge the article was held. Please obtain these signatures and return all enclosures to this office.

GRD/RJ.

[Signature]
Lt Col
AA & QIG

4092

53

SUBJECT:- Court of Inquiry - Loss of
WD E/C No. 5269451.

59 Area.
 8 A 34.
13 Sep 45.

Q.

Original and two copies of a Court of Inquiry into the loss of a motor cycle by 52 ECU are forwarded herewith for favour of write-off action please.

WE/S.

Copy to 52 ECU.

C.O. to see

T.J.

See for

Lt Col.
 A. S. G. S.

4091

SUBJECT : Court of Inquiry

52
52 British Liaison Unit
CMF

6 Sep 45

AQ/20/52

HQ 59 Area

Ref your letter 8 A 34 dated 4 Sep returning Court of Inquiry proceedings in respect of loss of M/C No C5269451.

1. The President of the Court has proceeded to UK on Class A Release.

2. The following replies to the points raised are however, submitted herewith :-

- (1) There is no guard on the Main Entrance during the hours of daylight; due to the fact that the establishment of a BLU does not allow for any spare men for Guard duties. In addition, the MT Yard is overlooked by a number of rooms and offices, and during the daylight, there are always certain MT personnel there, either British or Italian.
- (2) The sentry on the second exit does not check out vehicles by day - but does so by night. Even so no Italian sentry can be considered infallible when checking documents etc.
- (3) Your question (3) is, I think, answered by the reply of the Camp Commandant in his evidence where he states "Fullest enquiries were made by me through British and Italian sources and a negative answer maintained".
3. Proceedings are returned herewith.

4090

L. M. G. P.

Lieut Col
GS

HDL/aa

Ref your letter 8 A 34 dated 4 Sep returning Court of Inquiry proceedings in respect of loss of M/C No C5269451.

1. The President of the Court has proceeded to UK on Class A Release.

2. The following replies to the points raised are however, submitted herewith :-

(1) There is no guard on the Main Entrance during the hours of daylight; due to the fact that the establishment of a BLU does not allow for any spare men for Guard duties. In addition, the MT Yard is overlooked by a number of rooms and offices, and during the daylight, there are always certain MT personnel there, either British or Italian.

(2) The sentry on the second exit does not check out vehicles by day - but does so by night. Even so no Italian sentry can be considered infallible when checking documents etc.

(3) Your question (3) is, I think, answered by the reply of the Camp Commandant in his evidence where he states "Fulllest enquiries were made by me through British and Italian sources and a negative answer maintained".

3. Proceedings are returned herewith.

HDL/aa

Lieut Col
GS

4099

AQ/20/51

51

SUBJECT:- Court of Inquiry.HQ 59 Area.
B A 3b.4 Sep 45.52 BLU.

Ref Court of Inquiry Proceedings in respect of loss
of motor cycle No C5269451.

1. Will you please state what system of guards if any
was employed in guarding the main entrance during daytime.
2. Also, does the sentry on the second exit check all
vehicles going out and examine their work tickets?
3. It is noted that the Italian Guards on duty during
the period in which the motor cycle was stolen were not
examined as to whether a motor cycle was taken out by any
unauthorised person.
4. The Proceedings are returned for the taking of
additional evidence on the above points.

CJS/FCB

J. Shaw Cpr
Lt Col.
AA & QIC.

4089

SUBJECT :- Court of Inquiry - 2623119 Gdsmn COTGROVE. A.

52 British Liaison Unit,
AQ/20/50,
5 Sept 45.

GHQ 2nd Echelon.

Ref your letter O2E/80383/DP dated 16 Aug 45.

Proceedings of the a/m Court of Inquiry are duly returned, signed by both Members. The President's signature is not available, as that officer proceeded to UK on PYTHON prior to receipt of your letter.

4088

FIELD
HDI/BB


Lieutenant Colonel,
Commanding 52 British Liaison Unit.

Subject: Court of Enquiry - Gdm Cotgrove

49

Signal Section (British)

AFHQ

29 Aug 45

DAA&QMG, 52 British Liaison Unit

1. Ref your AQ/20/43 of 21 Aug 45, herewith above proceedings returned with signature inserted as requested. Delay is regretted but this letter is written to you in U.K. as yours was forwarded to me here on LIAP.

R.J.M. Goold-Adams

(R.J.M. Goold-Adams)
Captain R.Sigs.

4087

A P S

43

Tel No. VALJEAN 4302E/00383/DP

16 Aug 45

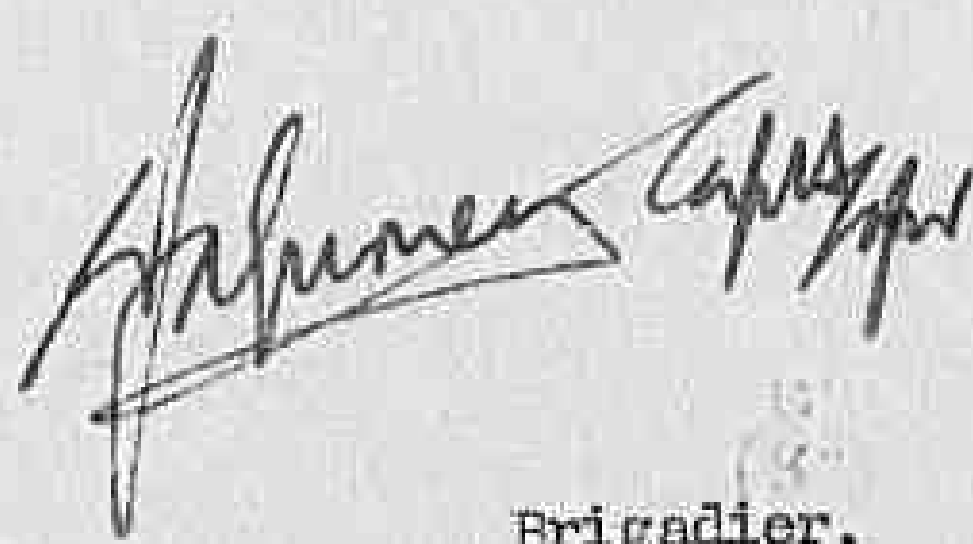
OC
52 British Liaison Unit
C M F

2623119 Gdsm COTGROVE A.

Reference your AQ/20/39 dated 5 Aug 45.

Proceedings of Court of Inquiry in respect
of the death of the above named soldier are
returned herewith.

It is observed that the President and Members
of the Court have omitted to sign the proceedings.
Will you please arrange for the signatures to
be appended and AF A2 returned to this HQ on
completion.

C M F

Brigadier,
DAG,
GHQ 2nd Echelon.

Enclosure

4086

SUBJECT : Court of Inquiry

47
52 British Liaison Unit

CMF

2 Sep 45

AQ/20/47

Major J.G. Feak
OC British Trg Team,
att 519 Brit-iti Gds Bn.

Further to our letter AQ/20/37 dated 20 July 45.

We are being pressed for a certificate to the effect
that you are either willing to pay the £20 named or not.

Please reply earliest.

HDL/aa

JGH.

Major
DAA&QMG

4085

SUBJECT : Cont of Inquiry

46
52 British Liaison Unit
CMF
1 Sep 45

AQ/20/46

HQ 59 Area

Ref your 8A 34 of 24 Aug 45.

Proceedings are returned herewith having been
rectified as requested.

WN/as



Lieut Col
GS

4084

11/10/45
SUBJECT :- Court of Inquiry.

HQ 59 Area
8 A 34

CG 52 BLF.

24 Aug 45

Reference your letter AQ/20/44 of 22 Aug 45 enclosing Court of Inquiry proceedings in respect of the loss of a Norton Motor Cycle.

1. The proceedings are returned for amendment in the following particulars :

(a) Rule of Procedure 125 (A)(B) should have been applied to Sgt Spitzer. Please re-convene the Court for this to be done and have a certificate appended to the effect that it has been applied. ✓

(b) The opinion of the Court should have been recorded. ✓

(c) AF G998 showing the value of the machine should be attached. ✓

2. Please return the proceedings to this HQ when the above matters have been rectified.

QTS/
LTV.

Alhar Capt
Lt Col,
AA & QMC.

4083

SUBJECT

Court of Inquiry

52 British Liaison Unit,
AQ/20/44.
27 Aug 45.

HQ 59 AREANORTON M/C WD No 5269451

The attached proceedings in respect of the above
motor cycle are forwarded (in triplicate) for necessary
action.

FIELD
BN/BB

C. D. Capel
Lieutenant Colonel,
General Staff.

785020

LIST OF ~~ARMS, (a)~~ ~~PERSONAL EQUIPMENT, (a)~~ ~~CLOTHING, (a)~~ ~~STORES, (a)~~ **52 BRITISH LIAISON UNIT (Unit or Department).** belonging to the above, reported lost, damaged or destroyed.

Army Form
(in pads of

Station **IN THE FIELD** Date **29 AUG**

CAT. or PART No.	ARTICLES		RATE	New Value at Vocabulary rates or actual cost if greater.			(c) Value at 75% or actual value if greater or less.			REMARKS It must be certified that the amount chargeable, when it is less than the Vocabulary rate, is the actual value at date of loss or damage beyond repair; the nature of the evidence on which the valua- tion is based must be indicated.	Decision of the Superior
	Designation: (Registered numbers to be quoted where such exist.)	No.		£	s.	d.	£	s.	d.		
	NORTON MOTOR CYCLE	1		86	4	6	64	10	3		
	500 cc 3010			13	3		10	3			
	C.5269451			Cost			75				
	(PART 100H)			plus	0		actual				
				plus	0		plus				
				plus	7		plus				
							10				
							plus				
							17				

(b) Where the amount refers to cost of repair, it must be so stated. (c) In the case of articles damaged beyond repair the residual value must be deducted.

Signature of the officer in whose charge the articles are held.

Submitted

Signature of C.O.O. or D.A.D.O.S.

Signature of the Superior Authority.

(Unit or Department).

Army Form G 998
(in pads of 100).

belonging to the above, reported lost, damaged or destroyed.

Station IN THE FIELD Date 29 AUG. 1945

Where the amount refers to cost of repair, it must be so stated. (c) In the case of articles damaged beyond repair the residual value must be deducted.

Signature of C.O.O. or D.A.D.O.S.

Signature of the Superior Authority.

(4218) WL12085/2221. 5/44. C.&S.L.P.&P.Co., Ltd. T51-408.

Court of Inquiry Army Form A2.

PROCEEDINGS of a* Bergamo

assembled at 18th August 1945

on the Lt Col J.S.H. Douglas, Seaforth

by ordering 52 British Liaison Unit

inquiry into the loss of motor-cycle

for the purpose of
WD No 65269451

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(b); also to paragraph 764, et seq., King's Regulations, 1940.

PRESIDENT
Major L. R. Pinfield RASC

MEMBERS
Lieut J. H. Breakpear RAMC

CSM Hu Murray CMP

IN ATTENDANCE.

Court

The Court, having assembled pursuant to order, proceed to
~~Examine the first witness~~

4089

1st WITNESS

Pal/ 1433 Sgt Spitzer 1 States :-

I am Sgt/Interpreter to 52 British Liaison Unit and on Saturday, 4th August 1945 in the course of my duty I was driving motor cycle KOKIUM WD No C5269451 and having finished for the day at 1245hrs, I returned to HQ and proceeded to garage the machine. I placed the machine in the authorised motor-cycle park, which is a garage with a roll down shutter and mine was the only machine there. In order to be doubly sure that the motor-cycle was secure I immobilised it by removing one end of the lead from the plug and pulled down the garage shutter. I switched off the petrol and the tank was almost empty. This was at approx 1230hrs. I then went off duty until 0830hrs Monday 6th Aug. At 0815hrs I went to the garage to retrieve my machine when I noticed that the shutter, which I had closed was open and the machine had gone. I immediately made a search of the whole of the MF Park including other garages but still could not find it. I thought perhaps somebody had borrowed it to go to Workshops and as I am at present attached to that unit I immediately proceeded there and made further inquiries without result; I therefore reported the loss of the machine to the Officer in charge and also the loss to the MTC's office at 52 BUL Headquarters and gave full particulars.

QUESTION : You did not actually remove the lead away from the machine?

ANSWER : No, I only removed the small spring which keeps it in position as it is against orders to remove completely any complete part.

QUESTION : Did you notice anybody who might have seen you put the machine in the garage?

ANSWER : NO.

QUESTION : Did you report your machine "in" to the MTC officer?

ANSWER : No, I did not know I was supposed to do so.

QUESTION : Is it the practice for people other than the driver to borrow a machine?

ANSWER : It has been known to happen.

(signed) Spitzer Sgt Pal/1433

made a search of the whole of the MT Park including other garages but still could not find it. I thought perhaps somebody had borrowed it to go to Workshops and as I am at present attached to that unit I immediately proceeded there and made further inquiries without result; I therefore reported the loss of the machine to the Officer in charge and also the loss to the MTO's office at 52 RM Headquarters and gave full particulars.

QUESTION : You did not actually remove the lead away from the machine?

ANSWER : No, I only removed the small spring which keeps it in position as it is against orders to remove completely any complete part.

QUESTION : Did you notice anybody who might have seen you put the machine in the garage?

ANSWER : No.

QUESTION : Did you report your machine "in" to the MTO office?

ANSWER : No, I did not know I was supposed to do so.

QUESTION : Is it the practice for people other than the driver to borrow a machine?

ANSWER : It has been known to happen.

(signed) Spitzer Sgt Pal/1433

4079

2ND WITNESS

249764 Lt R Downing, Kings Own Royal Regt states :-

I am the Camp Commandant of 52 British Liaison Unit and in accordance with my duties as such I have allocated certain parts of the courtyards of this HQ as Mt Parks, as follows :-

(Appendix "A" - sketch attached)

An enclosed courtyard with an archway and gate leading to the main road, containing three garages built into the basement of one of the buildings; from the back of the courtyard a walled drive leads to a second enclosed courtyard and continues for some 20 yards again to a roadway. The whole is contained within the walls of a large block of flats. The machine in question was housed in a shuttered garage in the first courtyard.

The gate in the archway is locked every night between 2200hrs and 2230hrs. The second exit is patrolled by an Italian guard from the Legnano Gruppo.

QUESTION : At what time does the guard mount duty ?

ANSWER : It is a 24 hour guard.

QUESTION : Were inquiries made by you as to whether was heard during the nights of 4/5 and 5/6 Aug., the noise of a motor-cycle being driven away ?

ANSWER : Fullest inquiries were made by me through British and Italian sources and a negative answer obtained.

(signed) R Downing Lieut

to a second enclosed courtyard and continues for some 20 yards again to a roadwy. The whole is contained within the walls of a large block of flats. The machine in question was housed in a shuttered garage in the first courtyard.

The gate in the archway is locked every night between 2200hrs and 2230hrs. The second exit is patrolled by an Italian guard from the Legnano Gruppo.

QUESTION : At what time does the guard mount duty ?

ANSWER : It is a 24 hour guard.

QUESTION : Were inquiries made by you as to whether was heard during the nights of 4/5 and 5/6 Aug., the noise of a motor-cycle being driven away ?

ANSWER : Fullst inquiries were made by me through British and Italian sources and a negative answer obtained.

(signed) R Downing Lieut

6078

3RD WITNESS

2331282 Sgt Deering S.R. R. Corps of Sigs states :-

On the evening of Saturday 4th August 1945, I had occasion to go to the authorised motor-cycle park to take out my own machine and I noticed, amongst others, a NORTON motor-cycle which I did not recognise as belonging to the BLU Signale Section. The time was approx 2015 hrs.

QUESTION : Did you notice how many machines were in the garage?

ANSWER : Not exactly, but I would estimate about three others, including my own machine.

QUESTION : Did you take your machine out?

ANSWER : Yes.

QUESTION : When did you return?

ANSWER : About 2045hrs.

QUESTION : Did you notice the NORTON then?

ANSWER : No I did not give it any further thought but I have no reason to believe that it was not still there.

(signed) SR Deering L/Sgt

1ST WITNESS Sgt Spitzer recalled.

QUESTION : Regarding your statement that the tank was nearly empty how many miles do you think the machine could have travelled.

ANSWER : Not more than 3 or 4 miles.

QUESTION : Have you come across any one who noticed your machine in the garage between the hours of 2015 on the night of the 4th Aug and 0815hrs on the morning of the 6th August?

ANSWER : No. I have made exhaustive inquiries but have failed ~~to~~ to do so.

QUESTION : Did you take your machine out?

ANSWER : Yes.

QUESTION : When did you return?

ANSWER : About 2045hrs.

QUESTION : Did you notice the MORTON then?

ANSWER : No I did not give it any further thought but I have no reason to believe that it was not still there.

(signed) SR Deering I/Sgt

1ST WITNESS Sgt Spitzer recalled.

QUESTION : Regarding your statement that the tank was nearly empty how many miles do you think the machine could have travelled.

ANSWER : Not more than 3 or 4 miles.

QUESTION : Have you come across any one who noticed your machine in the garage between the hours of 2015 on the night of the 4th Aug and 0815hrs on the morning of the 6th August?

ANSWER : No. I have made exhaustive inquiries but have failed ~~to~~ to do so.

(signed) Spitzer Sgt Pal/1433
4077

The Court, having examined all relevant witnesses, submitted the findings for the findings of higher authority. expressed the opinion :-

It is the opinion of this Court that the NCO concerned took all possible precautions to safeguard his machine, and therefore cannot be held responsible for its loss.

Certified that Para 770 (c) RM (1940) was complied with.

Certified that RP (A) (B) were complied with.

The vocabulary price list value of a motor-cycle solo MORTON 500 cc is :- "Basic rate £67. If part worn 75% of £67 plus 5% for overhead charges plus 17% for freight and handling, unless it is established at the time of the loss that the value of the machine was greater or less than 75% of the Basic rate"

The above information received from DADOS of 52 British Liaison unit and certified correct.

(signed) G W Gordon Major
DADOS 52 ELU

(signed) L.A. Pinfold Major

18 Aug 45 PRESIDENT.

(signed) John H Breakspear Lieut RMC

18 Aug 45 MEMBER.

(signed) J Murray CSM

4076

Certified that Para 770 (c) AT (1940) was compiled with.
 Certified that EP (A) (2) were compiled with.

The vocabulary price list value of a motor-cycle solo NORTON 500 cc is :- "Basic rate £67. If part worn 75% of £67 plus 5% for overhead charges plus 17% for freight and handling, unless it is established at the time of the loss that the value of the machine was greater or less than 75% of the Basic rate"

The above information received from DADOS of 52 British Liaison unit and certified correct.

(signed) G W Gordon Major
 DADOS 52 BLU

(signed) L.A. Pinfold Major
 18 Aug 45 PRESIDENT.

(signed) John R Breakspear Lieut RANC
 18 Aug 45 MEMBER.

(signed) J Murray CSM
 CM Police

18 Aug 45 MEMBER

Opinion of Commanding Officer

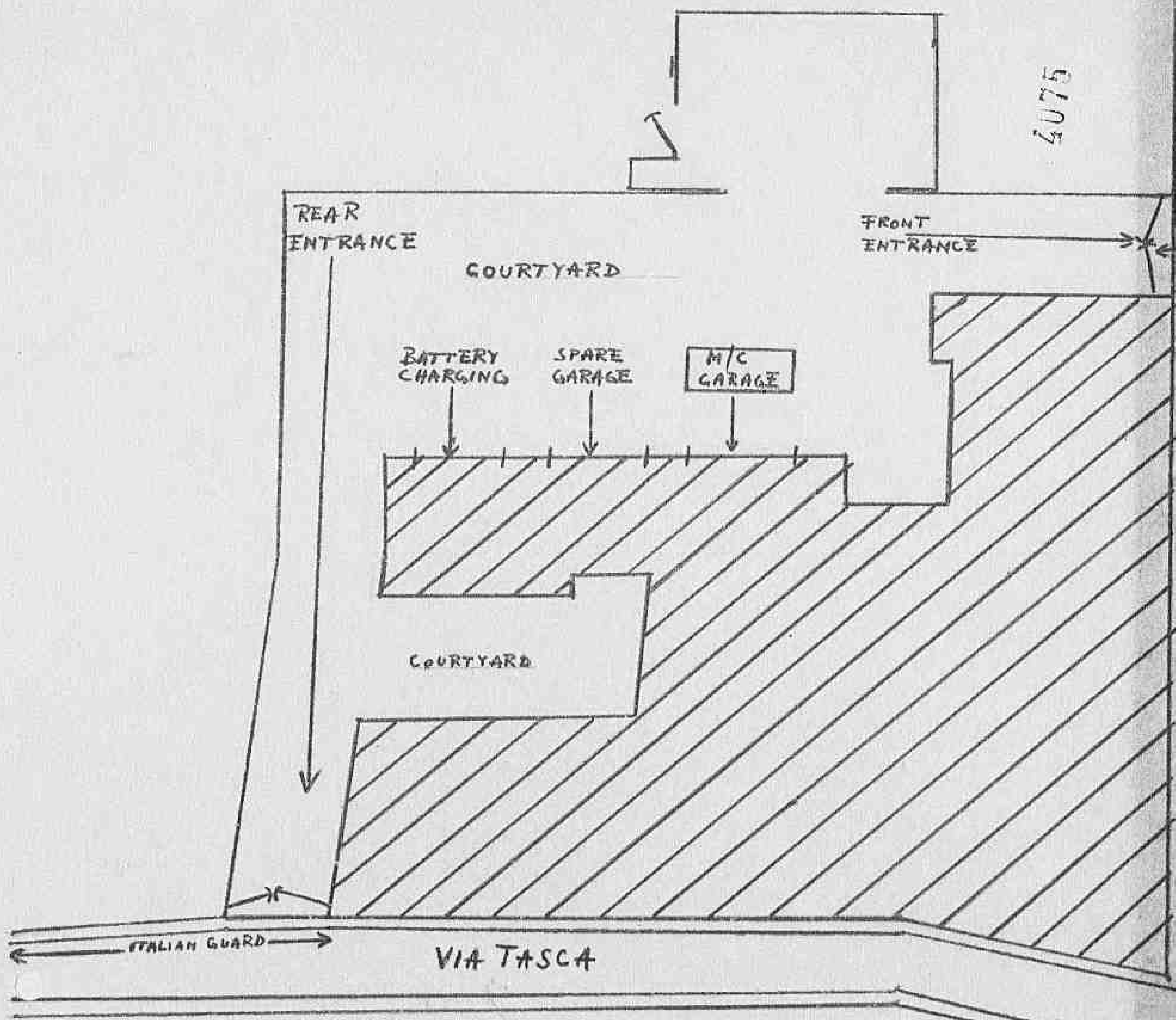
I consider that all reasonable precautions were taken to safeguard the vehicle in question and that Sgt. Spitzer cannot be held to blame for the loss of this motor cycle.

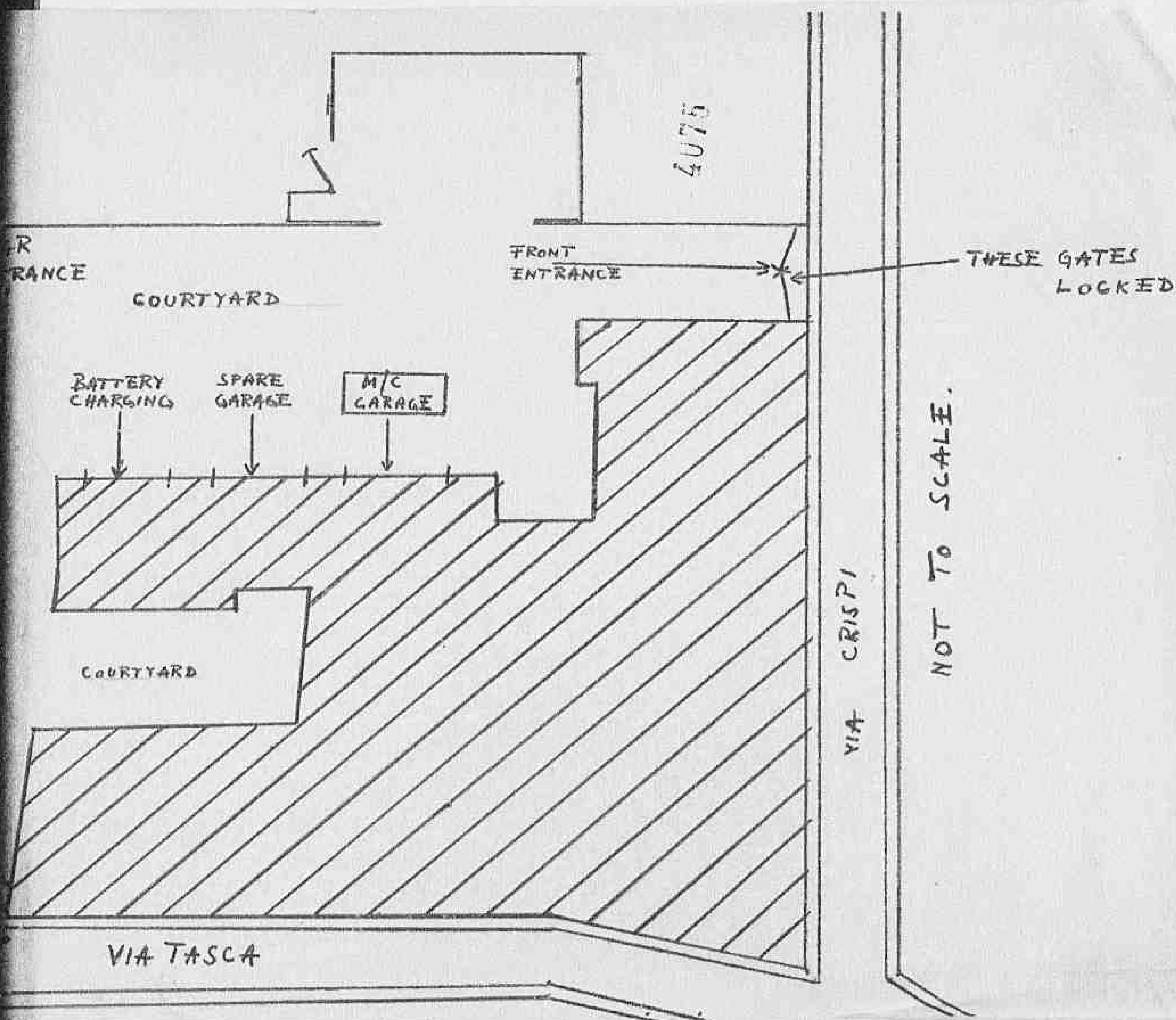
(Signed) J.S.H. DOWDALL Lt Col
 Comd 54 BLU

21 Aug 45.

4076

APPENDIX "A"





(4248) WL12085/2221. 3300.

L.P.&P. Co., Ltd. T51-408.

Army Form A2.

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(B); also to paragraph 764, et seq., King's Regulations, 1940.

PROCEEDINGS of a Court of Inquiryassembled at Perthon the 18th August 1945by order of Lt Col J.B.L. Douglas, M.C.commanding 52 British Liaison Unitfor the purpose of inquiry into the loss of motor-cycleNO. 05759451

PRESIDENT.

Major T. A. Pinfold RASC

MEMBERS.

Lieut J. H. Breakpear RASCCdr J. Murray CBE

IN ATTENDANCE.

The Court having assembled pursuant to order, proceed to
examine the first witness

4074

43

Subject : Court of Inquiry - Cdm Cotgrove.

52 Brit Liaison Unit
CME.

21 Aug 45.

AQ/20/43.

Capt RJM Gould-Adams, R.Sigs.
Sigs Div AFHQ.

1. Ref the a/m Court of Inquiry. It appears that the members of the Court omitted to sign the proceedings on the attached copy.

2. Will you please append your signature on page 2 of the proceedings just above the words "Commanding Officer's Opinion", and return to this HQ earliest.

/hjj

hjj

Major,
DAAR&MG.

4073

SUBJECT :- 2623119 Gdsm Cotgrove A.

52 British Liaison Unit

CMF

20 Aug 45

AG/20/42

DAG

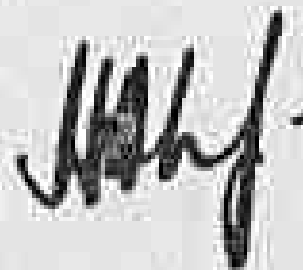
GHQ 2nd Echelon.

Ref your 02E/80383/DP dated 16 Aug 45.

1. The omission of the President and Members to sign the Proceedings is noted, but difficulty arises in the case of Major R.F.B. Evans (President) who has proceeded on Python 26.

2. The signatures of the two remaining members (one of whom has since been posted) will be obtained, and the Proceedings returned to you on completion.

HDI/aa



Lieut Col
GS

4072

52 BRITISH LIAISON UNIT
CMF

File

SUBJECT:- Court of Inquiry

A Court of Inquiry, composed as under, will assemble at HQ 52 BLU at 1000 hrs ~~Friday~~ ^{THURSDAY} 16 August 45, to enquire into and report upon the circumstances wherein Motor Cycle NORTON WD No. C.5269451 was removed from 52 BLU M.T. Park, and still remains missing.

President:- Major L.A. Pinfold. R.A.S.C.

Members:- Lieut J.H. Breakspear. R.A.M.C.
C.S.M. Murray.J. - C.M.P.

All relevant witnesses will be warned.

Attention of the Court is drawn to paras 769 and 770 King's Regulations 1940.

Proceedings will be rendered on A.F.A.2. in quintuplicate.

HDL/EN.

L.A. Pinfold
Lieut-Col.
Commanding, 52 British Liaison Unit.

4071

41

SUBJECT: - Grant of Enquiry

52 British Liaison Unit

QW

11 Aug 45

15/25/41

To: - Major J. A. Cook
O.O. British Trng Team
att 519 British 88a Bn.

Further to our letter 40/20/37 dated 20 July 45.

We are being pressed for a certificate to the effect that you are either willing to pay the £20 named or not.

Please reply earliest.

HDL/WH

[Signature]

Major.
P. A. C. S.

4079

Subject: Court of Inquiry.

52 BLU

40
CONFIDENTIAL

HQ 215 Sub Area,
CMF

21/182/22 A

7 Aug 45

Ref British Increment 'A' Branch HQ FIFTH ARMY letter 12 A
dated 16 June 45.

Certificate has not been received at this HQ. This should
be forwarded forthwith to HQ 60 Sub Area together with enclosed
proceedings.

JHDD/RWD


(J. H. D. DOWN)
Capt for Maj
DAA & QMG

SUBJECT :- Court of Inquiry

52 BLU,
AQ/20/15,
9 Jun '45.

British Increment ('A' Branch),
Rear HQ 5 Army,
CMF.

Ref your 172 A of 19 May '45, herewith Court of Inquiry proceedings resubmitted as directed.

1. The delay in forwarding proceedings is due to :-
 - (a) The unit being in the line at the time of occurrence,
 - (b) Major FEAKE being posted away from this unit,
 - (c) Command of 'C' Training Increment changing,
 - (d) The unit not being in possession of Routine Order referred to in your 172 A of 19 May '45.
2. No certificate that the officer is willing to pay is attached as Major FEAKE is not present with this unit. This certificate has been sent to him, and will be despatched to you when received.
3. In accordance with Appx 'A' to AAI Routine Order 246/44 it is suggested that a remedy for the present defect in guarding these vehicles would be the provision of drivers on the WE of Training Increment.
4. I propose that Major FEAKE should pay £20, but do not feel that further disciplinary action is required as I consider that in view of the lack of drivers reasonable precautions were taken.

IN THE FIELD

SEEN
BA.A.B.
CMF

Lt Col.

Lt Col,
GSO 1 52 BLU.

4069

15/6/45
12A

Wt. 54208/700. 128m. 3/44. Orch.

T51-4735.

Army Form A2.

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(b); also to paragraph 764, et seq., King's Regulations, 1940.

PROCEEDINGS of a *Court of Inquiry*assembled at *Berzance.*on the *9th June 1945.*by order of *Lt Col F.S.H. Douglas, G.S.O. 1 52 P.L. U.*

for the purpose of *investigating the circumstances*
under which transport 4x4 W.D. No 5500261
was lost in Rome on 5th April 1945

PRESIDENT.

Major M.C.H.T. Hill General list

MEMBERS.

*Capt C. I. DAVIES R.E**Capt R. J. M. GOULD-ADAMS R. SIGs*

IN ATTENDANCE.

The *Court* having assembled pursuant to order, proceed to*to take evidence:—**1st Witness 174943 Major J. G. Fink states:—**Signed statement attached and marked X*

4068

The presence of his witness was not possible owing to distances involved and time wasted.

Signed M. C. C. T. Hillman:
Per:

2nd Witness 165598 Major H. W. Hamilton States:-

I am O.C. "C" Troop, Inc: to 52 B.L. Co and
certify that vehicle N: 5500261 is on charge to
this unit.

Question 1 Why was no driver left in charge of this
vehicle?

Answer The wife of "C" Troop, Inc: does not include
drivers and in spite of constant requests
it has not been possible to obtain them.
Officers had to drive their own vehicles.

Question 2 Was the vehicle on an authorized journey
at this time?

Answer Yes.

Question 3 Was the vehicle on charge to any individual?

Answer No. The vehicle was retained on unit charge
as owing to lack of transport it was necessary
for three officers to use and drive this vehicle.

Question 4 Who was responsible for the safe custody
of the vehicle at the time of its loss.

Answer Major Frake.

Question 5 Are you acquainted with Car Washes of the
Continental Hotel, Rome.

Answer Yes.

To: - Col. Jan Dou'is
O.B. 52 B.L.V. C.M.F.

FROM: - Major J.L. Peak
The Buffs, C. Brig. Inc. 52 B.L.V. C.M.F.

Sir: Subject: Jeep No. 5500261.

The above mentioned Jeep was stolen from the authorized car park of the Continental Hotel Rome, between the hrs. of 19.30 & 20.00 hrs on the 5th April 1945.

I left the vehicle padlocked with a stout padlock & chain & had removed the rotor-arm, but, in spite of this it was taken.

I immediately reported the matter to Rome Police S.C. & a description of the vehicle was circulated to all police under Rome Area.

On the 6th April, I reported the loss to Major H.G. Johnson at 2 bar.

I have been in constant touch with the Rome Police, who so far have not been able to trace the vehicle.

The P.C. P.M. informed me, that he considers that this theft was the work of a gang, who also stole several other vehicles during that night.

To date of my reporting to 59 Area, I have received no further news of the vehicle & have also reported my loss to the Area Comdr.

The police are in possession of full particulars of the vehicle & will inform the B.L.V. immediately that it is traced.

J.L. Peak Major
The Buffs.

10.4.45

4067

'C' Training Increment to 52 HLU.

It is certified that this unit is not keeping formal accounts of stores on charge and is a non-accounting unit.

Signed

Date _____

3 A.D.O.S. 782 D.L.H.

4064

Sheet 2

Question 6. This case was officially authorized as laid
down in G.R.O. 169/1495 Memo: 8.

Answer No.

Signed: Northampton Lodge

It is the opinion of the court that Major Feak was
not responsible for the loss of this vehicle but that the
loss was not due to gross negligence.

M. G. A. T. Will Way: — President.

C. J. Dunning

Capt. R.E.

Warrant

R. J. H. H. H. H.

Captain.

4065

Opinion of Concerning Attorney:

I consider that Major Feak took all reasonable precautions
to minimize his jeep but in view of the fact that he
failed it in an unauthorized fashion place he must
be held to blame for the loss, though in my opinion
this is not a case of gross negligence.

was responsible for the loss of this vehicle but that the loss was not due to gross negligence.

W. B. A. T. Willing: — President.

C. J. Dunning
Capt. R.E.

R. J. G. Hall-Adams
Captain.
Green tree.

4065

Opinion of Convening Authority:

I consider that Major Feak took all reasonable precautions to immobilize his jeep but in view of the fact that he parked it in an unauthorized parking place he must be held to blame for the loss, though in my opinion this is not a case of gross negligence.

In the Field.

13 Jan 45.

L. H. Boyer, W. Col.

GSO 1. 52 B.M.V.

SUBJECT :- Col. of Inquiry

52 BLU,
AQ/20/15,
9 Jun '45.

British Increment ('A' Branch),
Rear HQ 5 Army,
CAF.

Ref your ¹²~~12~~ A of 19 May '45, herewith Court of Inquiry proceedings resubmitted as directed.

1. The delay in forwarding proceedings is due to :-
 - (a) The unit being in the line at the time of occurrence,
 - (b) Major PEAK being posted away from this unit,
 - (c) Command of 'C' Training Increment changing,
 - (d) The unit not being in possession of Routine Order referred to in your 172 A of 19 May '45.
2. No certificate that the officer is willing to pay is attached as Major PEAK is not present with this unit. This certificate has been sent to him, and will be despatched to you when received.
3. In accordance with Appx 'A' to AAI Routine Order 246/44 it is suggested that a remedy for the present defect in guarding these vehicles would be the provision of drivers on the WE of Training Increment.
4. I propose that Major PEAK should pay £20 , but do not feel that further disciplinary action is required as I consider that in view of the lack of drivers reasonable precautions were taken.

(Sgd) J.S.H. DOUGLAS

IN THE FIELD

Lt Col,
GSO 1 52 BLU.

4064

Wt.54216/789. 128m. 3/44. Orch. St. T51-4735.

Army Form A2.

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(b); also to paragraph 764, et seq., King's Regulations, 1940.

PROCEEDINGS of a* COURT OF INQUIRY

assembled at BERGAMO

on the 9th JUNE 1945.

by order of LT.COL. J.S.H. DOUGLAS, GSO 1. 52 BLU.

for the purpose of investigating the circumstances under which Car 5cwt 4 x 4 WD No. 5500261 was lost in ROME on 5th April, 1945.

PRESIDENT.

Major M.C.A.T. HILL, General List.

MEMBERS.

Captain C.I. DAVIES, R.E.

Captain R.J.M. GOOLD-ADAMS, R.SIGS.

IN ATTENDANCE.

The Court having assembled pursuant to order, proceed to take evidence :-

1st Witness,

174943 Major J.G. Feak states :-
Signed statement attached and marked X.

4063

The presence of this witness was not possible owing to distances involved and time wasted.

Signed *M. B. A. T. Hill* Major, Pres.

2nd Witness 165598 Major H.W. Hamilton states:

I am O.C. 'C' Training Increment to 52 BLU and certify that vehicle No. 5500261 is on charge to this unit.

Question 1. Why was no driver left in charge of this vehicle ?

Answer. The W/E of 'C' Training Increment does not include drivers and in spite of constant requests it has not been possible to obtain them. Officers had to drive their own vehicles.

Question 2. Was the vehicle on an authorised journey at this time ?

Answer. Yes.

Question 3. Was the vehicle on charge to any individual ?

Answer. No. The vehicle was retained on unit charge as owing to lack of transport it was necessary for three officers to use and drive this vehicle.

Question 4. Who was responsible for the safe custody of the vehicle at the time of its loss ?

Answer. Major Feak.

Question 5. Are you acquainted with Car Park of the Continental Hotel, ROME ?

Answer. Yes.

Question 6. Is this Car Park officially authorised as laid down in GRO 169/1945 para 5 ?

Answer. No.

Signed *H.W. Hamilton* Major.

It is the opinion of the Court that Major Feak was responsible for the loss of this vehicle but that the loss was not due to gross negligence.

Signed *M. B. A. T. Hill* Major, Pres.

C. Davies Capt RE
.....)

R.J.M. Gool Adams Capt Members.
.....)

X

To: Col J.DOUGLAS,
OC 52 BLU, CMT.

From: Major J.G.FEAK, The Buffs,
'C' Trg Inc, 52 BLU, CMT.

Subject: Jeep No 5500261.

Sir,

The above-mentioned jeep was stolen from the authorized Car Park of the Continental Hotel ROME, between the hrs of 1930 and 2000 hrs on the 5th Apr 1945.

I left the vehicle padlocked with a stout padlock and chain and had removed the rotar-arm, but, in spite of this it was taken.

I immediately reported the matter to ROME Police HQ and a description of the vehicle was circulated to all police under ROME Area.

On the 6th April, I reported the loss to Major HOPE-JOHNSTONE at II Corps.

I have been in constant touch with the ROME Police, who so far have not been able to trace the vehicle.

The DAFM informed me that he considers that this theft was the work of a gang, who also stole several other vehicles during the night.

To date of my reporting to 59 Area, I have received no further news of the vehicle and have also reported my loss to the Area Comd.

The police are in possession of full particulars of the vehicle and will inform the BLU immediately it is traced.

(Signed) J.G.FEAK Major,

The Buffs.

10 Apr 45.

4062

'C' Training Increment to 52 MU.

It is certified that this unit is not keeping formal accounts of stores on charge and is a non-accounting unit.

Date 8/6/43

A.A.D.O.S. 59 B.L.U.

4067

Opinion of Convening Authority :-

I consider that Major Feak took all reasonable precautions to immobilize his jeep but in view of the fact that he parked it in an unauthorized parking place, he must be held to blame for the loss, though in my opinion this is not a case of gross negligence.

(Sgd) J.S.H. DOUGLAS Lt Col,
USC 1 52 BLU.

Date.....

0907

SUBJECT :- Court of Inquiry

52 BLU,
AQ/20/15,
9 Jun '45.

British Increment ('A' Branch),
Rear HQ 5 Army,
CMF.

Ref your 172 A of 19 May '45, herewith Court of Inquiry proceedings resubmitted as directed.

1. The delay in forwarding proceedings is due to :-
 - (a) The unit being in the line at the time of occurrence.
 - (b) Major PEAK being posted away from this unit,
 - (c) Command of 'C' Training Increment changing,
 - (d) The unit not being in possession of Routine Order referred to in your 172 A of 19 May '45.
2. No certificate that the officer is willing to pay is attached as Major PEAK is not present with this unit. This certificate has been sent to him, and will be despatched to you when received.
3. In accordance with Appx 'A' to AAI Routine Order 246/44 it is suggested that a remedy for the present defect in guarding these vehicles would be the provision of drivers on the WE of Training Increment.
4. I propose that Major PEAK should pay £20 , but do not feel that further disciplinary action is required as I consider that in view of the lack of drivers reasonable precautions were taken.

(Sgd) J.S.H. DOUGLAS

IN THE FIELD
HDI/BB

Lt Col,
GSO 1 52 BLU.

Wt. 54298/789, J28m. 3/44. Orch. St. T51-4735.

Army Form A2.

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(B); also to paragraph 764, et seq., King's Regulations, 1940.

PROCEEDINGS of a* COURT OF INQUIRY

assembled at BERGAMOon the 9th JUNE 1945.by order of LT. COL. J.S.H. DOUGLAS, GSO 1. 52 BLU.

for the purpose of investigating the circumstances under which Car 5cwt 4 x 4 WD No. 5500261 was lost in ROME on 5th April, 1945.

PRESIDENT.

Major M.C.A.T. HILL, General List.

MEMBERS.

Captain C.I. DAVIES, R.E.

Captain R.J.M. GOOLD-ADAMS, R.SIGS.

IN ATTENDANCE.

The Court having assembled pursuant to order, proceed to take evidence :-

1st Witness,

174943 Major J.G. Peak states :-

Signed statement attached and marked X.

4058

The presence of this witness was not possible owing to distances involved and time wasted.

Signed *M. C. A. T. Hill* Major, Pres.

2nd Witness 165598 Major H.W. Hamilton states:

I am O.C. 'C' Training Increment to 52 BLU and certify that vehicle No. 5500261 is on charge to this unit.

Question 1. Why was no driver left in charge of this vehicle ?

Answer. The W/E of 'C' Training Increment does not include drivers and in spite of constant requests it has not been possible to obtain them. Officers had to drive their own vehicles.

Question 2. Was the vehicle on an authorised journey at this time ?

Answer. Yes.

Question 3. Was the vehicle on charge to any individual ?

Answer. No. The vehicle was retained on unit charge as owing to lack of transport it was necessary for three officers to use and drive this vehicle.

Question 4. Who was responsible for the safe custody of the vehicle at the time of its loss ?

Answer. Major Peak.

Question 5. Are you acquainted with Car Park of the Continental Hotel, ROME ?

Answer. Yes.

Question 6. Is this Car Park officially authorised as laid down in GRO 169/1945 para 5 ?

Answer. No.

Signed *H.W. Hamilton* Major.

It is the opinion of the Court that Major Peak was responsible for the loss of this vehicle but that the loss was not due to gross negligence.

Signed *M. C. A. T. Hill* Major, Pres.

G. Davies (Capt. BE...)

D. J. M. Gould Adams (Capt. BE...) Members.

To: Col J. DOUGLAS,
OC 52 HLU, CMF.

From: Major J.G. FEAK, The Buffs,
'C' Trg Bn, 52 HLU, CMF.

Subject: Jeep No 5500261.

Sir,

The above-mentioned jeep was stolen from the authorized Car Park of the Continental Hotel ROME, between the hrs of 1930 and 2000 hrs on the 5th Apr 1945.

I left the vehicle padlocked with a scout padlock and chain and had removed the rotar-arm, but, in spite of this it was taken.

I immediately reported the matter to ROME Police HQ and a description of the vehicle was circulated to all police under ROME Area.

On the 6th April, I reported the loss to Major HAPPE-JOHNSTONE at II Corps.

I have been in constant touch with the ROME Police, who so far have not been able to trace the vehicle.

The DAM informed me that he considers that this theft was the work of a gang, who also stole several other vehicles during the night.

To date of my reporting to 59 Area, I have received no further news of the vehicle and have also reported my loss to the Area Comd.

The police are in possession of full particulars of the vehicle and will inform the HLU immediately it is traced.

(Signed) J.G. FEAK Major.

The Buffs.

10 Apr 45.

4057

'C' Training Increment to 52 HAU.

AGAL. E334. E250/10/-

It is certified that this unit is not keeping formal accounts of stores on charge and is a non-accounting unit.

Signed W. E. Fisher

Date 8/6/45

A. D. S., 52 B. L. U.

Opinion of Convening Authority :-

I consider that Major Peak took all reasonable precautions to immobilize his jeep but in view of the fact that he parked it in an unauthorized parking place, he must be held to blame for the loss, though in my opinion this is not a case of gross negligence.

(Sgd) J.S.H. DOUGLAS

Lt Col,

QSO 1 52 BLU.

Date.....

4056

4056

Subject: Court Of Inquiry.

52 British Liaison Unit,
CMF.

5 Aug 45.

AP/20/32

To: Officer i/o
GR 2nd Echelon.

Reference your IP/2208 dated 31 July 45.

Herewith original and one copy of AP A2 in respect of
the death of 2623119 CSM COTTERVILLE of this unit.

[Signature]

Lieut-Col.
GS.

NS

4056

785020

ARMY FORM 21-1 (all)

MESSAGE FORM

Register No. 38

Call

Sgt. No.

Priority

Transmission Instructions

ABOVE THIS LINE FOR SIGNALS USE ONLY

FROM
(A)

Originator

OZE OMF

Date - Time of Origin

310837B

OFFICE DATE STAMP

For Action

52 B L U

ADL

TO

(W) For Information (INFO)

Message Instructions

GR

Originator's No.

DP/

2208

UNCLASSIFIED

RESTRICTED (*)

expedite AT A2 death 2623119 gdan COTGROVE

4053

OZE/0383/DP

THIS MESSAGE MAY BE SENT AS WRITTEN
BY ANY MEANS EXCEPTIF LIABLE TO BE INTERCEPTED OR TO
FALL INTO ENEMY HANDS, THIS MES-
SAGE MUST BE SENT IN CIPHERORIGINATOR'S INSTRUCTIONS
DEGREE OF PRIORITY

Time

System

Vpn

THI or TOR

Time cleared

SIGNED

Capt SC

SIGNED

37

Subject : Car 5cwt WD No 5500261 - Court of Inquiry.

52 British Liaison Unit
OMF

20 Jul 45

AQ/20/37

Major J.G. Peak,
OC British Trg Team,
att 519 British Gds Bn.

Ref your letter dated 15 July 45.

1. Do you wish to make a further statement ? if so, please forward it earliest, and it will be passed to Higher Authority for attachment to the proceedings.

2. The Court made no "Findings", but expressed the opinion that you were responsible for the loss of the vehicle (see para 3 of our AQ/20/32 dated 11 July). The Car Park was, presumably, NOT a GUARDED park, and therefore vehicles left there were at owners risk.

HDL/aa

Hsh.

Major
DAA&QMG

4052

To: D.A.A. & C.M.C. 52. B.I.U.

From: Major J.G. Peak.

O/C. British Trg. Team.

att. 519. Briti. G's. Bd.

Subject: Ser 5 Gwt. W.D. 500261. Court of Inquiry.

- (1) Ref. your A/Q .20/52. dated 11th. June, in reply to my J/I of 5th. June on the above subject:-
- (2) As a result of the fact, that rules of Procedure 125A(B) were not complied with at the Court of Inquiry, on the loss of the a/m vehicle, I feel that certain important evidence in my favour was not available to the Court. The statement of mine, which you state was attached to the proceedings of the Court, was nothing more than a letter to O/C. 52.B.I.U., reporting the loss of the vehicle, and did not state any great detail. Had I been able to make a statement to the Court, I am sure that my case would have been much stronger.

The Vehicle Park, in which, I left the a/m vehicle, was situated in front of the Continental Transit Hotel, Roma. It consisted of a wired in compound, with one entrance. This entrance had a large board at the side of it, which clearly stated Continental Hotel, Authorized Car Park. It was that word, Authorized, which persuaded me to leave my vehicle there. I am in a position to produce witnesses, including the Military Manager of the Hotel to substantiate the fact that the board was there and did state Authorized.

As you will note, the findings of the court were that he parked his vehicle in an Unauthorized Parking Place.

15 JUL

Major J.G. Peak,
O/C British Trg. Team,
att. 519. Briti. G's. Bd.

were not complied with at the Court of Inquiry, on the loss of the a/m vehicle, I feel that certain important evidence in my favour was not available to the Court. The statement of mine, which Maj. state was attached to the proceedings of the Court, was nothing more than a letter to C/O. 32.B.I.U., reporting the loss of the vehicle, and did not go into any great detail. Had I been able to make a statement to the Court, I am sure that my case would have been much stronger.

The Vehicle Park, in which, I left the a/m vehicle, was situated in front of the Continental Transit Hotel, Rome. It consisted of a wired in compound, with one entrance. This entrance had a large board at the side of it, which clearly stated Continental Hotel, Authorized Car Park. It was that word, authorized, which persuaded me to leave my vehicle there. I am in a position to produce witnesses, including the Military Manager of the Hotel to substantiate the fact that the board was there and did state authorized.

As you will note, the findings of the court were that he parked his vehicle in an Unauthorized Parking Place.

15 JUL

J. H. H.

Major J.C. Peak,
O/C British Troop Team,
att. 519. British GAs. Bn.

4057

SUBJECT :- ir 5 cwt. WD.5500261 - Court of Inquiry

52 British Liaison Unit,
AQ/20/32,
11 Jul 45.

Major J.G. FEAK,
c/o British Training Team,
atttd. 519 BRI-ITI Sds Bn,
c/o 60 SUB-AREA.

1. Ref your letter dated 5 July 45 in reply to our AQ/20/14 dated 9 Jun 45.
2. Your statement dated 10 Apr 45 was attached to the proceedings of the Court, British Increment HQ 5 Army having instructed this Unit to proceed with the Court of Inquiry. We advised them of the fact that you were no longer with the Unit.
3. The opinion of the Court was "that Major FEAK was responsible for the loss of the vehicle, but that the loss was not due to gross negligence", and the remarks of the Convening Authority were "I consider that Major FEAK took all reasonable precautions to immobilize his Jeep, but in view of the fact that he parked it in an unauthorized parking place, he must be held to blame for the loss, though in my opinion this is not a case of gross negligence".
4. The sum of £20 was named as the amount to be paid by you towards the loss. If you are not willing to pay, will you please forward a statement to that effect.

HAL. 4050
Major,
DAA + QMG.

Switz. Car 5041. W.D. 5500251.

Major H. J. Leslie, D.A.A. & Q.M.G. 52.3.L.U.

Major J G Feak
c/c British Trg Team
att. 519th Brit Gds. Bn.
c/o 60 Sub. Area
C.M.F.

[Signature]

Re: Your Letter 10/20/14 of 9 th. June, which was forwarded to me yesterday.

This letter is the first intimation, I have received, that a court of enquiry is being held on the loss of the above vehicle.

I am surprised that my presence was not required at the court and submit that Rules of Procedure 125 A (39) have not been entirely complied with.

I do not accept responsibility for the above mentioned loss. It was the owner's error of the vehicle. I left the vehicle in an authorized car park. The vehicle was padlocked and further, was immobilized, and I submit that G.R.O. 100 (49) was complied with in the fullest detail. Also on the certificate which you asked me to sign there is absolutely no mention of the sum of money involved. I should greatly appreciate any further information available on this matter.

5 JUL 1945

[Signature]
Major J G Feak
c/c British Trg Team
att. 519th Brit Gds. Bn.

4049

100-261

52 BIL,
40/20/26,
29 Jun 45.

Major J.G. PEAK, The BUFFS,
c/o HQ 52 Area.

Ref this B2 letter AG/20/14 of 9 Jan 45, may the form which was forwarded for your signature please be returned to this Office as soon as possible.

IN THE FIELD
R/BB

Good

MAJ 4048

SUBJECT:

Anti - Policy

24

6 SA Area Div
 215 Sub Area
 216 Sub Area
 50 RU
 52 RU ✓
 53 RU

British Increment (A Branch)
 HQ FIFTH Army
 GUS

Phone No: Lightning 262

11A

23 Jan 45

HDL

Copy to: 1 District {without enclosure}
 2 District { " " }

The attached copy of AFHQ Letter G-2(PH)/4052/45 dated
 19 Jan 45 is forwarded for information and action where necessary.

DUC/ET

[Signature]
 DA / Col
 JG

4047

SUBJECT:- F.G.Cs.M. - Policy.

ALLIED FORCE HEADQUARTERS.

G-1(Br)/4052/A-3.

19 Jun 45.

Rear HQ Eighth Army, (60)
Br Inc Rear HQ Fifth Army, (30)
HQ Land Forces, GREECE, (50)
HQ No. 1 District, (30)
HQ No. 2 District, (30)
HQ No. 3 District. (30)

1. Considerable delay in correspondence has arisen in cases where proceedings of F.G.Cs.M. have been forwarded outside the theatre without the knowledge of this HQ.

2. In future no F.G.Cs.M. proceedings will be sent outside the theatre for any purpose except through A.F.H.Q. In cases where the authority to whom the proceedings would normally be referred for confirmation or review has in fact left the theatre, the proceedings will be forwarded to an appropriate authority within the theatre. In cases of doubt reference will be made to the nearest branch of the J.A.G. Dept for advice as to the appropriate authority to take action under RP 120 or Army Act Sec 57(2).

3. In this connection attention is drawn to para 2(f) of "Instructions to British Units returning to UK" issued under reference MSD/140 dated 23 May 45.

HR.

16/11/45
Major General, *all*
DAG G-1(Br).

Copy to:- GHQ 2nd Echelon,
D.J.A.G.

23

SUBJECT: Writes Off52 British Liaison Unit
CMF25 June 45AQ/20/23To: HQ Legnano
Gruppo di Combattimento

The attached Fifth Army letter 243 Q of 21 June
is forwarded for information and action as and when
necessary.

Your attention is drawn to para' 3.

AVB/WM.

HshMajor.
DAA&QMG.

4 Copies 22

SUBJECT:- Writes Off - GruppiBritish Increment-(Q Branch).....
HQ Fifth Army
CMF

Tele No: LIGHTNING 129

243 Q

21 Jun 45

50 BLU {4} ✓
52 BLU {4}
53 BLU {4}Copy to: 2 District
1 District
Rear Eighth Army (3)
AFHQ - Q(AE)
'A'Ord
REME
MMIA
MMIA LO

1. Questions have been raised as to the financial responsibility for losses of vehicles and eqpt by the Gruppi di Combattimenti.
2. The matter has already been taken up by higher authority with a view to deciding on policy as the position is not, at present, clear.
3. Meantime, pending a decision on policy, you are requested to investigate all losses and record them by means of AFs G998 which should be forwarded in triplicate to MMIA, in order that the necessary records may be available should the ultimate policy be that the Italian Government do pay.


 LT COL
 AQMG

4045

SUBJECT:- Writes Off - Gruppi

British Increment (Q Branch)
HQ Fifth Army
CMF

Tele Not LIGHTNING 129

243 Q

21 Jun 45

50 BLU (4)
52 BLU (4)
53 BLU (4)

Copy to: 2 District
1 District
Rear Eighth Army (3)
AFHQ - Q(AE)
"A"

Ord
RUEME
MMIA
MMIA LO

1. Questions have been raised as to the financial responsibility for losses of vehicles and eqpt by the Gruppi di Combattimenti.
2. The matter has already been taken up by higher authority with a view to deciding on policy as the position is not, at present, clear.
3. Meantime, pending a decision on policy, you are requested to investigate all losses and record them by means of AFs G998 which should be forwarded in triplicate to MMIA, in order that the necessary records may be available should the ultimate policy be that the Italian Government do pay.

[Signature]
4047
TM ANDIAND, Lt Col
AQM3

SUBJECT: Court of Enquiry

CONFIDENTIAL

British Increment 'A' Branch
HQ FIFTH Army
CMF

Phone No: Lightning 262

215 Sub Area

12 A

Copy to:- 52 BLU - (your AD/20/15
dated 9 Jun 45
refers).

16 Jun 45

1. Proceedings of a Court of Enquiry convened to enquire into the loss of a vehicle on charge to C Trg Team attached 52 BLU are forwarded for endorsement by Comd 215 Sub Area and disposal on receipt of certificate of willingness to pay referred to in the covering letter from 52 BLU.

2. For 52 BLU, please forward certificate direct to HQ 215 Sub-Area when received.

TWL/HLE

↓ Sgt Haden for action with
colt unit

Col.
DA & QMG.

SUBJECT :- Court of Inquiry

164
52 BLU,
AQ/20/16,
10 Jun '45.

530 1 52 BLU.

1. Herewith proceedings of Court of Inquiry in respect of loss of Car 5 cwt 4 x 4 WD 5500261.
2. Covering letter is also forwarded for your signature, and completion of para 4 (in accordance with HQ AAI Instruction on 'Writes-Off' - attached). Your opinion should also be recorded on page 3 of the proceedings.
3. After completion please return to this Office for final typing and despatch.

IN THE FIELD
HAI/BB

WAL.
Major,
DAA & CAG.

4042

SUBJECT :-

Court of Inquiry154
52 BLU,
AQ/20/15,
9 Jun '45.British Increment ('A' Branch),
Rear HQ 5 Army,
CMF.

Ref your 172 A of 19 May '45, herewith Court of Inquiry proceedings resubmitted as directed.

1. The delay in forwarding proceedings is due to :-
- (a) The unit being in the line at the time of occurrence.
 - (b) Major PEAK being posted away from this unit.
 - (c) Command of 'Q' Training Increment changing.
 - (d) The unit not being in possession of Routine Order referred to in your 172 A of 19 May '45.
2. No certificate that the officer is willing to pay is attached as Major PEAK is not present with this unit. This certificate has been sent to him, and will be despatched to you when received.
3. In accordance with Appx 'A' to AAI Routine Order 246/44 it is suggested that a remedy for the present defect in guarding these vehicles would be the provision of drivers on the WE of Training Increment.
4. I propose that Major PEAK should pay £20, but do not feel that further disciplinary action is required as I consider that in view of the lack of drivers reasonable precautions were taken.

IN THE FIELD
HDL/BBJSK
Lt Col,
ASO 1 52 BLU.

WT 54206/760, 128m. 3/44. Arch. 5 131-4735

Army Form A2.

*N.B. — The Form being applicable to any Board, or Committee, or Court of Inquiry, this blank to be filled in accordingly.

The proceedings should be signed by the President and by each Member of the Board, etc.

Attention is particularly drawn to the Rules for Courts of Inquiry contained in Rules of Procedure 124-125A, and especially to Rule 125A(n); also to paragraph 764, et seq., King's Regulations, 1940.

PROCEEDINGS of a* COURT OF INQUIRY

assembled at BERGAMOon the 9th JUNE 1945.by order of LT. COL. J.S.H. DOUGLAS, GSO 1. 52 BLU.

for the purpose of investigating the circumstances under which Car 5cwt 4 x 4 WD No. 5500261 was lost in ROME on 5th April, 1945.

PRESIDENT.

Major M.C.A.T. HILL, General List.

MEMBERS.

Captain C.I. DAVIES, R.E.

Captain R.J.M. GOOLD-ADAMS, R.SIGS.

IN ATTENDANCE.

The Court having assembled pursuant to order, proceed to take evidence :-

1st Witness,

174943 Major J.G. Peak states :-
Signed statement attached and marked X.

The presence of this witness was not possible owing to distances involve and time wasted.

Signed *M.C.A.T. Hill* Major, Pres.

2nd Witness 165598 Major H.W. Hamilton states:

I am O.C. 'C' Training Increment to 52 BLU and certify that vehicle No. 5500261 is on charge to this unit.

Question 1. Why was no driver left in charge of this vehicle ?

Answer. The W/E of 'C' Training Increment does not include drivers and in spite of constant requests it has not been possible to obtain them. Officers had to drive their own vehicles.

Question 2. Was the vehicle on an authorised journey at this time ?

Answer. Yes.

Question 3. Was the vehicle on charge to any individual ?

Answer. No. The vehicle was retained on unit charge as owing to lack of transport it was necessary for three officers to use and drive this vehicle.

Question 4. Who was responsible for the safe custody of the vehicle at the time of its loss ?

Answer. Major Peak.

Question 5. Are you acquainted with Car Park of the Continental Hotel, ROME ?

Answer. Yes.

Question 6. Is this Car Park officially authorised as laid down in GRO 169/1945 para 5 ?

Answer. No.

Signed *H.W. Hamilton* Major.

It is the opinion of the Court that Major Peak was responsible for the loss of this vehicle but that the loss was not due to gross negligence.

Signed *M.C.A.T. Hill* Major, Pres.

C. Davies Capt RS

C. J. A. Gould Adams C.) Members.
.....)

COPY

To: Col J. DOWD AS,
CC 52 BLU, CMF.

From: Major J.G. PEAK, The Buffs,
'C' Treg Inc, 52 BLU, CMF.

SUBJECT : Jeep No 5500261

Sir,

The above-mentioned jeep was stolen from the authorized Car Park of the Continental Hotel ROME, between the hrs of 1930 and 2000 hrs on the 5th Apr 1945.

I left the vehicle padlocked with a stout padlock and chain and had removed the rotar-arm, but, in spite of this it was taken.

I immediately reported the matter to ROME Police HQ and a description of the vehicle was circulated to all police under ROME Area.

On the 6th April, I reported the loss to Major HOPE-JOHNSTONE at II Corps.

I have been in constant touch with the ROME Police, who so far have not been able to trace the vehicle.

The DAPM informed me that he considers that this theft was the work of a gang, who also stole several other vehicles during the night.

To date of my reporting to 59 Area, I have received no further news of the vehicle and have also reported my loss to the Area Comd.

The police are in possession of full particulars of the vehicle and will inform the BLU immediately it is traced.

(Signed) J.G. PEAK Major
The Buffs

4039

10 Apr 45

'C' Training Increment to 52 B.L.U.

It is certified that this unit is not keeping formal accounts of stores on charge and is a non-accounting unit.

8/6/4j

4038

10 D
Opinion of Convening Authority :-

Consider that Major Peak took all reasonable precautions to immobilize his jeep but in view of the fact that he parked it in an unauthorized parking place, he must be held to blame for the loss, though in my opinion this is not a case of gross negligence.

(Sgd) J.S.H. DOUGLAS Lt Col,
GSO 1 52 BLN.

Date.....

4037

SUBJECT :- Court of Inquiry - Car 5 cwt WD 5500251

52 BLU,
AQ/20/14,
9 Jun '45.

Major J.G. FEAK,
The BUFTS.

1. A Court of Inquiry has now been held in respect of the above loss.
2. In accordance with Pamphlet on "Writes-off" published as Appx 'A' to AAI Routine Order 246/44 page 3 para 10 (copy below for your information), please sign the attached form and return to this HQ. *(in quadruplicate)*.

IN THE FIELD
FDI/BB

Handwritten signature

Major,
DAA & CMG.

Copy of Appx 'A' to AAI Routine Order 246/44 page 3, para 10

If the individual held to be responsible is an officer, and it is recommended that disciplinary action against him shall not be taken, but that instead it is recommended that he shall be ordered by the Army Council to contribute to the loss in accordance with AS 137(4), the Court of Inquiry will be accompanied by a certificate from the officer that he is willing to pay the sum specified or by a statement from the officer giving his reasons for not agreeing to pay.

4036

FILE
COPY TO REARCOURT OF INQUIRY

13A

1. A Court of Inquiry composed as under will assemble at 1000 hrs 9 Jun '45, at HQ 52 BLU, to investigate the circumstances under which Car 5 cwt 4 x 4 WD No 5500261 was lost in ROME on 5 April '45.

President : Major M.C.A.T. HILL.

Members : Capt C.I. DAVIES
Capt R.J.M. GOULD-ADAMS

2. The Court will record an opinion.
3. Attention of the President is drawn to GRO 169/45; and Appendix 'A' to AAI Routine Order 246/44.
4. The President will arrange for the attendance of all necessary witnesses.
5. The proceedings on completion, will be forwarded in quadruplicate to DAA & CMG 52 BLU for onward transmission to HQ 5 ARMY (British).

IN THE FIELD
HDI/BB

Distribution:

President, Court of Inquiry.
Capt C.I. DAVIES
Capt R.J.M. GOULD-ADAMS.

L.M. Taylor
Lt Col.,
GSO 1.

4035

12

SUBJECT:- Loss of Vehicle - LEGNANO GROUP

Rear HQ.,
52 British Liaison Unit
CMF.

26 May 45

AQ/20/12

To:- A.F.W.,
British Increment
HQ Fifth Army Rear.

Further to this HQ letter AQ/20/10 of 16 May 45, we
are now advised by HQ Legnano that the vehicle in question has been
recovered.

HDL/WN.

Mah.

Major. 4034
DAA&CMG.

Subject: Fordson Truck 6-342277.

52. B. L. E.

Ref 03/1485.

25. May 1945.

Reference letter AQ/20/9 of 16 May, 1945.

The investigations regarding the loss of the above vehicle were being made by No. 3. Field Post Company.

However the vehicle with the driver on board has now returned to its unit in the usual manner.

(Sgt) Col. F. Garofoli.
Chief of Staff.

4033

V/m

COMANDO GRUPPO COMBATTIMENTO "LEGNANO,"
- Sezione Servizi -
-----oOo-----

N° 03/1485 di prot.

P.M. 155, 11 25 maggio 1945

Oggetto: Autocarro Fordson Z 5342277.-

AL 52 BRITISH LIAISON UNIT

Riferimento foglio AQ/20/9 del 16 mag
gio 1945.

Le indagini relative allo smarrimento
dell'automezzo in oggetto erano state esperite dal
la 3^a Compagnia Parco Campale.

Comunque il mezzo a bordo del quale era
l'autista è ormai regolarmente rientrato al suo re
parto.-



d'ordine
IL CAPO DI STATO MAGGIORE
Col. F. Garofoli -

4032

Translated 26/5/45. *[Handwritten signature]*

SUBJECT:- Loss of Vehicle - Legnano Group

Rear HQ.,
52 British Liaison Unit
CMF
16 May 42

AC/20/10

APM.,
British Increment
HQ Fifth Army Rear

1. The attached report dated 29th April, received at this HQ 15 May, is forwarded.
2. No steps appear to have been taken by Legnano Group to report the loss to Military Police, or any authority, until receipt of their letter nearly 3 weeks after the loss occurred.
3. May investigations please be made in an effort to trace the missing vehicle.

HDL/WM.

AM.

Major.
DAA&QMG.

4031

TRANSLATIONSUBJECT:- Tracing Fordson 3/4HQ 51 Engineer Bn.
Legnano Gruppo
Ref No: 34387 May 45To:- SORE
52 BLU

We forward a copy of a letter from 3 Coy Field Park Engineers (Ref: 1638/9/10 dated 29 Apr 45). Please arrange for the tracing of the vehicle, a Fordson 15-cwt W.D.No. Z.5342277.

(signed) Enzo Vescovini Major.

4039

TRANSLATION

SUBJECT:- Tracing of Fordson 15 cwt Truck

Engr Field Park Coy
Legnano Gruppo
1638/9/10

To:- Sezione Servizi
HQ Legnano

29 April 45

Info:- HQ 51 Mixed Eng Bn

We report the following for information and action.

On the 27th of this month (April) during the move, one of our trucks - a Fordson 15 cwt No.2.5342277, Engine No:6175700 Contract No 4568, driven by Geniere Berlingieri Guiseppe - 1919 class - Military District Napoli - had a breakdown and stopped at TERRA DEL SOLE (FORLI).

S/Ten Broglia Aldo of this unit at once contacted the "Fruili" Mobile Workshop in order to recover the truck. A recovery wagon was immediately sent to the spot but they found to their surprise that the Fordson was no longer there.

Two officers from this unit went to the place on the 30th ? and also to various units, without, however, being able to find any trace of the vehicle.

Please report the matter to the appropriate authorities in order to trace the vehicle and have it returned.

The following stores were being carried at the time:-

- | | | |
|------|--|------|
| 1.- | Generator Set | |
| 2.- | Forge with electric motor | |
| 3.- | Anvil with base | |
| 4.- | Box of forging tools | |
| 5.- | Case of measuring instruments | |
| 6.- | Soldering Tools | |
| 7.- | 40 sticks of solder | |
| 8.- | Various electrodes for electric welder | 4029 |
| 9.- | 1 Breast Drill | |
| 10.- | Two packets of drill bits | |
| 11.- | Three complete sets of clothing | |

We report the following for information and action.

On the 27th of this month (April) during the move, one of our trucks -- a Fordson 15 cwt No.Z.5342277, Engine No:6175700 Contract No 4568, driven by Geniere Berlingieri Guiseppe - 1919 class - Military District Napoli - had a breakdown and stopped at TERRA DEL SOLE (FORLI).

S/Ten Broglia Aldo of this unit at once contacted the "Fruili" Mobile Workshop in order to recover the truck. A recovery wagon was immediately sent to the spot but they found to their surprise that the Fordson was no longer there.

Two officers from this unit went to the place on the 30th ? and also to various units, without, however, being able to find any trace of the vehicle.

Please report the matter to the appropriate authorities in order to trace the vehicle and have it returned.

The following stores were being carried at the time:-

- 1.- Generator Set
- 2.- Forge with electric motor
- 3.- Anvil with base
- 4.- Box of forging tools
- 5.- Case of measuring instruments
- 6.- Soldering Tools
- 7.- 40 sticks of solder
- 8.- Various electrodes for electric welder 4024
- 9.- 1 Breast Drill
- 10.- Two packets of drill bits
- 11.- Three complete sets of clothing

(signed) Elavio Zofrea Capt.
O.C. Coy.

SUBJECT:- Loss of 1½-cwt Vehicle (Fordson Z.5342277)

Rear HQ.,
52 British Liaison Unit
CMF
16 May 45

To:- HQ Legnano
Gruppo di Combattimento (*Sezione
Servizi*)

AQ/20/9

1. The report of the loss of the above vehicle was received in this office yesterday 15 May from O.C., 51 Engr Bn.
2. It would appear that 18 days have been allowed to elapse between the date of the loss of the vehicle and the reporting of it to higher authority. Also, no mention is made of the case being reported to the Military Police.
3. This office has passed the report to APM, Fifth Army (Br Incr) today, but in view of the period of time that has been allowed to lapse, it is difficult to anticipate any success in tracing.
4. In view of the Court of Inquiry which is likely to result, it is suggested that enquiries be made as to why this loss was not reported by the Unit IMMEDIATELY (a) To higher authority.
(b) To the Military Police.

HDL/WN.

HHL.

Major.
DAA&QMG.

4028

GRUPPO DI COMBATTIMENTO "BLEGHIANO"
= Comando LI° Battaglione Genio =
- - - - -

P.M.155,11 7 Maggio 1949

Follow by tanks.

= P. M. 155 =

▲▲▲▲▲▲▲▲▲▲▲▲▲▲▲▲

Si trasmette copia del foglio n° 1638/9/10 in data 29/4/45 della dipendente 3^ Compagnia Parco Campale Genio con preghiera di disporre per la ricerca dell'automezzo FORSON 3/4 targa Z 5342277. =

IL COMANDANTE DEL BATTAGLIONE
(Maggiore Enzo Vescovini)



9 Versoing

C o p i a

COMPAGNIA FARCO CAMPALIS GENIO
GRUPPO DI COMBATTIMENTO "LEGNANO"

n° 1638/9/10 di prot.

P.M. 155, 11 29 aprile 1945

O g g e t t o / Rintraccio automezzo Fordson 3/4.-

AL COMANDO GRUPPO COMBATTIMENTO "LEGNANO"

- Sezione Servizi -

e per conoscenza :

= P. M. 155 =

AL COMANDO 11° BATTAGLIONE MISTO GENIO "LEGNANO"

= P. M. 155 =

Per doverosa conoscenza si comunica quanto segue :

Il giorno 27 c.m. durante il viaggio di trasferimento, un autocarro Fordson 3/4 targa Z 5342277, motore 6175700, contratto 4568/V, guidato dal geniere BERLINGIERI Giuseppe di Antonio classe 1919, Distretto Militare di Napoli, per un guasto è rimasto immobilizzato a Terra del Sole (Forlì).-

Il S.Tenente Brogna Aldo di questo Reparto si è subito preoccupato di effettuare il recupero dell'automezzo cercando l'ausilio dell'Officina Mobile del Gruppo di Combattimento "VRULLI".- Il recupero è stato immediatamente inviato nella località sopra detta, ma, con sorpresa, non ha trovato più l'automezzo immobilizzato.

Il giorno 20 c.m. due Ufficiali di questa Compagnia si sono successivamente recati sul posto e nei vari depositi, senza poter rintracciare l'automezzo in parola.-

Si prega segnalare a chi di competenza per ricerca ed autotrazione del mezzo.-

L'automezzo portava con sé i seguenti materiali :

- 1°) Gruppo elettrogeno ;
- 2°) Forgia con motorino ;
- 3°) Incudine con ceppo ;
- 4°) Cassettina con attrezzi di forgiatore ;
- 5°) Cassette con strumenti di misura ;
- 6°) Attrezzi da stagnino ;
- 7°) Quaranta stecche di stagno ;
- 8°) Bacchette diverse per saldatore elettrico ;
- 9°) Un trapano a petto ;
- 10°) Due buste di punte da trapano ;
- 11°) Tre bottini di vestiario completi.-

4027

IL COLONNANTE LA COMPAGNIA

Il Colonnello Mario Zaffina

Per doverosa conoscenza si comunica quanto segue :

Il giorno 27 c.m. durante il viaggio di trasferimento, un autocarro Fordson 3/4 targa 3 5342277, motore 6175700, contratto 4568/V, guidato dal geniere BERLINGIERI Giuseppe di Antonio classe 1919, Distretto Militare di Napoli, per un guasto è rimasto immobilizzato a Terra del Sole (Forlì).-

Il S.Tenente Brogna Aldo di questo Reparto si è subito preoccupato di effettuare il recupero dell'automezzo cercando l'ausilio dell'Officina Mobile del Gruppo di Combattimento "TRIULI".- Il recupero è stato ~~immediatamente~~ immediatamente inviato nella località sopra detta, ma, con sorpresa, non ha trovato più l'automezzo immobilizzato.

Il giorno 20 c.m. due Ufficiali di questa Compagnia si sono successivamente recati sul posto e nei vari depositi, senza poter rintracciare l'automezzo in parola.-

Si prega segnalare a chi di competenza per ricerca ed autotrazione del mezzo.-

L'automezzo portava con sé i seguenti materiali :

- 1°) Gruppo elettrogeno ;
- 2°) Forgia con motorino ;
- 3°) Incudine con ceppo ;
- 4°) Cassettina con attrezzi di forgiatore ;
- 5°) Cassetta con strumenti di misura ;
- 6°) Attrezzi da stagnino ;
- 7°) Quaranta stecche di stagno ;
- 8°) Bacchette diverse per saldatore elettrico ;
- 9°) Un trapano a petto ;
- 10°) Due buste di punte da trapano ;
- 11°) Tre bottini di vestiario completi.-

4027

IL COLANDANTE LA COMPAGNIA
P/to: Capitano Flavio Zofrea

P. C. C.

UFFICIALE MAGGIORE DEL 1° BTG. GENIO a.p.s.

Tenente Luigi Aleotto



Subject: Lorries and Write Off

Land Forces Sub Comm. A.C.
(M. M. I. A.) R O M E
0/03/39

4 May 1945

To: CG Fifth Army (for Br Increment)

Reference letter AQ/20/6 dated 27 Apr 45 from 52 BLU addressed to "A" Branch Br Increment Rear HQ Fifth Army, copy to this HQ.

1. With regard to para 3, it is pointed out that MMIA does not at the moment take accounting action in respect of vehicles and equipment supplied to Gruppi.

2. The question of charging the Italian Government and the procedure to be adopted for "write-off" has been referred to AFHQ for a ruling.

PEF/LE

P. P. Padell
P. P. PARDELL, J/Comd.
for Major General,
M. M. I. A.

Copy to: Rear HQ 52 BLU.
"Q" MMIA

SUBJECT:- Lorries and Write Off

Rear HQ.,
52 British Liaison Unit.
CMF.

27 April 45

To:- "A" Branch.,
British Increment
HQ Rear Fifth Army

AG/20/6

Reference your 12 A and 12A/1 both of 12 April.

1. A ruling is requested on the position of Italian Gruppi di Combattimenti in relation to Losses of Vehicles and/or Equipment of any sort and the procedure to be adopted.
2. Each Gruppo is equipped and maintained from British sources through normal supply channels and the BIV attached to the Gruppo. All vehicles and equipment so supplied are held on charge by the Gruppo direct and not by the BIV or other Unit or Formation on behalf of the Gruppo.
3. All vehicles and equipment supplied to a Gruppo are debited against the Italian Government. The system of accounting and payment is not known to this unit but is carried out by MMIA.
4. From the above it would appear that the question of writing off any such losses or charging payment of the whole or any part of the loss to an individual is an Italian internal matter only, as whatever the decision the ultimate cost of replacement is borne by the Italian Government. It is therefore considered that the normal British procedure of Courts of Inquiry is not applicable.

5. It is requested that:-

- i) A ruling be obtained that losses be dealt with through Italian channels and that British procedure be dispensed with.
- ii) A directive be issued as to the correct procedure for obtaining replacements of vehicles and equipment lost where write off action has been taken through Italian channels.

WGC/WH.

Major.
4025
PAAACMG.

2. Tech Gruppo is equipped and maintained from British sources through normal supply channels and the BLU attached to the Gruppo. All vehicles and equipment so supplied are held on charge by the Gruppo direct and not by the BLU or other Unit of Formation on behalf of the Gruppo.

4. From the above it would appear that the question of writing off any such losses or charging payment of the whole or any part of the loss to an individual is an Italian internal matter only, as whatever the decision the ultimate cost of replacement is borne by the Italian Government. It is therefore considered that the normal British procedure of Courts of Inquiry is not applicable.

1) A ruling be obtained that losses be dealt with through Italian channels and that British procedure be dispensed with.

• 48000000
• 10000000
2000

Copies to:-- HQ Ierzno Gruppo di Combattimento.
Land Forces Sub Commission A.C. (MILIA)

SUBJECT: Court of Inquiry - Loss of WD Vehicle
No. 1630 - 250 S & T Coy.

British Increment (A Branch)
Rear HQ Fifth Army
CMF

Phone No: Lightning Rear 162

12 A

12 Apr 45

Reference the attached proceedings of a Court of Inquiry held to investigate the above named loss.

1. It is requested that a further copy of the proceedings of the Court of Inquiry be obtained. When forwarding Court of Inquiry proceedings to this HQ for write-off action, it is requested that they be forwarded in triplicate, as they are required in that form by AFHQ.

2. It is also requested that AF G-998 in triplicate in respect of the lost vehicle certified by a DADOS be also obtained and forwarded to this HQ.

3. Will you also please obtain and forward to this HQ a copy of the Lost Vehicle Report and a copy of the Police Report stating the result of their investigations in to the loss. In this connection your attention is drawn to GRO 169/45.

4. When submitting any future applications for write-off to this HQ, it is requested that the application be accompanied by a schedule giving the following information :-

- (a) The nature of the loss, or over-issue, and how it occurred.
- (b) The amount of the loss, distinguishing between WD and non-WD property.
- (c) On whose charge the cash, stores, supplies, vehicles, etc. alleged to have been lost or destroyed were held.
- (d) Who was primarily responsible.
- (e) Was the loss in any way facilitated by the action or neglect of any officer, WO, NCO, or OR, and if so, is it proposed to make him bear a part of the loss.
- (f) What disciplinary action has been taken. Where none is proposed reasons should be stated.
- (g) In cases of over-issues what measures have been taken to secure recovery from the recipients.
- (h) What arrangements were in operation at the time of the loss for safeguarding the property.
- (j) Does the case reveal any defect in the existing system of control or accounting, and if so, what remedy is proposed, not only in the case of the establishment concerned, but in similar establishments elsewhere.
- (k) All relevant dates should be given.
- (l) In cases of theft, that the loss was reported to the nearest

4024

Reference the attached proceedings of a Court of Inquiry held to investigate the above named loss.

1. It is requested that a further copy of the proceedings of the Court of Inquiry be obtained. When forwarding Court of Inquiry proceedings to this HQ for write-off action, it is requested that they be forwarded in triplicate, as they are required in that form by AFHQ.

2. It is also requested that AF G-998 in triplicate in respect of the lost vehicle certified by a DADOS be also obtained and forwarded to this HQ.

3. Will you also please obtain and forward to this HQ a copy of the Lost Vehicle Report and a copy of the Police Report stating the result of their investigations in to the loss. In this connection your attention is drawn to GRO 169/45.

4. When submitting any future applications for write-off to this HQ, it is requested that the application be accompanied by a schedule giving the following information :-

- (a) The nature of the loss, or over-issue, and how it occurred.
- (b) The amount of the loss, distinguishing between WD and non-WD property.
- (c) On whose charge the cash, stores, supplies, vehicles, etc. alleged to have been lost or destroyed were held.
- (d) Who was primarily responsible.
- (e) Was the loss in any way facilitated by the action or neglect of any officer, WO, NCO, or OR, and if so, is it proposed to make him bear a part of the loss.
- (f) What disciplinary action has been taken. Where none is proposed reasons should be stated.
- (g) In cases of over-issues what measures have been taken to secure recovery from the recipients.
- (h) What arrangements were in operation at the time of the loss for safeguarding the property.
- (j) Does the case reveal any defect in the existing system of control or accounting, and if so, what remedy is proposed, not only in the case of the establishment concerned, but in similar establishments elsewhere.
- (k) All relevant dates should be given.
- (l) In cases of theft, that the loss was reported to the nearest AFM/DAPM in accordance with AFHQ GRO 244/44.

5. The following additional points are made :-
- (a) The practice of immobilising a vehicle is forbidden by GRO 169/45 except under the circumstances mentioned in paras 3, 7, and 8 thereof.
 - (b) The disciplinary action taken against S/Sjt TRIONI and Pte BEARETTI is not stated.
 - (c) It is requested that GSO I 52 BLU states his recommendations on the proceedings as to what disciplinary action, if any, should be taken, and how the value of the lost vehicle should be written off.

...../6.

BEST COPY POSSIBLE

3rd April 1945

250 S & T Coy
 Legnano Combat Group

A Court of Inquiry composed as under assembled this
 3rd April at "La Pozza" 250 S&T Office, to inquire into:

"the circumstances under which a W.D. vehicle viz, Chevrollet 15 Cwt
 G.S. 4 X 2 W.D. No. 1630373 held on charge by 250 S & T Coy H.Q., was
 stolen at Montevarchi on February the 18th 1945.

- | | |
|-------------------------------|-------------|
| - 1st Capt. Lorenzelli Bruno | - President |
| - Lieut. Gaetano Agnese |) Members |
| - Lieut. Vincenzo Arcidiacono | |

The Court having duly assembled proceeds to hear the
 evidence.

1st Witness

2nd Lieut. Ziliani Ettore

2nd Lieut. Ziliani Ettore 250 S&T Coy
 having been duly sworn states:

"On February 18th I gave orders to my S.Sgt. Trioni Gino to buy some fresh commodities as ration increment for the soldiers of 250 S&T Coy H.Q. He left Radda in Chianti at 1530 with a W.D. truck Chevrolet 15 Cwt G.S. 4 X 2, driven by Pte Bearzotti Riccardo bound for Route 69 Arezzo - Firenze. At 2200 when I checked that all the men of the platoon were in their billets, and the vehicles in the park, I was informed by the duty Sgt. that S. Sgt. Trioni and Pte. Bearzotti were still out. At 2400 hrs. S. Sergeant Trioni informed me that having left unattended the vehicle for 5 minutes to get himself helped by the driver to transport some bags of fresh vegetables from a farmer house to the lorry, the W.D. Truck 15 Cwt was stolen. He went soon to report the theft to Montevarchi M.P. post.

E. Ziliani
 2nd Lieut. Ziliani Ettore
 250 S&T Coy H.Q. Legnano Group

Questioned by the President he replied that he gave instructions not to leave the vehicle unattended and in any case to remove the rotor arm to immobilise the vehicle or when possible to leave it in a W.D. guarded car park.

On request of the President he confirmed that Pte Bearzotti in the same night brought him the rotor arm removed by the vehicle, which is still in his possession.

2nd Witness

Sgt. Trioni Gino

S. Sgt. Trioni Gino having been duly sworn states:

On the 18th February, as per orders received, I left Radda in Chianti at 1530 bound for Montevarchi with the truck Chevrolet 15 Cwt G.S. 4 X 2 W.D. No. Z 1630373 driven by Pte. Bearzotti, to buy fresh commodities as ration increment for 250 S & T Coy H.Q.

At 2100hrs I was at Montevarchi and having to load the commodities bought in a farmer house, 200 yds from the main road, I ordered Pte Bearzotti to help me in the load, considering that the vehicle could not enter the narrow road linking the main road to the farmer house. For this the vehicle was left unattended for few minutes. When I returned to the truck, I did not find the vehicle and I looked for it at Montevarchi S.A. Units, thinking that it was taken by mistake by S.A. soldiers of the Post Camp. The vehicle not being found I reported the theft to Montevarchi M.P. post and here I was assured that investigations should have been done and the vehicle refound.

S. Sgt. Trioni Gino

S. Sgt. Trioni Gino

3rd Witness

Pte Bearzotti Riccardo

Pte Bearzotti Riccardo
having been duly sworn states:

On February 18th at 1530 I left Radda in Chianti bound for Montevarchi with S. Sgt. Trioni Gino to buy fresh commodities as ration increment. At 2100 hrs. at Montevarchi I was called by my Staff to help him to transport some bags of fresh vegetables from the farmer house to the truck, as the country road did not permit the vehicle in.

I removed the rotor arm, and the ignition contact, and I followed Sgt. Trioni. The vehicle was left unattended for five minutes, and when I returned to it bringing a bag on my back I did not find the truck.

When I returned to my Unit I delivered to my Officer the rotor arm that remained in my pocket.

Bearzotti Riccardo

Pte Bearzotti Riccardo

FINDING OF THE COURT

The Court having considered the evidence brought before it, is the opinion that no responsibility can be attached to any individual of the Unit for the loss of a W.D. vehicle Truck Chevrolet 15 Wt G.S. 4 X 2 W.D. No. Z 1630373 held on charge by 250 S & T Coy H.Q. in that he was immobilised by removal of the rotor arm. It is recommended that the loss be met out of public funds and the vehicle be struck off Unit Charge. The Court have been informed that against S. Sgt. Trioni and Pte Bearzotti involved in the loss, have been taken stern disciplinary actions.

Cap. Bruno Lorenzelli
1st Capt. Bruno Lorenzelli - President

Ten. Gaetano Agnese
Lieut. Gaetano Agnese - Member

Ten. Arcidiacono Vincenzo
Lieut. Vincenzo Arcidiacono - Member

250 S & T Coy
Legnano Combat Group

3rd April 1945

A Court of Inquiry composed as under assembled this 3rd April at "La Pozza" 250 S&T Coy Office to inquire into

" the circumstances under which a W.D. vehicle viz. Lorry 3 ton Dodge 4 X 2 G.S. W.D. L. 5689421 held on charge by 3rd Transport Platoon 250 S&T Coy, was stolen on January 22nd 1945 at Naples.

- 1st Capt. Bruno Lorenzelli - President

- Lieut. Gaetano Agnese)

- Lieut. Vincenzo Arcidiacono)

Members)

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga 3rd Transport Platoon, 250 S&T Coy having been duly sworn states:

" On January 21st, as per orders received, I sent to Naples 20 lorries to collect Ordnance Stores for Dados Dump. The convoy reached Naples at 1600 hrs and as the stores were not ready for collection, Sgt. Ricci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 went to take his supper with in the cab of the latter vehicle.

In the meantime the vehicle W.D. 5689421 was stolen.

4020

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards?"

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in. Pte Palmirotti, consumed his supper, went back to his vehicle, but

- Lieut. Gaetano Agnese)

- Lieut. Vincenzo Arcidiacono)

Members)

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga 3rd
Transport Platoon, 250 S&F Coy
having been duly sworn states:

2nd Lieut. Paolo Pittaluga

" On January 21st, as per orders received, I sent to Naples 20 lorries to collect Ordnance Stores for Dado's Dump. The convoy reached Naples at 1600 hrs and as the stores were not ready for collection, Sgt. Nicci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 went to take his supper with in the cab of the latter vehicle.

Pte Montenegro

In the meantime the vehicle W.D. 5689421 was stolen.

4020

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards? "

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in. Pte Palmirotti, consumed his supper, went back to his vehicle, but with surprise he did not find it. He informed the N.C.O of 52 Blk. with whom went to a M.P. post to report the theft.

Paolo Pittaluga

2nd Witness

Sgt. Alberto Ricci

Sgt. Alberto Ricci, having been duly sworn states:

" On 21st January I left Manziana as Commander of a twenty vehicles convoy, bound for Naples to collect Ordnance Stores for Dados Dump. I reached Naples at 1600 hrs. and I parked the vehicles at Plebiscito Square; giving orders to the drivers to remove the totor arm. On 22nd at 1200 hrs. I left the park and returned at 1645, and I was informed that the vehicle of Pte. Palmirotti had been stolen. Pte Palmirotti assured me that he left the lorry unattended for 15 minutes only, while he had gone to the cab of Pte Montenegro to take his supper. I was informed that Pte Palmirotti and the N.C.O. of 52 Blu had reported the theft to a M.F. post.

Ricci Alberto

Sgt. Ricci Alberto

3rd Transport Platoon
250 S & T Coy

3rd witness

Pte Alfredo Bacchieri

Pte Bacchieri Alfredo having been duly sworn states:

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte almirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy. I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri Alfredo

Pte. Bacchieri Alfredo
3rd Transport Platoon
250 S & T Coy

4th Witness

Pte Palmirotti Dino

Pte Palmirotti Dino, having been duly sworn states:

In the morning of 21st January I left Manziana with the 4th Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

Ricci Alberto

Sgt. Ricci Alberto
3rd Transport Platoon
250 S & T Coy

3rd witness

Pte Alfredo Bacchieri

Pte Bacchieri Alfredo having been duly sworn states :

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte Palmirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy. I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri Alfredo

Pte. Bacchieri Alfredo
3rd Transport Platoon
250 S & T Coy

4th Witness

Pte Palmirotti Dino

Pte Palmirotti Dino, having been duly sworn states:

In the morning of 21st January I left Manziana with the 3rd Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

The convoy reached Naples at 1600 hrs and parked at Plebiscito Square in a park guarded by M.P. and Italian soldiers. I past the night in the cab of my vehicle. In the afternoon of 22nd January at 1600 hrs, I left my vehicle unattended to reach the vehicle of Pte Montenegro, which was parked in the line ahead, to get my supper. When I returned to my vehicle I did not find it. On the first moment I thought that the vehicle had been taken by one of my fellows, and asked them about this matter. They replied me that nobody had gone away, and therefore the vehicle had been stolen. I asked to the guards about the moving of the vehicle, and they replied me that they do not check the vehicles at the exit. At 1700 approx. Sgt. Ricci, returned to the park and I informed him what occurred. I went with the M.C/O of 52 Bluto the M.P. post to report the theft.

I had removed the rotor arm to immobilise the vehicle as per order received by the convoy commander. In the car of my vehicle there were:

- No 1 Machine Gun Thompson 45 in.
- No 10 Magazines 20 rounds for Thompson
- No. 4 Blankets

and my equipment as per Normal Equipment List;

which have been lost. On request of the Court Pte Palmirotti produced the rotor arm removed from the vehicle.

FINDING OF THE COURT *Palmirotti*

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of:

- W.D. Lorry Dodge 3 ton G.S. 4 X 2 No. L. 5689421
- S. M.G. Thompson 45 in.
- No. 10 Magazines 20 rounds.
- No. 4 blankets
- and the equipment of Pte Palmirotti;

in that they were properly left in a guarded N.D. car park, and the vehicle immobilised by removal of the rotor arm. It is recommended that the lost be met out of public funds and:

- the vehicle,
- the S.M.G. Thompson
- No. 10 magazines 20 rounds
- No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Cap. Lorenzo Bruno

1st. Capt. Lorenzelli Bruno - President

Teu. Agnese Gaetano

Lieut. Gaetano Agnese

Member

Teu. Vincenzo Arcidiacono

Lieut. Vincenzo Arcidiacono - Member

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of:

W.D. Lorry Dodge 3 ton G.S. 4 X 2 No. L. 5689421

S. M.G. Thompson 45 in.

No. 10 Magazines 20 rounds.

No. 4 blankets

and the equipment of Pte Palmirotti;

in that they were properly left in a guarded W.D. car park, and the vehicle immobilised by removal of the rotor arm. It is recommended that the lost be met out of public funds and:

the vehicle,

the S.M.G. Thompson

No. 10 magazines 20 rounds

No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Wm. Lawrence G. M. G.

1st. Capt. Lorenzelli Bruno - President

Ten. Agnese Lorenzelli
Lieut. Gaetano Agnese Member

Lt. Vincenzo Arcidiacono
Lieut. Vincenzo Arcidiacono + Member

4018

250 S & T Coy
Legnano Combat Group

3rd April 1945

A Court of Inquiry composed as under assembled this 3rd April at "La Pozza" 250 S&T Coy Office to inquire into

" the circumstances under which a W.D. vehicle viz, Lorry 3 ton Dodge 4 X 2 G.S. W.D. L. 5689421 held on charge by 3rd Transport Platoon 250 S&T Coy, was stolen on January 22nd 1945 at Naples.

- | | |
|-------------------------------|-------------|
| - 1st Capt. Bruno Lorenzelli | - President |
| - Lieut. Gaetano Agnese |) |
| - Lieut. Vincenzo Arcidiacono |) |
| |) Members |

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga

2nd Lieut. Paolo Pittaluga 3rd Transport Platoon, 250 S&T Coy having been duly sworn states:

" On January 21st, as per orders received, I sent to Naples 20 lorries to collect Ordnance Stores for Dados Dump. The convoy reached Naples at 1600 hrs and as the stores were not ready for collection, Sgt. Ricci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 went to take his supper with in the cab of the latter vehicle. [Pte Montenegro

In the meantime the vehicle W.D. 5689421 was stolen.

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards?"

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in. Pte Palmirotti, consumed his supper, went back to his vehicle, but

- Lieut. Gaetano Agnese)

- Lieut. Vincenzo Arcidiacono)

Members)

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga

and Lieut. Paolo Pittaluga 3rd
Transport Platoon, 250 S&T Coy
having been duly sworn states:

" On January 21st, as per orders received, I sent to Naples 20 lorries to collect Ordnance Stores for Dados Dump. The convoy reached Naples at 1600 hrs and as the stores were not ready for collection, Sgt. Ricci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 went to take his supper with in the cab of the latter vehicle.

In the meantime the vehicle W.D. 5689421 was stolen.

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards?"

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in. Pte Palmirotti, consumed his supper, went back to his vehicle, but with surprise he did not find it. He informed the N.C.O of 52 B44177 with whom went to a M.P. post to report the theft.

Paul Pittaluga

2nd Witness

Sgt. Alberto Ricci

Sgt. Alberto Ricci, having been duly sworn states:

" On 21st January I left Manziana as Commander of a twenty vehicles convoy, bound for Naples to collect Ordnance Stores for Dados Dump. I reached Naples at 1600 hrs. and I parked the vehicles at Plebiscito Square; giving orders to the drivers to remove the totor arm. On 22nd at 1200 hrs. I left the park and returned at 1645, and I was informed that the vehicle of Pte. Palmirotti had been stolen. Pte Palmirotti assured me that he left the lorry unattended for 16 minutes only, while he had gone to the cab of Pte Montenegro to take his supper. I was informed that Pte Palmirotti and the W.C.O. of 52 Blu had reported the theft to a M.P. post.

Ricci Alberto

Sgt. Ricci Alberto

3rd Transport Platoon
250 S & T Coy

3rd witness

Pte Alfredo Bacchieri

Pte Bacchieri Alfredo having been duly sworn states:

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte Palmirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy, I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri Alfredo

Pte. Bacchieri Alfredo
3rd Transport Platoon
250 S & T Coy

4th Witness

Pte Palmirotti Dino

Pte Palmirotti Dino, having been duly sworn states:

In the morning of 21st January I left Manziana with the 1645 Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

Ricci Alberto
Sgt. Ricci Alberto
3rd Transport Platoon
250 S & T Coy

Pte Bacchieri Alfredo having been duly
sworn states:

3rd witness
Pte Alfredo Bacchieri

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte Palmirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy, I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri Alfredo
Pte. Bacchieri Alfredo
3rd Transport Platoon
250 S & T Coy

4th witness
Pte Palmirotti Dino
Pte Palmirotti Dino, having been duly
sworn states:

In the morning of 21st January I left Manziana with the 1st/46 Dodge 3 ton G.S. 4 X 2 W.D. No. I. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

The convoy reached Naples at 1600 hrs and parked at Plebiscito Square in a park guarded by M.P. and Italian soldiers. I past the night in the cab of my vehicle. In the afternoon of 22nd January at 1600 hrs, I left my vehicle unattended to reach the vehicle of Pte Montenegro, which was parked in the line ahead, to get my supper. When I returned to my vehicle I did not find it. On the first moment I thought that the vehicle had been taken by one of my fellows, and asked them about this matter. They replied me that nobody had gone away, and therefore the vehicle had been stolen. I asked to the guards about the moving of the vehicle, and they replied me that they do not check the vehicles at the exit. At 1700 approx. Sgt. Ricci, returned to the park and I informed him what occurred. I went with the M.C/O of 52 Bluffs the M.P. post to report the theft.

I had removed the rotor arm to immobilise my vehicle as per order received by the survey commander. In the car of my vehicle there were:

No. 1 Machine Gun Thompson 45 in.
No. 10 Magazines 20 rounds for Thompson
No. 4 Blankets
and my equipment as per Normal Equipment List;

which have been lost. On request of the Court Pte Palmirotti produced the rotor arm removed from the vehicle.

FINDING OF THE COURT *Palmirotti American*

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of:

W.D. Lorry Dodge 3 ton G.S. 4 X 2 No. L. 5689421
S.M.G. Thompson 45 in.
No. 10 Magazines 20 rounds.
No. 4 blankets
and the equipment of Pte Palmirotti;

in that they were properly left in a guarded W.D. car park, and the vehicle immobilised by removal of the rotor arm. It is recommended that the lost be met out of public funds and:

the vehicle,
the S.M.G. Thompson
No. 10 magazines 20 rounds
No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Unit to receive from
1st. Capt. Lorenzelli Bruno - President
Ten. Agnese Gaetano Member
Lieut. Gaetano Agnese
Lt. Arcidiacono Vincenzo
Lieut. Vincenzo Arcidiacono - Member

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of:

W.D. Lorry Dodge 3 ton G.S. 4 X 2 No. L. 5689421

S. M.C. Thompson 45 in.

No. 10 Magazines 20 rounds.

No. 4 blankets

and the equipment of Pte Palmirotti;

in that they were properly left in a guarded W.D. car park, and the vehicle immobilised by removal of the rotor arm. It is recommended that the lost be met out of public funds and:

the vehicle,

the S.M.C. Thompson

No. 10 magazines 20 rounds

No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Cap. Lorenzelli Bruno
1st. Capt. Lorenzelli Bruno - President

Ten. Agnese Gaetano
Lieut. Gaetano Agnese - Member

Lieut. Vincenzo Arcidiacono
Lieut. Vincenzo Arcidiacono - Member

4015

SUBJECT :- Stolen vehicles Courts of Inquiry.

British Infantry, G-SD Branch,
HQ FIFTH Army.

Tele : LIGHTNING 98.

196/5/G(SD).

10 Apr 45.

52 BLU

Copy to:-

G-1 Brit

Ref your Ag/20/2 dated 5 Apr 45.

The proceedings have been forwarded to G-1 Brit for action. AMHQ are the authority for striking the vehicles off strength and pending the receipt of the authority replacements, when available, will be issued against retention certificates.

SA. Russell
Brigadier,
Deputy Chief of Staff.

/ary

4014

2A

SUBJECT:- Stolen Vehicles - Courts of Inquiry

Rear HQ.,
52 British Liaison Unit.
CMF.
5 April 45

To:- G(SD).,
British Increment
Fifth Army

AG/20/2

Reference conversation Rutledge/Gwyther.

Herewith proceedings in duplicate of two Courts
of Inquiry held by Legnano Group relating to stolen vehicles.

It is desired to have authority to strike these
vehicles off strength and issue the necessary Part X Order,
and to indent for replacements for the vehicles.

RWG/WN.

avh.

+

Major.
DAA&ONG.

FR/

3rd April 1945

250 S & T Coy

Legnano Combat Group

C.M. 155

Subject : Court of Inquiry

To: 52 RLU

C.M.F.

Herewith enclosed findings of the Court of Inquiry, assembled on April 3rd, to inquire into the circumstances under which the W.D. vehicles:

- Lorry Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421
- Truck Chevrolet 15 Cwt G.S. 4 X 2 W.D. No. Z 1630373

held on charge by this Unit were lost.

Corvelli

Major

Commanding 250 S & T Coy

Legnano Combat Group



Herewith enclosed findings of the Court of Inquiry, assembled on April 3 rd, to inquire into the circumstances under which the W.D. vehicles:

- Lorry Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421
- Truck Chevrolet 15 Cwt G.S. 4 X 2 W.D. No. Z 1630373

held on charge by this Unit were lost.

Corvelli

Major

Commanding 250 S & T Coy

Legnane Combat Group

[Signature]

4013

3rd April 1945

50 S & T Coy
 gnano Combat Group

A Court of Inquiry composed as under assembled this
 3rd April at "La Pozza" 250 S&T Office, to inquire into:

"the circumstances under which a W.D. vehicle viz, Chevr 15 Cwt
 G.S. 4 X 2 W.D. No. 1630373 held on charge by 250 S & T Coy H.Q., was
 stolen at Montevarchi on February the 18th 1945.

- 1st Capt. Lorenzelli Bruno	- President
- Lieut. Gastano Agnese	)
- Lieut. Vincenzo Arcidiacono	) Members

The Court having duly assembled proceeds to hear the
 evidence.

1st Witness

2nd Lieut. Ziliani Ettore

2nd Lieut. Ziliani Ettore 250 S
 having been duly sworn states:

"On February 18th I gave orders to my S.Sgt. Tr
 to buy some fresh commodities as ration increment for the so
 250 S&T Coy H.Q. He left Radda in Chianti at 1530 with a W.
 Chevrolet 15 CWT G.S. 4 X 2, driven by Pte Bearzotti Ricc
 Route 69 Arezzo - Firenze. At 2200 when I checked that all
 platoon were in their billets, and the vehicles in the pa
 med by the duty Sgt. that S. Sgt. Trioni and Pte. Bearz
 out. At 2400 hrs. S. Sergeant Trioni informed me that
 unattended the vehicle for 5 minutes to gett himself
 driver to transport some bags of fresh vegetables fr
 to the lorry, the W.D. Truck 15 Cwt was stolen. He
 the theft to Montevarchi M.P. post.

2nd Lieut. Ziliani Ettore
 2nd Lieut.
 250 S&T Co

Questioned by the President he replied th
 to leave the vehicle unattended and in
 arm to immobilise the vehicle or when
 guarded car park.

On request of the President he confirmed that Pte Bearzotti in the same night brought him the rotor arm removed by the vehicle, which is still in his possession.

2nd Witness

S2 Sgt. Trioni Gino

S. Sgt. Trioni Gino having been duly sworn states:

On the 18th February, as per orders received, I left Radda in Chianti at 1530 bound for Montevarchi with the truck Chevrolet 15 Cwt G.S. 4 X 2 W.D. No. Z 1680373 driven by Pte. Bearzotti, to buy fresh commodities as ration increment for 250 S & T Coy H.Q.

At 2100hrs I was at Montevarchi and having to load the commodities bought in a farmer house, 200 yds from the main road, I ordered Pte Bearzotti to help me in the load, considering that the vehicle could not enter the narrow road linking the main road to the farmer house. For this the vehicle was left unattended for few minutes.

When I returned to the truck, I did not find the vehicle and I looked for it at Montevarchi S.A. Units, thinking that it was taken by mistake by S.A. soldiers of the Rest Camp. The vehicle not being found I reported the theft to Montevarchi M.P. post and here I was assured the investigations should have been done and the vehicle refound.

Sgt. G. Trioni
S. Sgt. Trioni Gino

3rd Witness

Pte Bearzotti Riccardo

Pte Bearzotti Riccardo
having been duly sworn states:

On February 18th at 1530 I left Radda in Chianti bound for Montevarchi with S. Sgt. Trioni Gino to buy fresh commodities as ration increment. At 2100 hrs. at Montevarchi I was called by my Staff to help him to transport some bags of fresh vegetables from the farmer house to the truck, as the country road did not permit the vehicle in.

I removed the rotor arm, and the ignition contact, and I followed Sgt. Trioni. The vehicle was left unattended for five minutes, and when I returned to it bringing a bag on my back I did not find the truck.

When I returned to my Unit I delivered to my Officer the rotor arm that remained in my pocket.

Bearzotti Riccardo
Pte Bearzotti Riccardo

INDING OF THE COURT

The Court having considered the evidence brought before it, is the opinion that no responsibility can be attached to any individual of the Unit for the loss of a W.D. vehicle Truck Chevrolet 15 Cwt U.S. 4 X 2 W.D. No. Z 1630373 held on charge by 250 S & T Coy H.Q. in that he was immobilised by removal of the rotor arm. It is recommended that the loss be met out of public funds and the vehicle be struck off Unit Charge.

The Court have been informed that against S. Sgt. Trioni and Pte Bearzotti involved in the loss, have been taken stern disciplinary actions.

Cap. Romualdo Mura
1st Capt. Bruno Lorenzelli - President

Lieut. Gaetano Agnese
Lieut. Gaetano Agnese - Member

Lieut. Vincenzo Arcidiacono
Lieut. Vincenzo Arcidiacono - Member

3rd April 1945

250 S&T Coy
Legnano Combat Group

A Court of Inquiry composed as under assembled this 3rd April at "La Pozza" 250 S&T Coy Office to inquire into

" the circumstances under which a W.D. vehicle viz, Lorry 3 ton Dodge 4 X 2 G.S. W.D. L. 5689421 held on charge by 3rd Transport Platoon 250 S&T Coy, was stolen on January 22nd 1945 at Naples.

- 1st Capt. Bruno Lorenzelli - President

- Lieut. Gaetano Agnese)

- Lieut. Vincenzo Arcidiacono)

Members)

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga 3rd Transport Platoon, 250 S&T Coy having been duly sworn states:

2nd Lieut. Paolo Pittaluga

" On January 21st, as per orders received, I sent to Naples 20 Lorries to collect Ordnance Stores for Dados Dump. The convoy reached Naples at 1600 hrs and as the stores were not ready for collection, Sgt. Ricci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 went to take his supper with in the cab of the latter vehicle.

In the meantime the vehicle W.D. 5689421 was stolen.

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards?"

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in. Pte Palmirotti, consumed his supper, went back to his vehicle 4004

- Lieut. Gaetano Agnese)

- Lieut. Vincenzo Arcidiacono)

Members)

The Court having duly assembled proceeds to hear the evidence.

1st Witness

2nd Lieut. Paolo Pittaluga

2nd Lieut. Paolo Pittaluga 3rd
Transport Platoon, 250 S&T Coy
having been duly sworn states:

" On January 21st, as per orders received, I sent to Naples 20 lorries to collect Ordnance Stores for Dados Dump. The convoy reached Naples at 1600 hrs. and as the stores were not ready for collection, Sgt. Ricci, in charge of the convoy, parked the vehicles at Plebiscito Square in a park guarded by M.P. and Italian soldiers, and gave orders to the drivers to remove the rotor arm. On the 22nd at about 1600 hrs., Pte Palmirotti, driver of the W.D. vehicle Dodge 3 ton G.S. 4 X 2 W.L. No. L. 5639421 went to take his supper with in the cab of the latter vehicle.

In the meantime the vehicle W.D. 5639421 was stolen.

President.-

" Did the other drivers see the vehicle moving bound for the exit and did they inform the guards?"

2nd Lieut. Pittaluga.- The guards saw the lorry bound for the exit, but was not checked by them, as they believed it was a vehicle driven by its own driver on duty. The other drivers thought the same thing, considering that in the park other vehicles Dodge 3 ton G.S. 4 X 2, not belonging to the convoy, were parked in.
Pte Palmirotti, consumed his supper, went back to his vehicle 46049 with surprise he did not find it. He informed the M.C.O of 52 Blk. with whom went to a M.P. post to report the theft.

Paolo Pittaluga

2nd Witness

Sgt. Alberto Ricci

Sgt. Alberto Ricci, having been duly sworn states:

" On 21st January I left Manziana as Commander of a twenty vehicles convoy, bound for Naples to collect Ordnance Stores for Dados Dump. I reached Naples at 1600 hrs. and I parked the vehicles at Plebiscito Square; giving orders to the drivers to remove the rotor arm. On 22nd at 1200 hrs. I left the park and returned at 1645, and I was informed that the vehicle of Pte. Palmirotti had been stolen. Pte Palmirotti assured me that he left the lorry unattended for 15 minutes only, while he had gone to the cab of Pte Montenegro to take his supper. I was informed that Pte Palmirotti and the M.C.O. of 52 Bln had reported the theft to a M.P. post.

Ricci: H.P. 18/1

Sgt. Ricci Alberto

3rd Transport Platoon

250 S & T Coy

3rd witness

Pte Alfredo Bacchieri

Pte Bacchieri Alfredo having been duly sworn states:

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte Palmirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy, I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri: Affido

Pte. Bacchieri Alfredo

3rd Transport Platoon

250 S & T Coy

4th Witness

Pte Palmirotti Dino

Pte Palmirotti Dino, having been duly sworn states:

In the morning of 21st January I left Manziana with the lorry Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

Ricci Alberto

Sgt. Ricci Alberto
3rd Transport Platoon
250 S & T Coy

3rd witness
Pte Alfredo Bacchieri

Pte Bacchieri Alfredo having been duly sworn states:

" On 22nd January I was in the cab of my vehicle parked at Naples, Plebiscito Square. At 1600 I saw Pte Palmirotti in the cab of the vehicle of Pte Montenegro while he was eating with him. From my cab I saw a lorry Dodge 3 ton 4 X 2 moving bound for the exit, but as in the park there were several other vehicles Dodge 3 ton G.S. not belonging to our convoy, I thought it was one of these last mentioned, and I did not inform my fellow. I could not see the number and the badges of the moving vehicle as it was dusty and dirty.

Bacchieri Alfredo

Pte. Bacchieri Alfredo
3rd Transport Platoon
250 S & T Coy

4th Witness

Pte Palmirotti Dino

Pte Palmirotti Dino, having been duly sworn states:

In the morning of 21st January I left Manziana with the lorry Dodge 3 ton G.S. 4 X 2 W.D. No. L. 5689421 and with other 19 vehicles under the command of Sgt. Ricci Alberto of 3rd Transport Platoon 250 S & T Coy, bound for Naples.

The convoy reached Naples at 1600 hrs and parked at Plebiscito Square in a park guarded by M.P. and Italian soldiers. I past the night in the cab of my vehicle. In the afternoon of 22nd January at 1600 hrs, I left my vehicle unattended to reach the vehicle of Pte Montenegro, which was parked in the line ahead, to get my supper. When I returned to my vehicle I did not find it. On the first moment I thought that the vehicle had been taken by one of my fellows, and asked them about this matter. They replied me that nobody had gone away, and therefore the vehicle had been stolen. I asked to the guards about the moving of the vehicle, and they replied me that they do not check the vehicles at the exit. At 1700 approx. Sgt. Ricci. returned to the park and I informed him what occurred. I went with the N.C/O of 52 Bluto the M.P. post to report the theft.

I had removed the rotor arm to immobilise vehicle as per order received by the convoy commander. In the cab of my vehicle there were:

No 1 Machine Gun Thompson 45 in.
No 10 Magazines 20 rounds for Thompson
No. 4 Blankets

and my equipment as per Normal Equipment List;

which have been lost. On request of the Court Pte Palmirotti produced the rotor arm removed from the vehicle.

FINDING OF THE COURT *Palmirotti & son*

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of:

W.D. Lorry Dodge 3 ton G.S. 4 X 2 No. L. 5689421
S. M.G. Thompson 45 in.
No. 10 Magazines 20 rounds.
No. 4 blankets
and the equipment of Pte Palmirotti;

in that they were properly left in a guarded N.D. car park and the vehicle immobilised by removal of the rotor arm. It is recommended that the lost be met out of public funds and:

the vehicle,
the S.M.G. Thompson
No. 10 magazines 20 rounds
No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Sup. - [Signature]
1st. Capt. Lorenzelli Bruno - President
Ten. Agnese [Signature]
Lient. Gaetano Agnese Member, 4007
Ten. Vincenzo Arcidiacono [Signature]
Lient. Vincenzo Arcidiacono - Member

1454
Declassified E.O. 12065 Section 1-402/NNBC NO. 785020

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the vehicle.
the S.M.G. Thompson
No. 10 magazines 20 rounds
No. 4 blankets and the personal equipment of Pte Palmirotti be struck off by Unit charge.

Sup. Palmirotti
1st. Capt. Lorenzelli Bruno - President
Ten. Agnese
Lieut. Gaetano Agnese Member, 4007
Ten. Vincenzo Arcidiacono
Lieut. Vincenzo Arcidiacono - Member

SUBJECT:- Courts of Inquiry

British Liaison Unit.

C.I.F.
20 Feb 45

To:- HQ Legnano
Gruppo di Combattimento

AG/20/1

Herewith directive in Courts of Inquiries. It is emphasised that this is a purely British procedure and is only necessary in cases where reports or findings are required by British higher authorities. In all other cases normal Italian procedure should be followed.

RWG/VN.

[Signature]
Major.
DAA&CMG.

400

APPENDIX 'A'

5th Bn.
Essex Regt.

20th Feb 45

A Court of Inquiry will assemble at "B" Coy Office on Thursday 22nd Feb 1945 at 0900 hrs composed as follows:-

Major. A. Brown - PRESIDENT

Lieut. J. Smith)
2/Lieut. R. Green) - MEMBERS

The Court will inquire into the circumstances under which a W.D. vehicle, viz: Lorry 3 ton Bedford 4x2 GS W.D.No. Z.5779463, held on charge by "A" Coy, 5th Bn Essex Regt was lost on or about 19th Feb 1945 at AREZZO. The Court will fix responsibility for such loss.

The following witnesses will attend:-

Lieut. P. Scott
S/Sgt. I. Black
Pte. M. Todd

and such other witnesses as the Court may require.

The evidence will be taken on oath and will be forwarded in triplicate with the findings endorsed on each copy, to the Adjutant.

(sgd) L. Jones
for Capt & Adjt.
for, O.C. 5th Bn. Essex Regt. 4005

1857

DECLASSIFIED E.O. 12065 Section 3-402/NNDC NO. 785020

PROCEDURE FOR THE CONVENING AND HOLDING OF COURTS OF INQUIRY

1. A Court of Inquiry consists of a President and either one or two officer members appointed to inquire into loss of or damage to W.D. property, stores, equipment or money or the death or injury of military personnel in circumstances other than battle casualties.
2. Where any of the circumstances mentioned in para 1 occur and the loss, damage or injury is obviously due to the act, neglect or default of an individual officer or soldier, no Court of Inquiry need be held but proceedings should be instituted against the individual concerned. Where, however, any doubt exists as to which of several individuals is responsible or where it is considered loss or damage may have occurred without any individual being personally responsible a Court of Inquiry must be held.
3. The appointment of the President and members is the responsibility of the O.C. of the unit, or Head of Service concerned or where the O.C. or Head of Service may himself be held responsible then the responsibility rests with his immediately superior officer. For example, where loss of stores occurs in an infantry company the C.O. Battalion appoints the Court of Inquiry. Where the loss is of Divisional Stores or vehicles not on charge to a particular Unit, the Divisional A/Q appoints the Court of Inquiry.
4. The order convening a Court of Inquiry must state (a) The President and Members (b) the time and place at which the Court will sit (c) the exact facts and circumstances into which the Court is to inquire (d) what witnesses will attend (e) whether evidence is to be taken on oath (f) where the proceedings are to be sent, after the Courts findings. The order may set out any specific question which the Court is desired to answer. An example of a convening order for a Court of Inquiry is attached at Appendix 'A'.
5. All statements and evidence must be taken down verbatim at the hearing and at the conclusion of the evidence the Court writes its findings which must be signed by all members of the Court. If the Court fails to agree each member writes and signs his own finding and the proceedings are signed by the President. A skeleton example of the proceedings of a Court of Inquiry is attached at Appendix 'B'.
6. Where the property or personnel involved belong to the Italian Army or Italian State the above procedure will not apply. It is only for use in cases involving W.D. property issued or in possession of the group or where British or Allied personnel are killed or injured through the negligence or default of personnel.

3. The appointment of the President and members is the responsibility of the O.C. of the unit, or Head of Service concerned or where the O.C. or Head of Service may himself be held responsible then the responsibility rests with his immediately superior officer. For example, where loss of stores occurs in an infantry company the C.O. Battalion appoints the Court of Inquiry. Where the loss is of Divisional Stores or vehicles not on charge to a particular Unit, the Divisional A/Q appoints the Court of Inquiry.
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5. All statements and evidence must be taken down verbatim at the hearing and at the conclusion of the evidence the Court writes its findings which must be signed by all members of the Court. If the Court fails to agree each member writes and signs his own findings and the proceedings are signed by the President. A skeleton example of the proceedings of a Court of Inquiry is attached at Appendix 'B'.
6. Where the property or personnel involved belong to the Italian Army or Italian State the above procedure will not apply. It is only for use in cases involving W.D. property issued or in possession of the Group or where British or Allied personnel are killed or injured through the negligence or default of any member of the Group. In the case of W.D. property on charge to the Group the procedure is necessary to allow any such property which has been lost, stolen, destroyed or damaged to be written off charge and replaced. 400/4
7. Proceedings should be forwarded to the convening authority who should send one copy to the B.L.U. who will advise whether or not the proceedings need be forwarded to Higher Authority.

R.L.

Major.
DAA&QME.

RWG/NN.

APPENDIX 'B'

A Court of Inquiry composed as under assembled this 22nd day of February 1945. at "B" Coy Office to inquire into

the circumstances under which a W.D. vehicle viz:-
Lorries 3 ton Bedford 4x2 GS W.D. No. Z.5779453, held on
charge by "A" Coy, 5th Bn Essex Regt was lost on or about
18th Feb 1945 at AREZZO.

Major A. Brown. - PRESIDENT

Lieut. J. Smith) - MEMBERS
2/Lt. R. Green)

The Court having duly assembled proceeds to hear the evidence.

1st WITNESS:-

Lieut. P. Scott

Lieut P. Scott, 'A' Coy, 5th Bn the Essex
Regt having been duly sworn states:-

"Set out statement"

Questioned by the President "Set out questions"

Reply

"Set out reply"

(s.d) P. Scott.

2nd WITNESS:-
S/Sgt I. Black

No: 2794863 S/Sgt Black. I. having been duly
sworn states:-

"Set out statement"

(s.d) I. Black.

3rd WITNESS:-
Pte M. Todd.

No. 1577902 Pte Todd. M. having been duly sworn
states:-

400

Lieut. J. Smith) - MEMBERS
2/Lt. R. Green)

The Court having duly assembled proceeds to hear the evidence.

1st WITNESS:-
Lieut. P. Scott

Lieut P. Scott, 'A' Coy, 5th Bn the Essex Regt having been duly sworn states:-

"Set out statement"

Questioned by the
President

"Set out questions"

Reply

"Set out reply"

(sgd) P. Scott.

2nd WITNESS:-
S/Sgt L. Black

No: 2794863 S/Sgt Black. L. having been duly sworn states:-

"Set out statement"

(sgd) L. Black.

3rd WITNESS:-
Pte M. Todd

No. 1577902 Pte Todd. M. having been duly sworn states:-

"Set out statement"

Questioned by
Court

"Set out question"

Reply

"Set out reply"

(sgd) M. Todd.

Pending of the Court/.....

FINDING OF THE COURT

The Court having considered the evidence brought before it, is of the opinion that the loss of the vehicle W.D. No. 5779463 was due to the negligence of the Driver Pte Todd in that he left it unattended in an unguarded car park without immobilising it and contrary to the orders of Lieut Scott.

The Court recommends disciplinary action be taken ~~against~~ against Pte Todd and that steps be taken to strike the vehicle off Unit charge.

(sgd) A. Brown President
J. Smith) Members
R. Green)

or, alternatively.

FINDING OF THE COURT

The Court having considered the evidence brought before it, is of the opinion that no responsibility can be attached to any individual of the Unit for the loss of W.D. vehicle No. 2. 5779463 in that it was properly left in a guarded W.D. car park and was immobilised by removal of the rotor arm. It is recommended the loss be met out of public funds and the vehicle be struck off Unit charge.

(sgd) A. Brown. President
J. Smith) Members
R. Green)

