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Declassified E.O. 12356 Section 3.3/NND No. 785015

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Declassified E.O. 12356 Section 3.3/NND No. 785015

10000/136/296

YUGOSLAV AFFAIRS, GENERAL
APR. – NOV. 1946

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Declassified E.O. 12356 Section 3.3/NND No. 785015

1020/CC

Q. M. G. Form 333 (Old No. 493)
Issued July 25, 1918

LIST OF PAPERS

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Chief Commissioner

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ALLIED COMMISSION

From: 8 Jan 46
To : 31 Oct 46

Confidential SECRET

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
377	Cbl 5190	14 Oct 46	P.C. AMG Udine	Req rep to ltr 4215/27/EC 6 Oct46
377a	Cbl GIB 30	15 Oct 46	Pub Saf	Infrm Smodlaka his req ref US Br Gov.
378	Ltr 9009/275/EC	16 Oct 46	Dr. Prunas	Req rep on prog madeon restit of Jugo prop in It. hands Encl
378a	Cbl PC 47	17 Oct 46	Ex Comm	Re examining credentials of Yugo lands owners
379	Cbl AG/01070	19 Oct 46	Disper	Request info re Yugo DP&PW/SEP Encl
380	Ltr 9009/283/EC	19 Oct 46	Prunas	Thank fr ltr 34461/83 15 Oct 46
381	Ltr N. 34975/88	19 Oct 46	Prunas	Frwd of ltr re removal of ind mach by Jugo
382	Ltr 34975/88	19 Oct 46	Prunas	Re removal of mach from Isl of Istr
382a	Cbl AG/01452	24 Oct 46	Security Div	Jugo citizen Ivan alleged to bein Santa Maria Florence
383	Cbl GIB 64	24 Oct 46	Public Safety	Re meeting between Simurina and Jugo Rep
384	Ltr 3604/449/EC	25 Oct 46	Yugo Rep ACI	Infrm Jugo Rep meeting between Rep and Simurina
384a	Ltr Hamblen	25 Oct 46	Chairman ACI	Restituof Jugo prop fr It
385	Ltr 4215/39/EC	26 Oct 46	Smodlaka	List of land owners in Ratece Planica
386	Ltr 3643/EC	26 Oct 46	AFHQ	Re corres from AFHQ dealing with War Criminals
387	Ltr 5609/359/EC	26 Oct 46	G-5 AFHQ	Release of It vessel by Jugo

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Confidential

This file downgraded to:

Confidential SECRET

INSTRUCTIONS.—When papers on a subject become numerous, they will be numbered serially and brief entries made on this form.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

1020/CC

Form 338 (Old No. 680)

LIST OF PAPERS

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Chief Commissioner

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From: 8 Jun 46
To. :

SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
362b	Cbl FX 77610 SACMED NAF 1211	9 Sep 46	Agwar	Seizure of It Vessels by Jugs
362a	Cbl FX 71645 CMF	9 Sep 46	Disthrea	Request fr info re Kokanovic
363	Ltr 641/60/EC	10 Sep 46	Smodlaka	Ltr of rebuttel re extradition of Jugoslav Traitors
363a	Cbl 1064 RAAC	10 Sep 46	Security	Correction to cbl re Kokanovic
363b	Cbl AG 649 Disthrea	10 Sep 46	217 Area	Case of Jug deserter - Kokanovic
363c	Ltr 5609/315/EC	10 Sep 46	VGWBC	Jug seizure of S/S "Rex"; Encl
364	Ltr DPR/2/G-II DP	11 Sep 46	Prunas	Resettelement overseas of Jug refugees
365	Cbl 4920 Disper	11 Sep 46	Hq BTA; AFHQ G-5	Royce & Findlay arriving at Klagenfurt 15 Sep 46
366	Cbl 4943 EC	13 Sep 46	AFHQ G-5	Jug War-Booty in Ven Giu
367	Ltr 5609/318/EC	13 Sep 46	Br Emb Rome	Seizure of It Vessels by Jugs;Encl
+ 368	Cbl FX 71828 CMF	13 Sep 46	Disper	Return of Jug PW/Sep & DP in Italy
368a	Cbl 912.20 G-5	16 Sept 46	CC	Frwd report NavyS/C on SS Srbin
368b	Ltr 5611/37/EC	19 Sep 46	Min For Affs, Rome	Frwdng of Smodlaka ltr 1324/46 of 30 Aug 46 re It boats fishing in Jugoslav waters
369	Ltr 5609/325/EC	20 Sep 46	AFHQ G-5	Jug seizure of It Fishing Vessel "Florido"
370	Ltr 257101 Min For Commerce	21 Sep 46	Econ Sec	Request AC approval to cont seizure of It goods illegaly purchased by Jugs
370a	Ltr 5609/327/EC	24 Sept 46	Polad A&B	Matt SS REX taken up with Jugoauth
370b	Cbl 5601/118/EC	26 Sept 46	G-5 Section	Search and release of SS Srbin & SS Karmen
371	Cbl 5609/329/EC	27 Sept 46	Min For Affs,Rome	Seizure of It Vessel by Jugo
372	Ltr 9009/24/EC	30 Sept 46	Jugo Rep A.C.I.	Jugo goods sequestered in Italy
373	Ltr 9009/251/EC	2 Oct 46	Prunas	Restituition of Jugo prop in Italian hands
374	Ltr5609/334/EC	3 Oct 46	Mr. Key	Reg not mentioning listing of vessel in earlier ltr
375	Ltr 4215/27/EC	8 Oct 46	Prov Comm AMG	Frwd of info on Jugo Grazing rights
376	Cbl 9009/266/EC	8 Oct 46	Jugo Rep ACI	Restit of Oeuvres de Montesquieu
376a	Cbl NSC/5526	11 Oct 46	Comm in Chief Med	Policy re transfer of vessels seized by It auth to Jugo

INSTRUCTIONS.—When papers on a subject become numerous, they will be numbered serially and brief entries made on this form.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

1020/CC

M. C. Form 553 (Old No. 490)
Revised July 31, 1945

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Chief Commissioner

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
349	Ltr 4022/337/EC	20 Aug 46	SCAO 13 Corps	Gift parcels fm US fr Jugoslavia
350	Ltr 4022/336/EC	20 Aug 46	Smodlaka	Ack of ltr 1245/46 of 16 Aug 46
351	Ltr 9009/222/EC	20 Aug 46	Min of For Affs	Jug Bank allegedly looted by It Occupation authorities; Incl ltr 1151/46 of 8 Aug 46 fm Smodlaka
†351a	Cbl FX 70742 CMF	20 Aug 46	Disper	Amend to FX 70391 re repat of Jug
†351b	Ltr Tilley	20 Aug 46	Com Gen 13 Corps	Murder of Protuliano by Banici; Incl
352	Memo Stone	21 Aug 46	EC	Query re schooner "S.Giorgio 2"
352a	Cbl 65769CA1 Troop	21 Aug 46	EC	Royce's ETA to be 27 Aug 46
352b	Cbl FX 70789 CA CMF	21 Aug46	Troopers	Distrib Jug Newspapers DP Camps
353	Ltr 4/29.4R/CA	23 Aug 46	AFHQ G-5	Frwdng of Report on It crimes against Jugoslavia
+354	Cbl FX 70911 SACM	23 Aug 46	CA Sec	Req this Hq views re pub of Gen Order fr prep of elect rolls, V.G.
+354a	Ltr 4022/341/EC	24 Aug 46	AFHQ G-5	Parcels fm US to Jugoslavia - Jug request fr Jug Post Off. in Triest
355	Cbl 66035/CA1 WO	26 Aug 46	AFHQ	Info re Royce's ETA
356	Cbl 4745 Knisley	26 Aug 46	AFHQ G-5	It Govt has not confirmed total repat of It fishermen captured by Jugs
356a	Ltr NMC/5386 CC	Aug 46	AFHQ G-5	Jugoslavion Ship Inquiries
357	Ltr 5609/302/EC	28 Aug 46	Perla	Perla's request fr release of It Fishing Vessels seized by Jugs
358	Ltr 5609/303/EC	28 Aug 46	AFHQ G-5	Frwdng of ltr fm Perla re Jug seizure of It Vessels
358a	Ltr 9009/232/EC	31 Aug 46	Min of For Affs	Return of Jug goods taken by Its
358b	Cbl FX 71372 CMF	3 Sep 46	Troopers	Confirmed newspapers & statements re Jug repat distrbtd in DP camps
359	Ltr 5609/309/EC	4 Sep 46	VGWBC AMG 13 Corp	Frwdng of info and request fr info re M/S "Citta' di Marsala"
360	Ltr 5602/173/EC	4 Sep 46	Min of For Affs	Launching of It Motor Schooner "S.Giorgio 2".
361	Ltr 5609/309/EC	4 Sep 46	VGWBC 13 Corps	M/S "Citta' di Marsala; Encls.
362	Cbl FX 71562 SACM	7 Sep 46	Hq BTA	Visit of Prof Royce accompanied by Col Findlay
362a	Cbl 1091/1C Hq BTA	9 Sep 46	AFHQ	Visit of Royce and Findlay

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Q. M. C. Form 333 (Old No. 420) Revised July 26, 1915

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
333c	Ltr 5609/278/EC	9 Aug 46	AFHQ G-5	It ships seized by Jug authrties Incl ltr 1122/46 fm Smodlaka
334	Cbl 4560 EC	12 Aug 46	AMG Udine; AFHQ	Quries re Jug Diplomat detained by It Railway Milit Police
334a	Ltr 8768/3/EC	12 Aug 46	AFHQ G-5	Jug Diplomatic Courier Incident
334b	Ltr 5601/174/EC	12 Aug 46	AFHQ G-5	Frwdng of ltr 1147/46 fm Smodlaka re S/S "Srbin" & S/S "Kramen"
335	Ltr 5611/15/EC	12 Aug 46	AFHQ G-5	Views re It-Jug Fishing Agrmt
335a	Ltr 6517/168/EC	12 Aug 46	AFHQ G-5	Frwdng of book re It Ocp of Jug
335b	Ltr 5611/16/EC	13 Aug 46	Smodlaka	It Gvt cmmtns re Jug seiz It Vessl
336	Cbl FX 70466 CMF	13 Aug 46	Troopers	Distribution of Newspapers to Jugs in DP camps
336a	Ltr 5609/279/EC	13 Aug 46	De Gasperi	Seizure of It vessels by Jugs
336b	Ltr 5609/280/EC	13 Aug 46	AFHQ G-5	Seizure of It vessels by Jugs
337	Cbl FX 70504 CMF	14 Aug 46	Disper	Corrections to FX 70466 of 13 Aug
338	Cbl BA/210 Hq AMG Udine	14 Aug 46	EC	Info re Jug Diplomatic Courier Incident
338a	Cbl FX 70520 SACM	15 Aug 46	Troopers	Arrngmts fr Royce re Report on DPs
339	Cbl 4619 EC	16 Aug 46	AFHQ G-5	Info re Jug Diplomatic Courier Incident
340	Cbl FX 70587 CA CMF	16 Aug 46	Troopers	Screening of Jug Newspapers by Disper Sec fr distribution
341	Cbl F 70564 SACM	16 Aug 46	Disper	Royce to report on question of Jug dissidents in Italy
342	Cbl 4623 Knisley	17 Aug 46	AFHQ G-5	Repat of It seamen seized by Jugs attacking It ships
343	Ltr 9009 /212/EC	17 Aug 46	AFHQ G-5	Restitution of Jug Prop by It Gvt Incl draft of ltr SACMED-Chrm ACI
344	Ltr 5609/293/EC	17 Aug 46	Min of For Affs	Repat of It sailors on It ships seized by Jugs
345	Ltr 5602/162/EC	17 Aug 46	VGNEC, 13 Corps	Request fr info re disposal of Motor Schooner "S. Giorgio Z"; Incl
346	Ltr 5602/163/EC	17 Aug 46	Min of For Affs	Info re disposal of "S.Giorgio Z"
347	Ltr 5603/164/EC	17 Aug 46	Smodlaka	Ack of ltr Br/1214/46 of 12 Aug 46
348	Ltr 5603/165/EC	17 Aug 46	US & Br Emb Rome	Frwdng of Smodlaka's ltr 1214/46 of 12 Aug 46 re "S.Giorgio Z"
348a	Ltr 9009/205/EC	19 Aug 46	Jug Repr ACI	"Grossmucht" FL Equiptment
348b	Ltr 9009/206/EC	19 Aug 46	Jug Repr ACI	Road Building Machinery Trifiletti
348c	Cbl 4631 Disper	19 Aug 46	AFHQ G-5	Distrb Jug Newspapers in DP Camps
~~349~~	~~Memo Stone~~	~~21 Aug 46~~	~~SO~~	~~Query re schooner "S.Giorgio Z"~~

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A. M. C. Form 553 (Old No. 490)
Revised July 20, 1918

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
320	Ltr 910.31 Hamblen	19 Jul 46	CC	Italo-Jug Fishing Agreements
321	Ltr 9008/EC	20 Jul 46	Prunas	Disposal of iron scrap at Gorizia airfield
321a	Ltr 912.29-1 Hamblen	20 Jul 46	CC	Restitution by It Govt of Jug Prop
322	Ltr 791/46 Smodlaka	22 Jul 46	SACMED	Jug War-Booty in Venezia Giulia
323	Ltr 792/46 Smodlaka	22 Jul 46	SACMED	Evacuation of machines & indust Materials fm Zn "A" VG into Italy
323a	Ltr Prunas	22 Jul 46	Stone	Depauperation of Sicciole Coal Co.
324	Ltr Stone	23 Jul 46	SACMED	1st Ind to Jug Deleg to ACI, Pov. Br. 791/46 ltr of 22 Jul 46
325	Ltr Stone	23 Jul 46	AFHQ G-5	Ju requests for extradition
326	Ltr Stone	23 Jul 46	SACMED	1st Ind to Jug Deleg to ACI ltr Pov. Br. 792/46 of 22 Jul 46
326a	Ltr 5609/EC Carr	24 Jul 46	AFHQ G-5	Seizure of It Fishing Vessels
327	Ltr 4215/9/EC CC	25 Jul 46	Smodlaka	Jug grazing rights & procedures in Krvava Pec
328	Ltr 4215/10/EC	25 Jul 46	Min of For Affs	Author fr grazing rights fr Jug cattle (Krvava Pec)
328a	Ltr 9009/EC CC	27 Jul 46	AFHQ G-5	Restit of Jug Prop by It Govt
328b	Ltr 9009/EC CC	27 Jul 46	AFHQ G-5	Restit of Jug Prop by It Govt; Encl
329	Ltr 4827/35/EC CC	29 Jul 46	Keeny	Smuggling of grain fm It to Jug
330	Ltr 866/46 Smodlaka	29 Jul 46	CC	Ack of ltr of 25 Jul 46
330a	Ltr 2221/272/EC	30 July 46	Br Embassy	Cancellation of 1 Trieste deportee
330b	Ltr 2221/273/EC	30 July 46	Am Embassy	Cancellation of 1 Trieste deportee
331	Ltr 912.30R, Hamblen	31 July 46	CC	Ack of Smodlaka's ltr of 22 July
331a	Ltr McK Key	30 July 46	CC	Ltr and enclosures on Jug seizure of It fishing vessels
332	Ltr 902.32, Hamblen	31 July 46	CC	Ack of Smodlaka' ltr of 22 July
333	Ltr 906/46 Smodlaka	5 Aug 46	CC	Extradition of Jug Traitors.
333a	Ltr 1022 Prunas	6 Aug 46	EC	Frwdng of publication "Notes Relative to It Occupat. of Jug."
333b	Ltr 5609/277/EC	7 Aug 46	Min of For Affs	Seizure of It Fish boats by Jugs

INSTRUCTIONS.—When papers on a subject become numerous they will be numbered serially and brief entries made on this form.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

1020/CC

Q. M. C. Form 353 (Old No. 490)

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From: 8 Jun 46
To :

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
308	Cbl FX 68327 SACM NAF 1168	26 Jun 46	CCS	Amendment of para 5 of NAF 1158
308a	Ltr Key	28 Jun 46	CC	Launching of It Craft S.Giorgio2.
309	Ltr 2221/266/EC	1 Jul 46	CC	List of Its deported to Jug
310	Cbl FX 68629 SACM	2 Jul 46	Troopers	Jug repat requests by Smodlaka
311	Ltr 2221/267/EC	2 Jul 46	CC	Correction to ltr 2221/266/EC
312	Ltr Smodlaka	5 Jul 46	CC	Additional info re Jug claims of missing Jug Vessels
312a	Ltr 22123/45 FM	5 Jul 46	CC	Jug outrages agnst Its of VG; Incl
313	Ltr Sec of ACI	9 Jul 46	CC	Trnsmtl of ltr fm Smodlaka re Jug claims re Missing Jug Vessels
314	Ltr 5609/260/EC	10 Jul 46	Smodlaka	Names of boats and crews of vess-els of It seized by Jugs (Sent to Jug Representative)
315	Ltr 2221/268/EC	10 Jul 46	De Gasperi	Frwing of names of It citizens de-ported to Jugoslavia
315a	Cbl Br 998/46	11 Oct 46	HQAC Liaison	Restitution of Oeuvres de Montesq-
316	Ltr 9008.168/EC	12 Jul 46	Prunas	Info re sports etc equipt of Form-er Fascist Univ grp of Trieste
317	Ltr UI/752970/C	14 Jul 46	CC	Attempt on Tito's Life
318	Ltr 591/480/EC CC	16 Jul 46	De Gasperi	Ack of ltr of 5 Jul 46
319	Cbl 248 Mil Attache Belgrade	16 Jul46	Troopers	Delivery of tanks to Albania; Formation of Jug Armored Divisions

INSTRUCTIONS.—When papers on a subject become [numerous they] will be numbered serially and brief entries made on this form.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

1020/CC

Q. M. C. Form 488 (Old No. 490)
Revised July 26, 1918

LIST OF PAPERS

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Chief Commissioner

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From: 8 Jun 46
To :

Vol. IV Page 1.

SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
299a	Ltr 5609/EC Knisley	8 Jun 46	AFHQ G-5	Seizure of It Vessels by Jugs
~~299b~~	~~Ltr 766 Prunas~~	~~11 Jun 46~~	cc	~~It interests in Albania~~
300	Ltr 5609/206/EC	12 Jun 46	Smodlaka	Seizure of It Fishing Vessels in the Adriatic
301	Ltr 4215/2/EC	12 Jun 46	SCAO AMG Ven Giu	Jug grazing rights in Krvava Poc
301a	Ltr 5602/143/EC	14 Jun 46	Key	Launching of It Craft "S. Giorgio Z
302	Ltr 4215/3/EC	14 Jun 46	Smodlaka	Jug grazing rights in Krvava Poc
302a	Ltr 9008/155/EC	15 Jun 46	Prunas	Dispsl by VG WBC of sports-equipt
302b	Ltr 9008/156/EC	15 Jun 46	SCAO Ven Giu	Dispsl by VG WBC of sports-equipt
+ 302c	Ltr 591/468/EC	17 Jun 46	AFHQ G-5	Report on Trieste by It Ambassador to Russia
302d	Cbl Cincmed	17 Jun 46	SACMED	Increase of US Naval Force in north Adriatic
302e	Cbl FX 67796 SACM NAF 1158	17 Jun 46	CCS	Seizure of It Vessels by Jugs
303	Ltr 5609/205/EC	18 Jun 46	De Gasperi	Act of Piracy against It Fishing Vessels in the Adriatic
303a	Ltr 6/2459/970	18 Jun 46	CC	Iron scrap - Gorizia
304	Ltr Stone	19 Jun 46	Prunas	Ack of ltr of 11 Jun 46
304a	Cbl 3797 HQ AC	20 Jun 46	AFHQ	Repeat & correction to cbl 3598
304b	Ltr 9008/EC	21 Jun 46	AFHQ G-5	Iron scrap - Gorizia
305	Cbl C 50060 AFHQ	22 Jun 46	13 Corps	Removal of copper by Jugs
306	Cbl FX 68165	24 Jun 46	Agwar	Ven Giu food situation
307	Memo CC1020 Stone	25 Jun 46	Chf Nav Intel	Jug acts of Piracy in North [illegible] Adriatic

INSTRUCTIONS.—When papers on a subject become numerous they will be numbered serially and brief entries made on this form.

SECRET

0678

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC 1020

14 November 1946

My dear Dr. Smodlaka:

I wish to acknowledge receipt of your letter of 11 November 46 which I forwarded to Allied Force Headquarters.

I shall advise you as soon as a reply is received.

Very sincerely yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

2972

Dr. Sloven J. Smodlaka
Jugoslav Representative ad interim
Advisory Council for Italy
Rome

Spare
1020/1

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC 1020

14 November 46

SUBJECT: SIMERINA, Vjekoslav, Jugoslav Red Cross Official

TO : G-5 Section, AFHQ, APO 512

Further to Dr. Snodlska's letter of 8 November 46, subject as above, which was forwarded to you by indorsement on 9 November, the attached letter is transmitted for appropriate action.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1 Incl:
Ltr Br 1625/46, 11 Nov 46,
fr Jugoslav Rep to ACI

9972

SPARE
1020/cc

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Declassified E.O. 12356 Section 3.3/NND No. 785015

26 November 46

CC 1020

Dear Doctor Smodlaka:

A reply has now been received from Allied Force Headquarters to your letters of 8 and 11 November concerning Mr. Simurina Vjekoslav, a Yugoslav Red Cross Official.

I have been directed to inform you that, as Yugoslav delegate to the Advisory Council, you are concerned only with the affairs concerning Italy and are not the appropriate channel for communication if the Yugoslav Government has any matter to represent as to the treatment accorded by the Allies to a Yugoslav national.

I am further directed to inform you that the Allies repudiate strongly any suggestion that Mr. Simurina has been otherwise than well treated and take particular exception to the use of the word "inhuman" in this connection. Mr. Simurina's detention is now under discussion through Political Channels and the reasons for his detention have been communicated to the Yugoslav Government at Belgrade. You are also informed that Mr. Simurina is no longer in Allied Custody but was handed over to the Italian Government on 5 November who, as your Government has already been informed, are holding him pending further investigation of his activities.

Sincerely yours,

/s/ Ellery W. Stone

9771

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Sloven J. Smodlaka
The Yugoslav Representative
Advisory Council for Italy
Rome

0673

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC 2020

26 November 46

Dear Doctor Snodlaka:

A reply has now been received from Allied Force Headquarters to your letters of 8 and 11 November concerning Mr. Simurina Vjekoslav, a Yugoslav Red Cross Official.

I have been directed to inform you that, as Yugoslav delegate to the Advisory Council, you are concerned only with the affairs concerning Italy and are not the appropriate channel for communication if the Yugoslav Government has any matter to represent as to the treatment accorded by the Allies to a Yugoslav national.

I am further directed to inform you that the Allies repudiate strongly any suggestion that Mr. Simurina has been otherwise than well treated and take particular exception to the use of the word "inhuman" in this connection. Mr. Simurina's detention is now under discussion through Political Channels and the reasons for his detention have been communicated to the Yugoslav Government at Belgrade. You are also informed that Mr. Simurina is no longer in Allied Custody but was handed over to the Italian Government on 5 November who, as your Government has already been informed, are holding him pending further investigation of his activities.

Sincerely yours,

9970

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Sloven J. Snodlaka
The Yugoslav Representative
Advisory Council for Italy
Rome

Rome

0071

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

ROUGH TRANSLATION

MINISTRY OF FOREIGN AFFAIRS

D.G.A.P. Uff. IV

36538/104

Rome, November 2, 1946

Dear Admiral Stone,

I refer to your note 9008/120/EC dated March 14, 1946, concerning the problem of war-prizes.

The contents of the above-mentioned note has been brought to the knowledge of the Ministry of Navy, which, as far as the materials belonging to the Italian Navy left in zone "A" and claimed by Yugoslavia are concerned, has now pointed out that it has no knowledge of the decisions reached on the matter by the Committee for War-Prizes, and neither is it informed whether among the materials possibly already assigned to Yugoslavia there are some items which were declared War-Prizes by the Yugoslav Armed Forces during the period of their occupation of zone "A" and partly already removed, as for example from Pola.

I shall be much obliged to you if you could supply me with those detailed particulars which would put the Ministry of Navy in a position of clearing the above points.

Sincerely yours,

(s) R. Prunas

9969

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome

Spare
1020/a

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 2 8 1946

CC

HEADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

Ref. : 5609/359/EC

26 October 1946

SUBJECT: Seizure of Italian craft by Yugoslav Authorities.

TO : G-5 Section, AFHQ.

The Italian Ministry of Foreign Affairs has notified this Commission that the Auxiliary Schooners "NUOVA PROVVIDENZA" and "VINCENZO" previously detained by the Yugoslavs have now been released and have arrived in VENICE.

FOR THE CHIEF COMMISSIONER:

A. W. Kinsdy

Brigadier,
Executive Commissioner.

10/20/7

Copy to: U.S. Embassy
British Embassy

See 379

9368

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387

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 28 1946

ee

Ref: 3443/EC

26 October 1946

SUBJECT: Extradition.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. Reference is made to your G-5: 383.01 of 21st October, 1946.

2. Your Headquarters letter G-5: 383.01 of 2nd October, (not 7th October as stated in your letter under reference) did not reach this Headquarters until 10th October. It was for this reason that in para. 1(b) of the Minutes of the Executive Commissioner's meeting of 8th October, indication was given that it was the intention of your Headquarters to issue further instructions.

3. Your reference to para. 6 of GSI 389.506/40 of 9th May as being issued by your Headquarters is not clear, in view of the fact that that letter was signed by an officer of this Commission and issued to the Italian Ministry of Interior. The Italian Authorities duly approached this Commission in response to this letter with regard to the disposal of undesirable groups, with the result that the matter was submitted to your Headquarters who ruled that the matter lies entirely between the Italian Government and the Government of the country to which the unwanted persons belong. No option appears to rest with this Commission. 9767

4. Subject to the above, there does not appear to be any misunderstanding.

FOR THE CHIEF COMMISSIONER:

H. CARR,
Brigadier.
Executive Commissioner.

[Refs. with EC Files]

10020/22

(4986)

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

OCT 28 1946

Ref. 4215/39/EC

26 October 1946

Dear Dr. Smodlaka,

I refer to your letters Br. 825/46 of the 11 June 1946, Br. 1352/46 of 31 August 1946 and Br. 1477/46 dated 1 October 1946 regarding Jugoslav Grazing Rights at RATECE PLANICA.

The nominal roll was forwarded to the appropriate authorities for investigation and the position in regard to the individuals listed therein is as follows:

(a) The records of the Italian authorities in the zone of Ratece-Planica show that the following, mentioned in the list, are recorded as owners or tenants or persons having rights over fields in the area:

0095/J Mlinar Janez	0279/J Petrik Josef
0431/J Kavalar Janez	0042/J Cuznar Jacob
0009/J Mezic Marija	0375/J Benet Josef
0356/J Kopavnik Josef	0329/J Matijas Janez
0333/J Rozic Janez	0320/J Rozic Rosa
0335/J Petric Bostijan	0441/J Osen Josef
0063/J Makovec Janez	0128/J Makovec Josef
0088/J Kirmajer Kristina	0091/J Tof Marija
0042/J Benet Anton	0252/J Benet Janez
0067/J Benet Josef	0192/J Tof Rosa
0432/J Oswald Janez	0159/J Tof Josef
0145/J Cuznar Josef	0274/J Oswald Marija
0114/J Martelj Josef	0395/J Kerstenj Janez

(b) Permits have been granted and have been used for a considerable time for entry into AMG territory by the following individuals mentioned in the list:

0179/J Petric Regina	0363/J Cuznar Janez Jr.
0009/J Mezic Marija	0008/J Kavalar Antonija
0370/J Rabic Ivan	0360/J Kopavnijk Marija
0356/J Kopavnik Josef	0329/J Matijas Janez
0442/J Legar Marija	0088/J Kirmajer Kristina
0024/J Matelj Josef	0153/J Erlah Magdalena
0001/J Kerstenj Bostjan	0042/J Benet Anton
0070/J Benet Aloijzij	0067/J Benet Josef
0185/J Strenik Viktor	0386/J Rozic Marija

[Refs. with EC Files]

0385

2366

1020/ec

Declassified E.O. 12356 Section 3.3/NND No. 785015

0385/J Rosic Josef
0193/J Brano Janez
0192/J Tof Nesa
0168/J Makovec Francisca
0207/J Pajk Marija
0158/J Tof Aleksander
0160/J Tof Ana
0145/J Cusmar Josef
0218/J Cusmar Silva
0216/J Martinuc Helena
0274/J Osvald Marija
Osen Anton
Osen Marija
0197/J Grilc Terezija
0191/J Tof Andrej
0174/J Cusmar Frida
0432/J Osvald Janez
0157/J Tof Terezija
0159/J Tof Josef
0210/J Tof Ljudmila
0146/J Cusmar Ivanka
0219/J Cusmar Terezija
0041/J Tursic Helena
0226/J Cusmar Bostjan
Osen Antonija

(c) The following persons mentioned in the list are not permitted to enter AMG territory for security reasons in accordance with the decision of the Allied Security Arthorities:

0095/J Mlinar Janez
0362/J Cusmar Janez
0211/J Erjah Andrej
0254/J Kavalar Josef
0375/J Benet Josef
0320/J Rosic Nesa
0242/J Osen Helena
0180/J Osen Franjo
0135/J Tof Franc
Benet Josef Jr.
0387/J Petric Josef
0438/J Javan Anica
0300/J Petric Ursula
0181/J Petric Marko
0014/J Jalen Slavica
0407/J Kopavnik Marija
0115/J Merbalj Antonija
0404/J Tof Josef
0402/J Mlinar Alojzij Jr.
Jalen Majda
Osen Alojz
0279/J Petrik Josef
0124/J Petric Josef
0220/J Erjah Ursula
0357/J Mesik Anton
0333/J Rosic Janez
0214/J Kaiser Borislava
0029/R Volc Ivanka
0189/J Pusar Stanko Jr.
0109/J Benet Josef
0430/J Erjah Janez
0310/J Petric Vladimir
0446/J Babic Antonija
0201/J Petric Slavika
0208/J Jalen Vinko
0013/J Mlekus Janez
0277/J Martinc Luka
0111/J Kopavnik Ela
0411/J Mlinar Alojzij
0397/J Tempfer Marija
Jalen Janez 0365

(d) The following persons mentioned in the list are not permitted to enter AMG territory because they are not in possession of official permits to do so:

0215/L Cudermann Andrej
0057/J Krainer Rupert
0042/J Cusmar Jacob
0331/J Rosic Andrej
0227/J Stajnaher Mihaela
0312/J Podlipnik Franc
0350/J Abina Terezija
0431/J Kavalar Janez
0051/J Benet Franc
0335/J Petric Bostijan
0443/J Podlipnik Marija
0392/J Brano Anton

1385

0652

Declassified E.O. 12356 Section 3.3/NND No. 785015

0096/J Branc Marijan
0039/J Mavsar Marija
0128/J Makovec Jozef
0202/J Kirkmajer Francisca
0091/J Tof Marija
0247/J Tof Janez
0119/J Kompos Branislava
0252/J Benet Janez
0241/J Benet Meri
0302/J Petric Angela
0195/J Grilc Ivanka
0194/J Branc Neza
0177/J Veber Janez
0431/J Mezik Ursula
0281/J Rozic Pavla
0116/J Oswald Marija Jr.
0395/J Koretanj Janez
0396/J Rogar Marija
0441/J Oman Jozef
0063/J Makovec Janez
0032/J Mezic Lovrenc
0447/J Golob Gilka
0299/J Tof Marija
0110/J Kompos Petar
0123/J Sasek Marija
0102/J pusar Stanko
0272/J Zima Ivan
0448/J Zima Jozef
0196/J Grilc Friderik
0175/J Cuznar Slavko
0169/J Makovec Janez
0209/J Rozic Sabina
0408/J Nesman Ivanka
0114/J Kortelj Jozef
0398/J Rogar Alojzij

With regard to category (d), while it is possible that the Yugoslav authorities have granted permits, the fact remains that the Allied authorities have not been informed and consequently have been unable to permit the alleged holders to cross into AMG territory.

A certain amount of confusion was created by the fact that the list of names enclosed in your letter contained names of numerous persons who are not registered with the Italian authorities as owners or tenants or persons possessing rights over fields in AMG territory. It is possible that some of these people are sub-tenants who have never been registered with the Italian authorities, or persons employed by tenants and whose labour is necessary in the fields.

No obstacles whatsoever are placed in the way of Jugoslav owners or tenants of fields to enter such fields in order to carry out necessary farm work, provided they are in possession of the necessary permits and that there is no objection on security grounds by the Allied authorities.

9984

Yours truly,

M Carr
Brigadier,
Executive Commissioner.

Dr. Sloven J. Smodlaka,
Yugoslav Representative to the A.C.I.
Rome.

(1185)

0683

Declassified E.O. 12356 Section 3.3/NND No. 785015

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 912.23-1 25 October 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : The Chairman in Rotation
The Advisory Council for Italy.

Ref. in A.C.I. File. 802/ec (108)

1. I have the honour to refer Mr. George Bolay's letter of the 5th August and to inform you that the present position of the Jugoslav claim for restitution of certain property alleged to have been taken by Italian Fascist Authorities is that this Headquarters received from the Allied Commission towards the end of August a report upon its representations to the Italian Government.

2. This Headquarters did not consider the reply made by the Italian Government to be in all respects satisfactory. It therefore instructed the Allied Commission to make further representations and to require the Italian Government to furnish more specific information.

3. It is hoped to address a further communication on this subject at a relatively early date.

FOR THE SUPREME ALLIED COMMANDER, MEDITERRANEAN THEATER:

A. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

9969

ALH/FGAP/az

Copy to: Chief Commissioner
Allied Commission
APO 794

cc files

9969

Declassified E.O. 12356 Section 3.3/NND No. 785015

ec

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

25 October 1946

Ref. : 3604/449/EC

SUBJECT: SIMURINA V[illegible]SLAV.

TO : The Yugoslav Representative to A.C.I.
Rome.

I refer to your letter no. Pov. br. 1110/46 dated 7 Oct.46 regarding the above named man and have to advise you that your representative may see Simurina at G.H.Q.

The time of the meeting should be arranged with GHQ, through this Commission.

FOR THE CHIEF COMMISSIONER:

[illegible] W. HIND-SMITH

Brigadier,
Executive Commissioner.

m/0201

Copy to: Public Safety S/C

9262

(1784)

0685

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 25 1946

GIB 64
OCT 24

H/7421
OCT 250900
IMMEDIATE

GSI (B) GHQ CMF
ALCOM ROME
INFO AFHQ FOR G-2

SECRET

SECRET

Further GIB 30 of 14 October.
Jugoslav Delegation Representative may see Simurina at GHQ. Time of meeting should be arranged by Doctor Smodlaka with GHQ.

AC DIST
Action: Public Safety (2)
Info; Chief Commissioner
Executive Commissioner
File
Skeleton

9361

OCT 25 1946

SECRET

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 25 1946

AG/01452
Oct.241709

H/7439
Oct.251600

ROUTINE

" A" BRANCH GHQ CMF
DISTHREE

SECRET

INFO ALCOM ROME AFHQ 217 ARRA

SECRET

For Alcom. Your SD/540.95 of 17 August 46 refers. 362 c
Signal soonest reply to our FX 71645 of 9 Sep 46 regarding Jugoslav citizen Kokunovic Ivan said to be in Santa Maria Florence.

AC DIST

Info Action: Security Div.

Info: Chief Commissioner

File

Skeleton

OCT 25 1946

SECRET

3

362

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

34975/98

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 19 October 1946.

Dear Admiral,

I am sending you herewith, supposing that it might interest you, copy of a letter written by me to the British and American Embassies in Rome with regard to the industrial machinery carried away by the Yugo-slav authorities from the Island of Istria.

Sincerely yours,

/s/ R. Prunas

10020/22

2350

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

387

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 18 October 1946.

Dear Ambassador,

This Ministry has been informed with the note, copy of which is enclosed herewith, that the Yugoslav authorities have taken away industrial machinery from the locality of the Island of Istria which is situated in that part of zone "B" of Venezia Giulia which should become part of the Free Territory of Trieste. The same note purely points out the serious consequences of such new Yugoslav abuse of authority.

I shall be grateful, dear Ambassador, if you will kindly inform your Government of this matter for an urgent intervention.

2269

H.E. Sir Noel Charles
British Ambassador
A C M G.

487

Ministero degli Affari Esteri
IL SEGRETARIO GENERALE

Roma, li 19 OTT. 194

34975/83

Caro Ammiraglio,

Le invio qui unito, supponendo che possa interessarLa, copia di una lettera da me indirizzata alle Ambasciate di Gran Bretagna e degli Stati Uniti d'America in Roma circa l'asportazione ad opera delle autorità jugoslave di macchinari industriali dalla località di Isola d'Istria.

Molti cordiali saluti

R. Prunas

Ammiraglio Ellery W. STONE
Capo della Commissione Alleata

ROMA

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

Caro Ammiraglio,

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Molti cordiali saluti

R. Prunas

2257

Ammiraglio Ellery W.STONE
Capo della Commissione Alleata

R O M A

Copia

n. 15 34748 334

Ministero degli Affari Esteri
IL SEGRETARIO GENERALE

Roma, li 5 OTT 1946

Caro Ambasciatore,

con l'appunto che Le invio qui unito in copia è stata segnalata a questo Ministero l'asportazione ad opera delle autorità jugoslave di macchinari industriali della località di Isola d'Istria, sita in quella parte della zona "B" della Venezia Giulia che dovrebbe entrare a far parte del Territorio Libero di Trieste. Lo stesso appunto pone in giusto rilievo le gravi conseguenze di tale nuovo sopruso jugoslavo.

Le sarò grato, caro Ambasciatore, se Ella vorrà portare la questione a conoscenza del Suo Governo per l'urgente intervento del caso.

9956

A S.E.
Sir Noel Charles
Ambasciatore di Gran Bretagna

Declassified E.O. 12356 Section 3.3/NND No. 785015

Caro Ambasciatore,

con l'appunto che Le invio qui unito in copia è stata segnalata a questo Ministero l'asportazione ad opera delle autorità jugoslave di macchinari industriali dalla località di Isola d'Istria, sita in quella parte della zona "B" della Venezia Giulia che dovrebbe entrare a far parte del Territorio Libero di Trieste. Lo stesso appunto pone in giusto rilievo le gravi conseguenze di tale nuovo sopruso jugoslavo.

Le sarò grato, caro Ambasciatore, se Ella vorrà portare la questione a conoscenza del Suo Governo per l'urgente intervento del caso.

9956

A S.E.
Sir Noel Charles
Ambasciatore di Sua Maestà Britannica

R O M A

680

Declassified E.O. 12356 Section 3.3/NND No. 785015

0693

Declassified E.O. 12356 Section 3.3/NND No. 785015

ASPORTO DA PARTE DEGLI JUGOSLAVI DI IMPIANTI INDUSTRIALI DALLA ZONA "B" DELL'ISTRIA COMPRESA NELLA LINEA FRANCESE

Da circa tre giorni le truppe jugoslave hanno incominciato ad asportare da quella parte della zona "B" che è compresa entro la linea francese e quindi destinata a far parte del TERRITORIO LIBERO DI TRIESTE, tutti i macchinari degli impianti industriali. Particolarmente ad Isola d'Istria essi hanno iniziato l'asporto delle macchine dei conservifici "ARRIGONI" ed "AMPELEA" nonchè di altre industrie, che sono le uniche fonti di lavoro e di guadagno di tutta la popolazione del luogo e di vaste zone circostanti.

Se questa azione arbitraria non viene fatta subito cessare, le conseguenze che ne deriveranno saranno gravissime in quanto:

a) il nuovo Stato Libero risulterà depauperato di beni che al valore odierno possono essere calcolati in varie centinaia di milioni;

b) le popolazioni locali (che vivono lavorando per questi conservifici o si dedicano alla pesca per fornire il prodotto ai conservifici medesimi) saranno ridotte letteralmente alla fame;

9955

c) la Jugoslavia avrà conseguito il doppio ed arbitrario vantaggio di esserei indebitamente arricchita e di rafforzare la propria propaganda che va ripetendo da tempo che non appena gli Jugoslavi si ritireranno dalla zona le popolazioni cadranno in miseria;

d) il prestigio del nuovo Stato Libero e della stessa O.N.U.

./.

(3)

0691

Declassified E.O. 12356 Section 3.3/NND No. 785015

risulteranno seriamente compromessi fin dall'inizio, poi_
chè non si riuscirà a comprendere come potrà essere rispet_
tato l'ordine e come potranno essere asservate le leggi,se
le violazioni incominciano ancora prima della firma del
trattato, senza che l'O.N.U. abbia possibilità di far ri_
spettare le proprie decisioni.

9954

(4,87)

E.C.
To note & return
Grey
Noted MC. 25/x.

Ministero degli Affari Esteri
IL SEGRETARIO GENERALE

n. 34975/86

ROUGH TRANSLATION

Rome, October 19th, 1946.

Dear Admiral Stone,

Please find herewith enclosed, as a matter which may be of interest to you, copy of a letter which I have addressed to the Embassies of Great Britain and of the United States of America concerning the removal by the Yugoslav Authorities of industrial machines from Isola d'Istria.

Believe me, dear Admiral Stone,

Very sincerely yours,

(Sgd. BRUNAS)

ENCL.

MINISTERO DEGLI AFFARI ESTERI

Admiral Ellery W. STONE
Chief Commissioner
Allied Commission

Declassified E.O. 12356 Section 3.3/NND No. 785015

Rome, October 19th, 1945.

Dear Admiral Stone,

Please find herewith enclosed, as a matter which may be of interest to you, copy of a letter which I have addressed to the Embassies of Great Britain and of the United States of America concerning the removal by the Yugoslav Authorities of industrial machines from Isola d'Istria.

Believe me, dear Admiral Stone,

Very sincerely yours,

(Sgd. PRUNAS) 2253

1020/4

ENCL.

MINISTERO DEGLI AFFARI ESTERI

Admiral Ellery W. STONE
Chief Commissioner
Allied Commission

ROME

CC [illegible] on 24 Oct

(131)

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ministero degli Affari Esteri
IL SEGRETARIO GENERALE

COPY n.15/34748/334

Rome, October 18th, 1946.

Dear Ambassador,

by the memorandum herewith enclosed, this Ministry has been apprized of the removal, effected by the Yugoslav Authorities, of industrial machines from the locality of Isola d'Istria, situated on the part of B zone (Venezia Giulia) which should be included in the Free Territory of Trieste. The same memorandum is justly pointing out the serious consequences of such an additional Yugoslav abuse.

I shall be grateful, dear Ambassador, if you will bring this question to the knowledge of your Government for an urgent intervention.

9952

(Sgd. PRUNAS)

To His Excellence
Sir Noel Charles
H.B.M. Ambassador
= ROME =

Declassified E.O. 12356 Section 3.3/NND No. 785015

Rome, October 18th, 1946.

Dear Ambassador,

by the memorandum herewith enclosed, this Ministry has been apprized of the removal, affected by the Yugoslav Authorities, of industrial machines from the locality of Isola d'Istria, situated in the part of B zone (Venezia Giulia) which should be included in the Free Territory of Trieste. The same memorandum is justly pointing out the serious consequences of such an additional Yugoslav abuse.

I shall be grateful, dear Ambassador, if you will bring this question to the knowledge of your Government for an urgent intervention.

2952

(Sgd. PRUNAS)

To His Excellence
Sir Noel Charles
H.B.M. Ambassador
= ROME =

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

REMOVAL OF INDUSTRIAL MACHINES EFFECTED BY YUGOSLAVS FROM B ZONE OF ISTRIA INCLUDED WITHIN FRENCH LINE.

In the last 3 days the Yugoslav troops have started the removal of any kind of machines and industrial installations from the part of the B zone comprised within the French line which is destined to be included into the Free Territory of Trieste.

At Isola d'Istria, in particular, they have commenced the removal of machines from ARRIGONI and AMPELEIA canneries as well as other industries which constitute the unique sources of labour and earning of the population living there and in the large neighbouring areas.

Should this arbitrary action not be stopped at once the consequences, which could ensue, would be extremely serious because:

a) The new Free State will result depauperated of goods which present value may be reckoned at several hundreds of million .

b) The local population (which is employed by said canneries or engaged in fishing to supply them the product) shall be compelled to starvation;

9951

c) Yugoslavs, while achieving the advantage of an arbitrary gain, will, by this action, succeed in giving more credit to their propaganda. Indeed, since long, they are asserting that, as soon as they will leave the zone, the inhabitants will have to face with a disastrous economic situation.

d) The prestige of the new Free State and of U.N.O. would

./.

(1381)

0700

Declassified E.O. 12356 Section 3.3/NND No. 785015

seriously be compromised since the beginning inasmuch as it will be impossible to realize how order and law could be enforced if violations are thus starting even before the peace treaty is signed and when U.N.O. does not appear to intervene in order to put into force its decisions.

Declassified E.O. 12356 Section 3.3/NND No. 785015

EC

OCT 21 1946

Ref. : 9009/283/30

October 1946

My dear Doctor Prunas,

I acknowledge with thanks receipt of your letter No. 34461/83 dated 15 October 1946 enclosing a copy of your letter to the British and American Embassies concerning the occupation by the Yugoslav authorities of a cannery belonging to "Societa' Angelo Parodi" of Genoa.

Very truly yours,

ELLERY W. STONE

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Doctor Renato Prunas
Ministry of Foreign Affairs,
Italian Government,
ROME.

2250

389

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 21 1946

AG/01070
OCT ------

H/7298
OCT 191500
IMPORTANT

A BRANCH GHQ CMF
HQ ACDPR ALCOM
Info: AFHQ , DISTHREE

TOP SECRET TOP SECRET

Your 5063 of 27 Sept 46 refers. It is not understood that our FX 70742 not recieved by you as you quote. This signal in your 5064 of 27 Sept to 127 Area.

Our FX70391 of 12 August 46 amended by our FX 70742 of 20 August calls for following action.

Please forward following information regarding all Yugoslav DP and PW/SEP in Itlay.

A. Numbers by location showing whether dissidents or willing to return to Jugoslavia.

B. Numbers by political classification in each location under following headings.

1. Royal Jugoslav Army less Ustachi.
2. Royal Jugoslav Navy less Ustachi.
3. Royal Jugoslav Air Force less Ustachi.
4. Chetniks not included in (1)(2)(3) above less Ustachi.
5. All Ustachi whether or not they would otherwise have been eligible for inclusion under heading (1)(2)(3)(4).

C. Further breakdown of each list under (B) above into sex and age groups (Children's ages to be given) and professed skills or occupations of all except Ustachi;

Alcom signal14635 of 19August is fully answered above and professed skills of Ustachi are not required.

It is essential that returns be made as called for above. Foreign Office pressing strongly for this information and delay

Declassified E.O. 12356 Section 3.3/NND No. 785015

H/7298

TOP SECRET

TOP SECRET

regarded as serious.

AC DIST

Action: Dis Per (2)

Info: Chief Commissioner

File

Skeleton

OCT 19 1946

TOP SECRET

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 21 1946

IPR/2/G-II(BP)

H.Q. ACMER ALCOM 27 1645 September, 1946

'A' BRANCH GENERAL HEADQUARTERS, C.M.F.

TOP SECRET

5063 TOP SECRET

173c

REFERENCE YOUR SIGNAL FREDDY SEVEN ONE SIX NINE FOUR DATED

ONE ZERO SEPTEMBER FD

PARA ONE FD IT IS REGRETTED THAT YOUR FREDDY XRAY SEVEN

ZERO SEVEN FOUR TWO HAS NOT BEEN RECEIVED BY THIS

HEADQUARTERS FD PLEASE REPEAT AND NECESSARY ACTION WILL BE

TAKEN IMMEDIATELY

2347

TOP SECRET

PRIORITY

DIBPER

V.E.GADDOCK, MAJOR,

Declassified E.O. 12356 Section 3.3/NND No. 785015

PC 47
OCT.171215A

H.7234
OCT.171414
PRIORITY

HQ AMG UDINE PROVINCE
REP ALCOM

RESTRICTED. 377

Reference 5190 dated 14 October. Credentials of all Yugoslav personnel claiming to own land now being examined by C A O in conjunction with Tarvisio Commune. Your letter received P M 1o October despatched Tarvisio 11 October. Instructions issued for Urgent investigation. A further 418 permits already issued by 88 U.S. Division. Necessary for careful check. Full report will be forwarded at earliest possible moment.

AC DIST

ACTION EX COMMR 2
INFO CHIEF COMMISSIONER 9916
FLOAT
FILE

0706

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 9009/275/MD

16 October 1946.

My dear Doctor Prunas,

I am writing to thank you for your letter No. 33807/81 of October 9th, 1946 on the subject of the restitution of Jugoslav goods which have fallen into Italian hands.

I must, however, point out that this Commission has at all times been dealing with the Ministry of Foreign Affairs as the representative Ministry of the Italian Government in this matter.

The information contained in your letter is confined to giving me information as to what action has been taken by the Ministry of Foreign Affairs in regard to sending the claims to other Ministries or Government Departments. No information is given as to what progress has been made by the Ministries or Departments concerned towards satisfying the claim of the Jugoslav Delegation. The majority of these claims were sent out by your Ministry more than three months ago and I feel that by this time information should be available as to whether or not the goods have been traced or as to the extent of progress made in the investigation.

This matter is one of considerable urgency which has been outstanding for a long time and I should be glad to receive at a very early date some report as to the progress made in tracing the Jugoslav property listed in my letter No. 9009/254/MD of 2 October 1946. 379

Very truly yours,

/s/ Ellery W. Stone 9245

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Doctor Renato Prunas,
Ministry of Foreign Affairs,
Italian Government,
Rome.

418 Copy to: G-5 AFHQ

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 16 1946

SECRET

GIB 30
OCT. N.F.T.

H/7194
OCT.151030
IMPORTANT

GSI(B) GHQ CMF
ALCOM ROME - INFO - AFHQ FOR G-2

SECRET

Inform Dr.Smodlakathat his request is being reffered to US and British Governments and that he will be notified through you as soon as reply received. Your 5152 of 8 OCT.refers.

A

a;c;dist;

ACTION - P.SAFETY (2)
INFO - C.COMMISSIONER
FILE
SKELETON

9944

OCT 15 1946

SECRET

4714

0708

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 15 1946
8 OCTOBER 1946

ALCOM

G.S.I., G.H.Q., C.M.F.

5152

SECRET

SUBJECT IS PD ARREST OF YUGO SLAV OFFICIAL PD
PARA ONE PD REFERENCE THIS HQ SIGNAL FOUR SEVEN SEVEN
SIX OF TWO NINE AUGUST AND YOUR REPLY FOX SEVEN ONE TWO
SEVEN OF THREE ONE AUGUST PD
PARA TWO PD FURTHER APPLICATION RECEIVED FROM DR SMODLAKA
ASKING FOR ADDRESS WHERE SIMURINA ACTUALLY DETAINED PD
DESIRED TO SEND REPRESENTATIVE OF YUGO SLAV DELEGATION
TO VISIT HIM PD
PARA THREE PD DR SMODLAKA REPEATS REQUEST FOR RELEASE
OF SIMURINA SOONEST PD YUGO SLAV GOVERNMENT IS STRESSING
URGENT CHARACTER OF CASE PD

C

B

2542

IMPORTANT
PUBLIC SAFETY S/C

JOHN R. HAYES
Major AGD
Adjutant

415

E.J. BYE COLONEL

A

Declassified E.O. 12356 Section 3.3/NND No. 785015

F71217
301504

H/6165
311015
IMPORTANT

GSI GHQ CMF
ALCOM

SECRET

SECRET

C

Your 4776 cite acpsf of 29 August refers. Case of SIMURINA still under investigation and he can not yet be release. He was removed from prison on 19 August & is held under good conditions including adequate food. MANDIC TOMMASO is no longer of interest to Allied Authorities and he was handed over to ITALIAN authorities for disposition 27 August.

SECRET

AC DIST.
ACTION - P SAFETY 2
INFO- C COMM
CAS
FILE
SKELTON

9949

B 4774

Declassified E.O. 12356 Section 3.3/NND No. 785015

ALCOM AGWAR 29 AUGUST 1946

AFHQ G TWO

SECRET

4776 SECRET

SUBJECT IS ARREST OF YUGOSLAV OFFICIALS PD

YOUR LETTER GEORGE BAKER [illegible] DASH THREE EIGHT NINE DASH SIX ONE ONE DASH EIGHT GEORGE DASH TWO [illegible] DASH [illegible] DATED FIFTEEN AUGUST PD

PARA ONE PD DOCTOR SMODLAKA THE REPRESENTATIVE OF YUGOSLAVIA ON ADVISORY COUNCIL FOR ITALY IS LEAVING AT END OF WEEK FOR BELGRADE AND HAS MADE URGENT REPRESENTATIONS TO THIS HQ ON BEHALF OF YUGOSLAV GOVERNMENT FOR THE RELEASE OF THE YUGOSLAV OFFICIALS PD

PARA TWO PD HE ASKS FOR FURTHER INFO REGARDING DETENTION AND ALLEGES OFFICIALS ARE DETAINED IN PRISON UNDER BAD CONDITIONS AND INSUFFICIENT FOOD PD

PARA THREE PD CAN REPLY BE GIVEN SOONEST TO ENABLE DOCTOR SMODLAKA TO BE INFORMED ON POINTS RAISED BEFORE DEPARTURE FOR BELGRADE PD

SECRET

2241

PRIORITY

PUBLIC SAFETY S/C

NICHOLAS [illegible]
CWO USA
Asst Adjutant.

416

(4774) W. J. [illegible], Colonel.

C

ALCOM AGWAR 29 AUGUST 1946

AFHQ G TWO

SECRET

4776 SECRET

SUBJECT IS ARREST OF YUGOSLAV OFFICIALS PD

YOUR LETTER GEORGE BAKER ITEM DASH THREE EIGHT NINE DASH SIX ONE ONE DASH

EIGHT GEORGE DASH TWO PETER EASY BAKER MIKE PAREN OF FIFTEEN AUGUST PD

PARA ONE PD DOCTOR SMODLAKA CMA THE REPRESENTATIVE OF YUGOSLAVIA OF

ADVISORY COUNCIL FOR ITALY IS LEAVING AT END OF WEEK FOR BELGRADE AND HAS

MADE URGENT REPRESENTATIONS TO THIS HQ ON BEHALF OF YUGOSLAV GOVERNMENT

FOR THE RELEASE OF THE YUGOSLAV OFFICIALS PD

PARA TWO PD HE ASKS FOR FURTHER NEWS REGARDING DETENTION AND ALLEGES

OFFICIALS ARE DETAINED IN PRISON UNDER BAD CONDITIONS AND INSUFFICIENT FOOD PD

PARA THREE PD CAN REPLY BE GIVEN SOONEST TO ENABLE DOCTOR SMODLAKA TO BE

INFORMED ON POINTS RAISED BEFORE DEPARTURE FOR BELGRADE PD

2241

SECRET

PRIORITY

PUBLIC SAFETY S/C

NICHOLAS PICCHINO
CWO USA
Asst Adjutant

Declassified E.O. 12356 Section 3.3/NND No. 785015

0711

SUBJECT IS ARREST OF YUGOSLAV OFFICIALS PD

YOUR LETTER GEORGE BAKER ITEM DASH THREE EIGHT NINE DASH SIX ONE ONE DASH EIGHT GEORGE DASH TWO PETER EASY BAKER MIKE BAKER OF FIFTEENTH AUGUST PD

PARA ONE PD DOCTOR SMODLAKA CMA THE REPRESENTATIVE OF YUGOSLAVIA ON ADVISORY COUNCIL FOR ITALY IS LEAVING AT END OF WEEK FOR BELGRADE AND HAS MADE URGENT REPRESENTATIONS TO THIS HQ ON BEHALF OF YUGOSLAV GOVERNMENT FOR THE RELEASE OF THE YUGOSLAV OFFICIALS PD

PARA TWO PD HE ASKS FOR FURTHER NEWS REGARDING DETENTION AND ALLEGES OFFICIALS ARE DETAINED IN PRISON UNDER BAD CONDITIONS AND INSUFFICIENT FOOD PD

PARA THREE PD CAN REPLY BE GIVEN SOONEST TO ENABLE DOCTOR SMODLAKA TO BE INFORMED ON POINTS RAISED BEFORE DEPARTURE FOR BELGRADE PD

SECRET

2241

PRIORITY

PUBLIC SAFETY S/C

ASS

C

3774

E. J. BYE, Colonel.

NICHOLAS PIOMBINO
CWO USA
Asst Adjutant.

Declassified E.O. 12356 Section 3.3/NND No. 785015

0712

Declassified E.O. 12356 Section 3.3/NND No. 785015

HQ ALCOM 140CT1200

P.C. AMG UDINE

5490 UNCLASSIFIED

UNCLASSIFIED PD

SUBJECT IS YUGOSLAV GRAZING RIGHTS PD REQUEST REPLY SOONEST TO LETTER FOUR TWO ONE FIVE SLANT TWO SEVEN SLANT EXECUTIVE COMMISSIONER OF SIX OCTOBER FOUR SIX AS YUGOSLAV GOVERNMENT ARE PRESSING THIS HOW QUEEN PD

1020/ee

9940

See

PRIORITY
EXECUTIVE COMMISSIONER
A. W. Kessely

371

JOHN R. HAYES
MAJOR AGD
ADJT

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

7 1946

CC

Ref. : 9009/275/NO

16 October 1946.

My dear Doctor Fruman,

I am writing to thank you for your letter No. 33807/81 of October 9th, 1946 on the subject of the restitution of Jugoslav goods which have fallen into Italian hands.

I must, however, point out that this Commission has at all times been dealing with the Ministry of Foreign Affairs as the representative Ministry of the Italian Government in this matter.

The information contained in your letter is confined to giving me information as to what action has been taken by the Ministry of Foreign Affairs in regard to sending the claims to other Ministries or Government Departments. No information is given as to what progress has been made by the Ministries or Departments concerned towards satisfying the claims of the Jugoslav Delegation. The majority of these claims were sent out by your Ministry more than three months ago and I feel that by this time information should be available as to whether or not the goods have been traced or as to the extent of progress made in the investigation.

This matter is one of considerable urgency which has been outstanding for a long time and I should be glad to receive at a very early date some reports as to the progress made in tracing the Jugoslav property listed in my letter No. 9009/231/NO of 2 October 1946.

Very truly yours,

9990

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Doctor Renato Fruman,
Ministry of Foreign Affairs,
Italian Government,
Rome.

Copy to: G-5 AFHQ

Surplus

0715

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION 34975/88

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 19 October 1946.

Dear Admiral,

I am sending you herewith, supposing that it might interest you, copy of a letter written by me to the British and American Embassies in Rome with regard to the industrial machinery carried away by the Yugoslav authorities from the Island of Istria.

Sincerely yours,

/s/ R. Prunas

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

9990

Spares
1020/cc

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 18 October 1946.

Dear Ambassador,

This Ministry has been informed with the note, copy of which is enclosed herewith, that the Yugoslav authorities have taken away industrial machinery from the locality of the Island of Istria which is situated in that part of zone "B" of Venezia Giulia which should become part of the Free Territory of Trieste. The same note justly points out the serious consequences of such new Yugoslav abuse of authority.

I shall be grateful, dear Ambassador, if you will kindly inform your Government of this matter for an urgent intervention.

9997

H.E. Sir Noel Charles
British Ambassador
R O M E.

0717

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION 34975/80

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 19 October 1946.

Dear Admiral,

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Sincerely yours,

/s/ R. Prunas

9926

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 18 October 1946.

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9995

H.E. Sir Noel Charles
British Ambassador
R O M E.

0714

Declassified E.O. 12356 Section 3.3/NND No. 785015

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The Secretary General

Rome, 19 October 1945.

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Sincerely yours,

/s/ R. Prunas

2994

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

0720

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

MINISTRY OF FOREIGN AFFAIRS
The Secretary General

Rome, 18 October 1948.

Dear Ambassador,

This Ministry has been informed with the note, copy of which is enclosed herewith, that the Yugoslav authorities have taken away industrial machinery from the locality of the Island of Istria which is situated in that part of zone "B" of Venezia Giulia which should become part of the Free Territory of Trieste. The same note justly points out the serious consequences of such new Yugoslav abuse of authority.

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9999

H.E. Sir Noel Charles
British Ambassador
ROME.

0721

Declassified E.O. 12356 Section 3.3/NND No. 785015

NSC/5526
11 October 1946.

From: Navy Sub-Commission, Hq. Allied Commission.
To: Commander-in-Chief, Mediterranean.

Subject: Transfer to Yugoslav and Other Governments of Vessels Originally Seized by Italian Authorities - Policy regarding.

Reference: (a) BMR, Belgrade, ltr. BMR/510 dated 20 September 1946.
(b) NSC Signal 121145A/December/1945.
(c) Admiralty Signal S.213/46 of 12 March 1946.

1. The Yugoslav Representative to the Advisory Council for Italy has requested transfer to Yugoslav authorities of a considerable number of vessels originally seized by Italian maritime authorities in Yugoslav ports. Some difficulty has been encountered in locating a number of these vessels by the Italian Ministry of Marine. A considerable number of vessels are small craft such as motor boats, customs patrol boats, and other small types. In every instance the Italian owners have changed the names and there appears to be little record of the origin or previous ownership of the vessels involved. Recently the control of all Italian merchant vessels has been transferred from the Ministry of Marine to the Ministry of Merchant Marine with a resulting delay in expeditiously obtaining information on these craft.

2. It is anticipated that a number of ex-Yugoslav vessels and small craft will be located and available to be turned over to Yugoslav authorities in the near future. The question of condition and seaworthiness in each case becomes an important factor inasmuch as in each request made by the Yugoslav Representative for transfer of shipping to Yugoslav authorities, that agency has insisted that each vessel be turned over in a seaworthy condition and in good operating condition. The Yugoslav Representative has constantly demanded that each vessel be repaired, refitted, equipped, and put in first class operating condition at the expense of the Italian Government.

3. A case in point is that of the ex-Yugoslav JADRAN (now the training ship MARCO POLO) which has been available for some time at Venice for transfer to Yugoslav authorities. Reference (a), a copy of which has been forwarded to Commander-in-Chief, Mediterranean Station, and is addressed to the British Naval Representative, Belgrade, by the Yugoslav Liaison Officer, General Staff, Belgrade, states that the Yugoslav Naval Department desires to take over the JADRAN if completely fitted out according to the inventory list of April 1941. He further adds that in case it is not possible to fit out the ship completely as per the inventory, a request is made for the list of missing equipment, and the inventory to be authenticated by "the highest Allied naval officer in Venice" after which, presumably, the ship would be accepted by the Yugoslavs. Attention

BTA

0722

Declassified E.O. 12356 Section 3.3/NND No. 785015

NSC/5526
11 October 1946.

Subject: Transfer to Yugoslav and Other Governments of Vessels Originally Seized by Italian Authorities - Policy regarding.

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is invited to reference (b) in which the Naval Sub-Commission informs them that liability for condition of vessel and loss of equipment and stores is a matter for future determination and that no determination as to the responsibility of the Italian Government to replace missing equipment and assume obligation for losses can be given at that time.

The ARBE, formerly a minelayer, the ex-MALINSKA, has been available for transfer to the Yugoslav authorities but to date no effort has been made to take possession of that vessel. The Yugoslav Representative has stated that they would take over this vessel only on condition of its being repaired at the expense of the Italian Government. Similarly, the MONTE MAGGIORE, ex-Yugoslav UCKA, was made available for transfer to Yugoslav authorities but the condition of that vessel now at Civitavecchia is considered beyond economical repair.

4. Reference (c) is the Admiralty's directive regarding salvage of Allied shipping in Italian waters. Under this directive distinction is made between current occupation expenses which can properly be charged to the Italian Government under Article 15 of the Armistice, and restitution which is a matter belonging peculiarly to the Peace Treaty. The cost of salvage of liberated ships, according to this directive, falls under the category of restitution and the French Government was advised to obtain lire from the Italian Government to meet their expenses in Italy by the establishment of a blocked franc account the disposal of which would be determined under the Peace Treaty. This letter further directs that it is the responsibility of owners of vessels or of the governments concerned to make necessary arrangements for salvage. While this has reference to sunken vessels, it would appear that the same procedure should apply to other vessels liberated and transferred from Italy to other governments. The expense involved, and the employment of vitally necessary raw materials and labor in the repair of vessels to be transferred to other governments would seriously affect Italian economy. Furthermore, such a drain on Italian industry and economy would not appear to be in the best Allied interest at the present time. 0991

5. In anticipation of future representations for transfer of vessels by the Italian Government to other governments, the opinion of the Commander-in-Chief regarding a policy, particularly as to state of repair and seaworthiness of the vessels concerned, is requested.

(Sgd) G. E. WARREN
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, A. C.

12 OCT 1946

(626A)

Declassified E.O. 12356 Section 3.3/NND No. 785015

1946 CC

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 9009/266/EC 8 October 1946.

SUBJECT: Restitution of Jugoslav Property.

TO : The Jugoslav Representative
A.C.I.

1. I refer to your letter No. Dr.998/46 dated 11 July 46 on this subject and have to inform you that Dr. Francesco Paolo Mari is in possession of the 2 volumes of "Oeuvres de Montesquieu".

2. This man wishes to point out that he did not remove them, as stated in your a/q letter but obtained them on loan after giving a receipt to the Director of the Bank of Splitt, Mr. De Nisiteo.

3. Dr. Mari further states that he did not send them back lest the volumes be lost, owing to post war communications' difficulties. He will, however, hand over these volumes as soon as the receipt that he signed is returned to him.

For the Chief Commissioner;

A. W. Kniseley

Brigadier,
Executive Commissioner.

2230

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

CC. OCT 9 1946

8 October 1946.

Ref. : 4215/27/EC

SUBJECT: Jugoslav Grazing Rights.

TO : Provincial Commissioner
A.M.G.
Udine Province

1. I enclose for your information, copies of revelent correspondence on this subject and would appreciate your comments as the area in question now appears to be within your province.

2. Owing to the delay caused by first submitting this to VENEZIA GIULIA, an early reply would be appreciated.

By Command of Rear Admiral Stone:

B. W. Knight

Brigadier,
Executive Commissioner.

10/10/46

9999

Encls. : as above.

975

Declassified E.O. 12356 Section 3.3/NND No. 785015

copy copy

DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Br. 1352/46 Rome, 31 August 1946.

Dear Sir,

With reference to the letter Br. 825/46 from Dr. Smodlaka addressed to you on 11 June 1946, concerning the rights of Jugoslav owners of fields inside territory under the Allied Forces administration, and to your reply Ref. No. 4215/9/EC, I have the honour, in absence of Dr. Smodlaka, to inform you that this Delegation has received instructions from the Jugoslav Government to forward urgently to the Allied Authorities in Italy the enclosed list of Jugoslav owners of fields inside territory under the Allied Forces administration to whom the permission to cross the line in order to perform the necessary farm works on their fields is still not being given, though the interested persons have got all necessary documents released by the Jugoslav authorities. The fields concerned are located beyond the Demarcation Line in the zone of RATECE-PLANICA.

In order to avoid the danger threatening to a considerable part of Jugoslav property due to the attitude of the Allied Military organs at the border, I take the liberty to apply to you to be so kind as to inform AFHQ, so that appropriate orders may be issued to the Allied Military local authorities as urgently as possible.

I will be very grateful to you if you will be so kind as to inform me about the measures which will be taken.

Enclosure: Nominal roll.

Yours very truly

9999

/s/ RUDOLF JANHUBA
First Secretary
f. Jugoslav Representative a. i.

Rear Admiral
Ellery W. Stone,
Chief Commissioner,
Allied Commission.

475

0726

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY COPY

NOMINAL ROLL.

of persons at RATECE-PLANICA, owing fields inside territory under the Allied Forces administration.

No. of permit		NAMES
1.	0215/L	Cuderman Andrej
2.	0350/J	Ahčna Terezija
3.	0057/J	Krajnar Rupert
4.	0095/J	Mlinar Janez
5.	0279/J	Petrik Jožef
6.	0179/J	Petric Regina
7.	0362/J	Cuznar Janez
8.	0363/J	Cuznar Janez Jr
9.	0121/J	Petric Jožef
10.	0211/J	Erlah Andrej
11.	0220/J	Erlah Ursula
12.	0431/J	Kavalar Janez
13.	0054/J	Kavalar Jožef
14.	0082/J	Cuznar Jakob
15.	0347/J	Benik Anton
16.	0009/J	Rosic Marija
17.	0008/J	Kavalar Antonija
18.	0370/J	Rabic Ivan
19.	0375/J	Bernt Jožef
20.	0051/J	Bernt Franc
21.	0360/J	Kopavnik Marija
22.	0356/J	Kopavnik Jožef
23.	0329/J	Matjaz Janez
24.	0333/J	Rosic Janez
25.	0320/J	Rosic Neza
26.	0334/J	Rosic Andrej
27.	0335/J	Petric Bostjan
28.	0227/J	Stajnhar Mihaela
29.	0443/J	Podlipnik Marija
30.	0312/J	Podlipnik Franc
31.	0392/J	Mrzec Anton
32.	0006/J	Mrzec Marijan
33.	0214/J	Kajnar Bertalova
34.	0441/J	Cesan Jožef
35.	0242/J	Cesan Helena
36.	0039/J	Mavsar Marija
37.	0063/J	Makovec Janez
38.	0128/J	Makovec Jožef
39.	0032/J	Mazic Lovrenc
40.	0029/R	Volc Ivanka

9997

(195)

Declassified E.O. 12356 Section 3.3/DOD No. 785015

41.	0442/J	Legar Marija
42.	0202/J	Kirkmajer Francisca
43.	0088/J	Kirkmajer Kristina
44.	0024/J	Matelj Josef
45.	0447/J	Goleb Cilka
46.	0153/J	Erlah Magdalena
47.	0001/J	Kerstanj Bostjan
48.	0091/J	Tof Mahija
49.	0299/J	Tof Marija
50.	0247/J	Tof Janez
51.	0118/J	Kompos Peter
52.	0119/J	Kompos Bronislava
53.	0123/J	Zasek Marija
54.	0042/J	Benet Anton
55.	0070/J	Benet Alojzij
56.	0252/J	Benet Janez
57.	0180/J	Oman Franjo
58.	0102/J	Pusar Stanko
59.	0189/J	Pusar Stanko Jr.
60.	0067/J	Benet Josef
61.	0135/J	Tof Franc
62.	0241/J	Benet Meri
63.	0272/J	Zima Ivan
64.	0109/J	Benet Josef
65.	" " "	Benet Josef Jr.
66.	0130/J	Erlah Janez
67.	0185/J	Stranik Viktor
68.	0386/J	Rozic Marija
69.	0385/J	Rozic Josef
70.	0387/J	Petric Josef
71.	0302/J	Petric Agela
72.	0310/J	Petric Vladimir
73.	0448/J	Zima Josef
74.	0438/J	Javan Anica
75.	0195/J	Grilc Ivanka
76.	0196/J	Grilc Friderik
77.	0197/J	Grilc Terezija
78.	0193/J	Brane Janez
79.	0194/J	Brane Neza
80.	0191/J	Tof Andrej
81.	0192/J	Tof Neza
82.	0446/J	Sabic Antonija
83.	0174/J	Cusmar Frida
84.	0175/J	Cusmar Slavko
85.	0177/J	Veber Janez
86.	0200/J	Petric Ursula
87.	0201/J	Petric Slavica
88.	0181/J	Petric Marko
89.	0168/J	Makovec Franciska
90.	0169/J	Makovec Janez

9996

(375)

0718

Declassified E.O. 12356 Section 3.3/NND No. 785015

96.	0431/J	Mezik Ursula
97.	0432/J	Osvald Janez
98.	0207/J	Pajk Marija
99.	0208/J	Jalen Vinko
100.	0014/J	Jalen Slavica
101.	0013/J	Mlekus Janez
102.	0209/J	Rozic Sabina
103.	0281/J	Rozic Pavla
104.	0157/J	Tof Terezija
105.	0158/J	Tof Aleksander
106.	0159/J	Tof Jozef
107.	0160/J	Tof Ana
108.	0210/J	Tof Ljudmila
109.	0145/J	Cuznar Josef
110.	0146/J	Cuznar Ivanka
111.	0218/J	Cuznar Silva
112.	0219/J	Cuznar Terezija
113.	0407/J	Kopavnik Marija
114.	0408/J	Neman Ivanka
115.	0216/J	Martinc Helena
116.	0277/J	Martinc Luka
117.	0041/J	Tursic Helena
118.	0274/J	Osvald Marija
119.	0116/J	Osvald Marija Jr.
120.	0114/J	Mertelj Josef
121.	0115/J	Mertelj Antonija
122.	0111/J	Kopavnik Ela
123.	0404/J	Tof Jozef
124.	0411/J	Mlinar Alojzij
125.	0402/J	Mlinar Alojzij Jr.
126.	0397/J	Tempfer Marija
127.	0395/J	Kerstanj Janez
128.	0398/J	Rogar Alojzij
129.	0396/J	Rogar Marija
130.	0226/J	Cuznar Bostjan
131.	-	Jalen Majda
132.	-	Jalen Janez
133.	-	Oman Anton
134.	-	Oman Antonija
135.	-	Oman Marija
136.	-	Oman Alojz.

(475)

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY COPY

JUGOSLAV DELEGATION
TO THE ADVISORY COUNCIL FOR ITALY

Br. 825/46 11 June 1946.

Dear Admiral,

I have the honour to inform you that I have received an urgent instruction from the Government of the Federal People's Republic of Jugoslavia to inform A.F.H.Q. that the U.S. Military organs at the frontier have prohibited to the Jugoslav owners of fields, located on both sides of the frontier-line, from Ratece Planica to take their cattle for grazing beyond the old frontier-line between Jugoslavia and Italy to the place called Krvava Peo, giving them the explanation that they had no directions from their Command in this regard. By this measure the grazing of 1340 sheeps, 25 horses and 240 cows and oxen is put in question. Grazing of cattle beyond the frontier-line is allowed according to the Conventions of Nettuno that had been made between Jugoslavia and Italy.

In order to avoid the danger threatening a considerable part of Jugoslav property due to the attitude of the U.S. Army organs at the border, I take the liberty to entreat you to be so kind as to inform AFHQ, so that appropriate orders may be issued to the competent U.S. Command as urgently as possible.

I will be very grateful to you if you will be so kind as to inform me about the measures which will be taken.

Yours very truly,

/s/

Dr. SLOVEN J. SMODLAKA
Acting Representative of Jugoslavia
Advisory Council for Italy

Rear Admiral
Ellery W. Stone,
Chief Commissioner
Allied Commission.

9994

(975)

Declassified E.O. 12356 Section 3.3/NND No. 785015

Copy

COPY

Ref. : 4215/2/EC

12 June 1946.

SUBJECT: Grazing Rights.

TO : S.C.A.O.
AMG VENEZIA GIULIA.

The attached copy of letter No. Br. 825/46 dated 11 June 1946 from Dr. Smodlaka, Deputy Representative of Jugoslavia to the Advisory Council to Italy, is forwarded.

It would appear, U.S. military forces have prevented the use of KKVAVA PEC as grazing area for Jugoslav livestock against the Nettuno convention.

Will you please investigate this matter, take any action necessary and advise this HQ in order that a reply may be sent to Dr. Smodlaka.

By Command of Rear Admiral Stone:

/s/ A.W. Knisely
f.
Brigadier,
Executive Commissioner.

0000

(49)

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
XIII CORPS

Tel. : 29794 ext. 45. 18 July 1946.

Ref. : 130/AMG/Ec. 27e/675

SUBJECT: Grazing Rights.

TO : Headquarters Allied Commission
APO 394 - Rome
(Attn: Executive Commissioner)

1. Reference your letter 4215/2/EC of 12 June and your signal No. 4143 of 12 July.

2. The question of grazing rights for the cattle of Jugoslav owners, grazing inside territory of the U.S. Army Forces has been settled with the Authorities' consent. The agreement reached is as follows:

A. Cattle, including horses, will be allowed to cross the border daily into the American occupied Zone. The number appears to be about 240 head per day. This number does not agree with the one listed in letter to your office for Dr. Smodlaka, of the Jugoslav Delegation to the Advisory Council for Italy.

B. Pacific terms of agreements were concluded between the U.S. Army Forces and the Jugoslav officer in the Area concerned. Definite areas of grazing and arrangement for escort were also concluded.

3. If in the future should any similar incident of this nature arise, this HQ will be glad to take the matter up with of the Forces concerned.

For the SENIOR CIVIL AFFAIRS OFFICER,

/s/ KENNETH COOPER
MAJOR F.A.
Deputy Chief, Economics Sec.

(375)

0732

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

Ref. : 4215/9/EC

25 July 1946.

My dear Dr. Smodlaka,

I refer to your letter BR 825/46 dated the 11th June 1946 concerning Jugoslav grazing rights in KNAVA PEC.

The question of grazing rights for the cattle of Jugoslav owners grazing inside territory of the US Army Forces has been settled with the US Army authorities consent.

Terms of agreements have been concluded between the US Army Forces and the Jugoslav officer in the area concerned, and cattle, including horses will be allowed to cross the border daily into the American occupied zone.

Cattle crossing the line of demarcation will be escorted by an American soldier as well as the owner, and definite areas for grazing and arrangements for escorts have been settled.

The number of cattle involved is approximately 240, which is lower than the figure you mention in your letter.

Yours very truly,

/s/ ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. SLAVEN J. SMODLAKA
Acting Representative of Jugoslavia,
Advisory Council for Italy.

2221

0737

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY COPY

Ref. : 4215/18/EC 4 September 1946.

SUBJECT: Grazing Rights.

TO : S.C.A.C.
AMG, Venezia Giulia.

The attached copy of a letter No. Br. 1352/46/ dated 31 August 1946 from Mr. Janhuba, Secretary of Jugoslav Representative to A.C.I. is forwarded.

Will you please investigate this matter, take any action necessary and advise this HQ in order that a reply may be sent to Mr. Janhuba.

For the Chief Commissioner:

/s/ A.W. KNISELY
f.

Brigadier,
Executive Commissioner.

Encl. : as above.

2220

(179)

0733

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET SECRET

HEADQUARTERS, ALLIED MILITARY GOVERNMENT, XXIX CORPS
Office of the Senior Civil Affairs Officer

130/AMG/10/69 18 September 1946.

Subject: Grazing Rights.

To : Allied Commission
(Attn: Executive Commissioner)

1. Reference is made to your 4215/18/20 of 4 September 1946 enclosing a copy of a letter from the First Secretary to the Jugolsav Representative to AMT dated 31 August 1946 and to previous correspondence on the same subject.

2. This matter has been investigated on the spot and it is found that the fields affected are in Udine Province on the old Italian-Jugoslav border. The area is not in dispute and is one over which this Headquarters has no control.

3. The question of grazing rights in Venezia Giulia and in the vicinity of the Morgan Line has been closely studied in conjunction with Jugoslav Military Government through the Joint Economic Committee. The following information, therefore, may be useful: -

(a) Farmers who have fields in Zone "A" who live in Zone "B" are permitted to use these fields if within one kilometer of the Morgan Line without special permission from Civil Affairs Officers.

(b) Farmers must, however, apply to Civil Affairs Officers for special permission to use fields beyond that distance and up to five kilometers inside Zone "A".

(c) These concessions are reciprocal and apply in the case of farmers living in Zone "A" who have fields in Zone "B".

4. The Military Authorities have been informed of this arrangement so far as Venezia Giulia is concerned.

/s/ for
ALFRED G. BOWMAN
Colonel, J.A.G.D.
Senior Civil Affairs Officer

9919

6751

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

OCT 4 1946
C C

Ref.: 5609/334/EC

3 October 1946

My dear Mr. Key,

I thank you for your letter dated 26 September 1946 on the subject of the seizure by the Yugoslav Authorities of the Auxilary Schooner "Florido".

I regret that no mention was made in my letter no.5609/323/EC of 20 September, of this vessel being already listed in an earlier letter, and am making enquiries to confirm that there is only one ship involved.

169

Sincerely yours,

M. CARR

Brigadier,
Executive Commissioner.

Mr. David McK. Key,
Charge d'Affaires ad interim,
American Embassy,
ROME.

(For corresp see EC File 5609)

374

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 4 1946

CC

2 October 1946

Ref.: 9009/251/EO

Dear Dr. Prunas,

I refer to the subject of the restitution of Jugoslav property in Italian hands.

Since September 1945 this Commission has, at the request of the Jugoslav Representative to the Advisory Council for Italy and in accordance with the Armistice Terms, forwarded to your Ministry of Foreign Affairs thirteen claims for property said to be in Italian hands.

To these thirteen, answers have been received to four claims only. In all cases the matter has been followed up by letters from this Commission to your Ministry of Foreign Affairs and, in most cases, not even an acknowledgement has been received. In addition Dr. Bombassei, the Ministry of Foreign Affairs Liaison Officer to this Commission, has frequently asked the Ministry to expedite the replies but without success.

In addition one claim was forwarded to the Ministry of Commerce, and again no reply has been received.

The Supreme Allied Commander desires that in accordance with the letter and spirit of the Armistice Terms serious attention should be given to the claims made by the Yugoslav Government and directs me to request you to furnish clarification of these claims with the least possible delay. I should be grateful therefore to receive a letter from you before the end of this week stating the action which has been taken in each case mentioned in the attached list.

I should be glad if you would give this your urgent attention.

Yours very truly,

HENRY W. STONE
Rear Admiral, USNR
Chief Commissioner

9917

Doctor Renato Prunas
Ministry of Foreign Affairs,
Italian Government,
ROME.

REMARKS

Serial no.	Subject	Action taken
1.	9 Machines from Tobacco factory at LJUBLJANA.	Passed to the Ministry of Commerce on 11 Sept.45 under ref. ES/5.02 and again on 27 Sept.45, 27 Oct.45 and the 8 Dec. all under the above ref.
5.	The Yugoslav Insurance Company "Yugoslavia"	
6.	Stamps and Post cards of 12 million Yugoslav pre-war Dinars.	Passed to Ministry of Foreign Affairs on 14 June 1946 under ref. 9009/125/BC and again on 9 July 1946 under ref. 9009/146/BC.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	
9.	Machine "Grosswecht" Split.	Passed to Ministry of Foreign Affairs on 14 June 46 under ref. 9009/125/BC and again on 9 July 46 under ref. 9009/146/BC. A reply was received on 12 Aug. 46 requesting further information about this machine. The information was obtained and forwarded to the Ministry of Foreign Affairs on 31 Aug. 46 under ref. 9009/232/BC together with a further claim for an additional similar machine.
11.	Archives of Sibenik, Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT.	
13.	2 Paintings from Church of LATOV.	
14.	Many collections and objects from Museum in Zara.	9916
15.	Picture of Interior Court DUBROVNIK.	Passed to Ministry of Foreign Affairs on 14 June 1946 under ref. 9009/125/BC and again on 9 July 46 under reference 9009/146/BC.
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Valuables from the	

Declassified E.O. 12356 Section 3.3/NND No. 785015

6.	Stamps and Post cards of 12 million Yugoslav pre-war Dinars.	Passed to Ministry of Foreign Affairs on 14 June 1946 under ref. 9009/125/SC and again on 9 July 1946 under ref. 9009/146/SC.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	
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13.	2 Paintings from Church of LATOV.	
14.	Many collections and objects from Museum in Zara.	9916 Passed to Ministry of Foreign Affairs on 14 June 1946 under ref. 9009/125/SC and again on 9 July 46 under reference 9009/146/SC.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
19.	Valuables from the "Crnogorska Banka".	
20.	1 Spectroheliograph, property of the astronomic observatory in Belgrade.	Passed to Ministry of Foreign Affairs on 5 Sept. 46 under reference 9009/238/SC.

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref: [illegible]

11 September 1946

Dear Dott. Prunas

With reference to your letter of 23 August 1946 concerning Yugoslav Refugees in Italy.

Although it is probably true that many tentative efforts towards resettlement overseas of the Yugoslav refugees are being made by their own leaders and others, I feel it would be unwise to predict their very early departure.

I am glad to think that such a solution would correspond entirely with your views on this subject.

Very truly yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dott. R. PRUNAS
Secretary General to the
Ministry of Foreign Affairs
Italian Government
ROME

0015

Spare
10-20/cc

Declassified E.O. 12356 Section 3.3/NND No. 785015

13 September 1946

Dear Dr. Prunas:

Thank you for your courtesy in sending me with your letter of 11 September, No. 71/3261/3155, the monograph "Italians in Albania after 8 September 1943" which I look forward with interest to reading.

Sincerely,

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Renato Prunas,
Secretary General,
Ministry of Foreign Affairs,
Rome.

2914

1020/a

0741

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

THE MINISTRY OF FOREIGN AFFAIRS.

71/9261/9155.

Rome, 11 September, 1946.

Dear Admiral,

I am referring to letter No. 71/2597/0, dated 23 March, with enclosed the note verbal of 22 March, No. 71/2522/0 relative the situation of the Italian citizens and Italian interests in Albania, and to letter No. 766, dated June 11, with which I sent you two copies of the monography entitled "Italy and Albania".

Following this information I am enclosing with this letter two specimens of a second monography entitled "Italians in Albania after September 8, 1943", in which, as well as pointing out the work carried out by the Italians to the benefit of Albania even after the Armistice, the treatment inflicted upon them by the Government of Tirana against every principle of humanity is more fully documented.

With my highest esteem,

(s) R. Prunas.

Admiral Ellery W. Stone.
Chief Commissioner.
Allied Commission.
Rome.

9913

0742

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

THE MINISTRY OF FOREIGN AFFAIRS.

71/3261/3155.

Rome, 11 September, 1946.

Dear Admiral,

I am referring to letter No. 71/2597/0, dated 23 March, with enclosed the note verbal of 22 March, No. 71/2522/0 relative the situation of the Italian citizens and Italian interests in Albania, and to letter No. 766, dated June 11, with which I sent you two copies of the monography entitled "Italy and Albania".

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With my highest esteem,

(s) R. Prunas.

Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

2242

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

THE MINISTRY OF FOREIGN AFFAIRS.

71/3261/3155.

Rome, 11 September, 1946.

Dear Admiral,

I am referring to letter No. 71/2597/C, dated 29 March, with enclosed the note verbal of 22 March, No. 71/2522/C relative the situation of the Italian citizens and Italian interests in Albania, and to letter No. 766, dated June 11, with which I sent you two copies of the monography entitled "Italy and Albania".

Following this information I am enclosing with this letter two specimens of a second monography entitled "Italians in Albania after September 8, 1943", in which, as well as pointing out the work carried out by the Italians to the benefit of Albania even after the Armistice, the treatment inflicted upon them by the Government of Tirana against every principle of humanity is more fully documented.

With my highest esteem,

(s) R. Prunas.

Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

2211

0743

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

THE MINISTRY OF FOREIGN AFFAIRS.

71/3261/3155.

Rome, 11 September, 1946.

Dear Admiral,

I am referring to letter No. 71/2597/C, dated 23 March, with enclosed the note verbal of 22 March, No. 71/2522/C relative the situation of the Italian citizens and Italian interests in Albania, and to letter No. 766, dated June 11, with which I sent you two copies of the monography entitled "Italy and Albania".

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With my highest esteem,

(s) R. Prunas.

Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

0745

Declassified E.O. 12356 Section 3.3/NND No. 785015

OCT 3 1946

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

CC

Ref. : 9009/247/20 30 September 1946

SUBJECT: Jugoslav Goods sequestered in Italy.

TO : The Jugoslav Representative to the A.C.I.
Rome.

64

I refer to your letter no. Br. 275/46 dated 7 February 46 and latter correspondence on this subject.

The Italian Ministry of Foreign Affairs has advised this Commission that the list of Yugoslav goods sequestered in Italy was handed to the Yugoslav Economic Representative to the A.C.I. on 3 July 1946 by a Representative of the Italian Ministry of Treasury and a receipt was obtained.

FOR THE CHIEF COMMISSIONER:

A. W. Knisely.
Brigadier,
Executive Commissioner.

2210

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

SEP 30 1946
CC

Ref. : 5609/309/EC

27 September 1946

SUBJECT: Seizure of Italian craft by Jugoslav Authorities.

TO : The Ministry of Foreign Affairs, Rome.

With reference to your memorandum no. 6/3104/1213 dated 13 September regarding the seizure of the Schooner "FLORIDO", may I please be informed if this is the same craft as is referred to in para 4 of your memorandum no. 6/1803/795 dated 27 April 46 on this subject.

FOR THE CHIEF COMMISSIONER:

A. W. Kinsely.
Brigadier,
Executive Commissioner.

Copy to: G-5 Section
Polad A
" B

2209

371

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 27 1946 CC

Ref. : 5604/118/20 26 September 1946.

SUBJECT: SS SRBIN and SS KARMEN.

TO : G-5 Section, AFHQ.

1. Reference your letter No. G-5: 912.20 dated 16 Sept 46 (368cc) on this subject.

2. The Italian Ministry of Marine report that the Jugoslav SS SRBIN was stopped and searched from 2223 hrs to 2324 hrs on 17 July last by the corvette CHIMERA in naval anticontraband service 2.7 miles from TORRE PROPOSTE (SARDINIA). It was found to be in order and allowed to proceed.

3. The Jugoslav SS KARMEN was searched between 2101 and 2200 hours on 9 July last, by the same corvette CHIMERA, for the same reasons, while the ship was anchored at S.Margherita di Savoia loading salt. It was found to be in order.

4. This action would appear to be within the authorization of SACMED for the Italians to police their own waters in that area.

For the Chief Commissioner:

A. W. Kniseley.

Brigadier,
Executive Commissioner.

Copy to: Navy S/C
Poland A
Poland B

(370B)

Declassified E.O. 12356 Section 3.3/NND No. 785015

By whom?

1089

MEMORANDUM:

TO : Chief Commissioner.

Encl.

You asked what the reason for this letter was.

Captain Knisely informs me that, in conversations he has had with the Polads A and B, the observation was made that the only way to solve the question of the Yugoslav claim on the liner Rex as War Booty would be by direct negotiations between the representatives of the Yugoslav and Italian Governments in neutral countries.

The letter was written so as to permit the Polads to get the views of their respective embassies so that the entire case might be presented to you by the Office of the Executive Commissioner.

RDSS

2307

5734

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 2 1946

CC

Ref. : 5609/327/BC

24 September 1946.

SUBJECT: S/S "REX"

TO : Poland A
Poland B

1. With reference to my letter No. 5609/315/BC dated 10 Sept addressed to the Venezia Giulian War Booty Committee, copy to you, on this subject.

2. An answer has now been received to the effect that the S/S "REX" is lying in zone "B" waters and has not been the subject of a claim before that Committee.

3. Do you please agree to the Italian Government being informed that as this vessel is in zone "B" waters, the matter should be taken up direct with the Jugoslav Authorities.

For the Chief Commissioner:

A. W. Knisely.

Brigadier,
Executive Commissioner.

Copy to: C.C.
Legal S/C
Navy S/C

2206

0760

Declassified E.O. 12356 Section 3.3/NND No. 785015

E.C.

This looks as though we should support the Ital. Govt

EHS[?]
CC

24/IX

Declassified E.O. 12356 Section 3.3/NND No. 785015

TRANSLATION

Returned to CC

SEP 24 1946
SEP 26 1946

Rome 21 Sept 46

- Noted on all copies

MINISTRY OF THE FOREIGN COMMERCE

Ref: 257101

Subject: Seizure of goods.

1. The Inspection Service of Italian Exchange Office (Trieste Section) as a result of ascertained irregularities committed by Italian firms together with Yugoslav firms, in the matter of currency and foreign exchanges, has seized the goods listed herewith.

2. The irregularities consist in the purchase of Italian goods in the Milan market, by Yugoslav firms and paid for by Italian banknotes of unknown origin, and in the attempt to export the above mentioned goods, without the prescribed ministeriale authorisation.

3. The goods therefore have been seized on the authorization of AMG of Trieste, who however, have recently stated that they do not consider it opportune to keep the said goods under seizure.

4. The Ministry of the Treasury on being approached by the Italian Exhange Office, informed the said Allied Authorities, that the seizure could not be removed until the respective responsibilities have been proved.

5. AMG of Trieste has replied that in order to continue the seizure in question, it is necessary to obtain the approval of Allied Commission in Rome.

6. This Ministry, therefore, requests the A.C. to give instructions to AMG of Trieste to continue the seizure until such time as the consulting commission for currency infraction, has given its decision.

7. This Ministry will see to it that this decision shall be given without delay.

8. We remain in expectation of hearing the decision on this matter by your Commission

THE MINISTER

EC DIST - 24/9/46
Action: Econ Sec (with Italian copy - [illegible])
Info: CC
AC (4621/EC)

1029/[illegible]

370

0752

Declassified E.O. 12356 Section 3.3/NND No. 785015

E.C.

Did Poles agree to this?

[illegible]

4/IX

0752

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 20 1946

CC

Ref. : 5611/37/2C 19 September 1946.

SUBJECT: Fishing Rights in the Adriatic.

TO : The Ministry of Foreign Office,
Rome.

1. I enclose for your information an extract from letter No. Br. 1324/46 dated 30 Aug on this Subject, from Dr. Smodlaka, the Acting Representative of Jugoslavia to the A.C.I. : -

Encl.

"I have been instructed from the Jugoslav Government to inform you that all treaties and conventions concluded with Italy before the war have lost their value on the day when the war was declared. This implicitly applies to the convention of Briond too".

For the Chief Commissioner:

A. W. Kniscky.

Brigadier,
Acting Executive Commissioner.

1010/cc

2204

Copy to: Polad A
" B

3686

Declassified E.O. 12356 Section 3.3/NND No. 785015

- - - C O P Y - - -

DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

-:-:-:-:-:-

30 August 1946

Ref. Br. 1324/46

My dear Brigadier Lush,

With reference to your letter No. 5611/16/EC of August 1946, on the subject of Italian bombs fishing in Jugoslav waters.

I have been instructed from the Jugoslav Government to inform you that all treaties and conventions concluded with Italy before the war have lost their value on the day when the war was declared. This implicitly applies to the convention of Brioni too.

Very truly yours

/s/ .....
DR SLOVEN J. SMODLAKA
Jugoslav Representative a i.
Advisory Council for Italy.

2203

M.S. LUSH, Brigadier
Executive Commissioner
Allied Commission

- - C O P Y - -

Declassified E.O. 12356 Section 3.3/NND No. 785015

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 912.20

16 September 1946

SUBJECT: SS SRBIN and SS KAMMEN

TO : Chief Commissioner,
Allied Commission,
APO 794

Reference 5601/174 EC of 12 August (334) b

1. It is hoped that you will be in a position to forward the Navy SC report referred to at an early date.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A.L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

10/20/46

See (3706)

2202

(968A)

Declassified E.O. 12356 Section 3.3/NND No. 785015

CROSS REFERENCE SHEET

See 175a in 2201/CC

2201/CC

2201

368

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 16 1946

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 5609/318/20 13 September 1946

SUBJECT: Seizure of Italian Vessels by Yugoslavs.

TO : The British Delegacy
Rome.

Reference your letter no. 60/178/46 dated 26 August 1946 addressed to Captain Kolesly on this subject.

I enclose two copies of a list giving details of all seizures by the Yugoslav authorities of Italian fishing craft as reported officially to this Commission by the Italian Government.

These are the details upon which the Allied Commission has acted and which have been forwarded to the S.C.A.F. in Washington and which might, I think, be classed as the "official" information.

FOR THE CHIEF COMMISSIONER:

A. W. Kolesly

Brigadier,
Executive Commissioner.

Copy to: Poland A
" B
Navy S/3

2200

367

Declassified E.O. 12356 Section 3.3/NND No. 785015

DATE	ITEM No.	NAME OF SHIP	ACTION
25/5/45	1	DELFINO	Sailed from MOLFETTA for deep sea fishing, not heard of since
[illegible]/5/45	2	SAN NICOLA	Sailed from BARI " " " " " " " "
29/5/45	3	SAN MICHELE ARCANGELO	Whilst fishing 5 miles [illegible] of PELAGOSA, was followed and attacked with machine gun by Slav motor boat from CASSA [illegible]. Boat escaped by abandoning its nets.
30/5/45	4	NUOVA MARIA	Sailed from MOLFETTA to fish, not heard of since.
17/6/45	5	SANTA TERESA	South of PELAGOSA fishing with regulation lights, was seized by a Yugoslav motor boat and taken towards the East coast of the ADRIATIC. Incident witnessed by crew of launch "SA[illegible]" that was close but being without lights, escaped.
			NOTE The Italian Government have reasons to believe that the aforementioned "DELFINO", "SAN NICOLA", "NUOVA MARIA" have also been captured by Yugoslav Units.
5/45	6	DIANA	Ordered, whilst fishing in the Adriatic to proceed to Yugoslavia.
5/45	7	DELIA	Soon after the occupation of the city by Yugoslav forces, the crew of this vessel was compelled to land and replaced by a Yugoslav crew. To the Italian's complaints it was opposed that "everything in the Trieste harbour was considered as being war-prize", while the Yugoslav flag was hoisted on the ship.
4/45	8	[illegible]	Seized from TRIESTE harbour by the Yugoslavs.
4/45	9	[illegible]	Seized from TRIESTE harbour by the Yugoslavs.
?	10	[illegible]	Whilst under repair at [illegible] seized by Yugoslavs and sent to DALMATIA.
30/5/45	11	NUOVA ITALIA	Left MOLFETTA and not heard of since
5/45	12	[illegible]	At Rovigno, destined for Fiume to load wood, sequestrated by Yugoslavs.
5/45	13	ROLAND	At Arsa, loaded with coal and waiting for [illegible], sequestrated by Yugoslavs.

Declassified E.O. 12356 Section 3.3/NND No. 785015

ITEM No.	NAME OF SHIP	ACTION
1	DELFINO	Sailed from MOLFETTA for deep sea fishing, not heard of since
2	SAN NICOLA	Sailed from BARI " " " " " " " "
3	SAN MICHELE ARCANGELO	Whilst fishing 5 miles NORTH of PELAGOSA, was followed and attacked with machine gun by Slav motor boat from CAZZA. Boat escaped by abandoning its nets.
4	NUOVA MARIA	Sailed from MOLFETTA to fish, not heard of since.
5	SANTA TERESA	South of PELAGOSA fishing with regulation lights, was seized by a Yugoslav motor boat and taken towards the East coast of the ADRIATIC. Incident witnessed by crew of Launch "[illegible]" that was close but being without lights, escaped.
		NOTE The Italian Government have reasons to believe that the aforementioned "DELFINO", "SAN NICOLA", "NUOVA MARIA" have also been captured by Yugoslav Units.
6	DIANA	Ordered, whilst fishing in the Adriatic to proceed to Yugoslavia.
7	EMILIA	Soon after the occupation of the city by Yugoslav forces, the crew of this vessel was compelled to land and replaced by a Yugoslav crew. To the Italian's complaints it was opposed that "everything in the Trieste harbour was considered as being war-prize", while the Yugoslav flag was hoisted on the ship.
8	ANGELA	Seized from TRIESTE harbour by the Yugoslavs.
9	A [illegible] FABBRICI	Seized from TRIESTE harbour by the Yugoslavs.
10	BARI	Whilst under repair at [illegible] seized by Yugoslavs and sent to DALMATIA.
11	NUOVA ITALIA	Left MOLFETTA and not heard of since
12	STEFANO P.	At Rovigno, destined for Pisconc to load wood, sequestred by Yugoslavs.
13	MILANO	At Arsa, loaded with coal and making for Venice, sequestred by Yugoslavs.

Declassified E.O. 12356 Section 3.3/NND No. 785015

DATE	ITEM No.	NAME OF SHIP	ACTION
3/46	14	LIBERTA	At Fianona, loaded with wood and waiting for Venice, sequestered by Yugoslavia.
3/46	15	ANTONIO	" " " " " " " " " "
3/46	16	NUOVA PROVIDENZA	of Venice Maritime Division seized in Fiume.
3/46	17	VOLANO	Of Comacchio Maritime Division seized in Arsia.
3/46	18	LIBERTA'S ANTONIO M.	Of Comacchio Maritime Division seized in Fianona.
			NOTE. The cargo of these ships (firewood and coal) was [illegible] and the ships have been used for transport of coal from [illegible] to Fiume on account of the Yugoslav Maritime Impechment [illegible] Fiume.
3/46	19	G[illegible]	Of Comacchio, empty, seized in Rovigno.
3/46	20	FLORIDO	Of Ravenna, cargo of salt bound to Venice, seized in Parenzo
3/46	21	DIVINA GRAZIE	Of Ravenna, cargo of coal bound to Venice, " " "
3/46	22	NICOLETTA	Of Chioggia, cargo of cement bound to Chioggia, " " "
3/46	23	ADETTO INSCRITORE	Of Chioggia, cargo of silicate bound to Venice, " " "
3/46	24	DORINO B	Of Chioggia, cargo of firewood bound to Chioggia " " "
3/46	25	ENEL	Of Chioggia, cargo of firewood bound to Chioggia " " "
3/46	26	MONTEVALENTO SICILIANO	Cargo of wine bound to Venice, seized in Arsia.

367

5016

Declassified E.O. 12356 Section 3.3/NND No. 785015

ITEM No.	NAME OF SHIP	
14	LIBERTA	At Fianona, loaded with wood and mining for Venice, sequestred by Yugoslavs.
15	ANTONIO	" " " " " " " " "
16	NUOVA PROVIDENZA	of Venice Maritime Division seized in Fiume.
17	VOLANO	Of Comacchio Maritime Division seized in Arsia.
18	LIBERTA'S ANTONIO M.	Of Comacchio Maritime Division seized in Fianona.
		NOTE. The cargo of these ships (firewood and coal) was unloaded and the ships have been used for transport of coal from [illegible] to Fiume on account of the Yugoslav Maritime Inspectorate of Fiume.
19	[illegible]	Of Comacchio, empty, seized in Rovigno.
20	PLACIDO	Of Ravenna, cargo of salt bound to Venice, seized in Parenzo
21	DIVINA MADRE	Of Ravenna, cargo of coal bound to Venice, " " "
22	NICOLETTA	Of Chioggia, cargo of cement bound to Chioggia, " " "
23	ARDITO [illegible]	Of Chioggia, cargo of silicate bound to Venice, " " "
24	[illegible]	Of Chioggia, cargo of firewood bound to Chioggia " " "
25	[illegible]	Of Chioggia, cargo of firewood bound to Chioggia " " "
26	MONTEVERGINE SICILIANO	Cargo of wine bound to Venice, seized in Arsia.

8016

0762

Declassified E.O. 12356 Section 3.3/NND No. 785015

367

DATE	ITEM No.	NAME OF SHIP	REMARKS
3/46	14	L[illegible]TA	At Fianona, loaded with wood and sailing for Venice, sequest[ered] by Yugoslavs.
3/46	15	ANTONIO	" " " " " " " " " "
3/46	16	NUOVA PROVVIDENZA	Of Venice Maritime Division seized in Pola.
3/46	17	VOLANO	Of Comacchio Maritime Division seized in Arsia.
3/46	18	[illegible] ANTONIO M.	Of Comacchio Maritime Division seized in Fianona.
			NOTE The cargo of these ships (firewood and coal) was unlo[aded] and the ships have been used for transport of coal from [illegible] to Fiume on account of the Yugoslav Maritime Inspectorate of Fiume.
3/46	19	C[illegible]	Of Comacchio, empty, seized in Rovigno.
3/46	20	[illegible]	Of Ravenna, cargo of salt bound to Venice, seized in Paren[zo]
3/46	21	DIVINA [illegible]	Of Ravenna, cargo of coal bound to Venice, " " "
3/46	22	NICOLETTA	Of Chioggia, cargo of cement bound to Chioggia, " " "
3/46	23	ANGELO PESCATORE	Of Chioggia, cargo of silicate bound to Venice, " " "
3/46	24	[illegible] B	Of Chioggia, cargo of firewood bound to Chioggia " " "
3/46	25	[illegible]	Of Chioggia, cargo of firewood bound to Chioggia " " "
3/46	26	[illegible] SICILIANO	Cargo of wine bound to Venice, seized in Arsia.

Declassified E.O. 12356 Section 3.3/NND No. 785015

ITEM No.	NAME OF SHIP	[illegible]
14	LIBERTA	At Fianona, loaded with wood and sailing for Venice, sequestered by Yugoslavs.
15	ANTONIO	" " " " " " " " " "
16	NUOVA PROVVIDENZA	of Venice Maritime Division seized in Fiume.
17	VOLAND	Of Comacchio Maritime Division seized in Arsia.
18	[illegible] ANTONIO M.	Of Comacchio Maritime Division seized in Fianona.
		NOTE The cargo of these ships (firewood and coal) was unloaded and the ships have been used for transport of coal from [illegible]ia to Fiume on account of the Yugoslav Maritime Inspectorate of Fiume.
19	GIUSEPPE	Of Comacchio, empty, seized in Rovigno.
20	[illegible]	Of Ravenna, cargo of salt bound to Venice, seized in Parenzo
21	DIVINA MADRE	Of Ravenna, cargo of coal bound to Venice, " " "
22	NICOLETTA	Of Chioggia, cargo of cement bound to Chioggia, " " "
23	[illegible] PESCATORE	Of Chioggia, cargo of silicate bound to Venice, " " "
24	[illegible] B	Of Chioggia, cargo of firewood bound to Chioggia " " "
25	[illegible]	Of Chioggia, cargo of firewood bound to Chioggia " " "
26	[illegible] SICILIANO	Cargo of wine bound to Venice, seized in Arsia.

Declassified E.O. 12356 Section 3.3/NND No. 785015

DATE	ITEM No.	NAME OF SHIP	ACTION
(367) 3/46	27	Two sherries and one tug-boat, cargo of coal bound to Venice, seized in Arsia.	

N.B. Vessels Nos. 16-27 were seized as a countermeasure for the supposed Allied Requisitioning of the vessels SVIR and LABOR (see my 9609/154/EO dated 7 May 1946).

Finally, 12 vessels seized 25 miles off the Slav coast and compelled to ent[er] CAPTANE. 110 Italian sailors are missing. (Sailors now repatr[iated]

0107

0765

Declassified E.O. 12356 Section 3.3/NND No. 785015

ITEM No.	NAME OF SHIP	ACTION
27	Two wherries and one tug-boat, cargo of coal bound to Venice, seized in Arsia.	

N.B. Vessels Nos. 16-27 were seized as a countermeasure for the supposed Allied Requisitioning of the vessels EVIR and LABOR (see my 5609/194/EC dated 7 May 1946).

Finally, 12 vessels seized 25 miles off the Slav coast and compelled to enter CATTARO. 110 Italian sailors are missing. (Sailors now repatriated)

2010

0765

Declassified E.O. 12356 Section 3.3/NND No. 785015

HQ-AFCOM 13 SEPT0900

ATTN FOR G-5 SECTION

4943

UNCLASSIFIED

UNCLASSIFIED PD

SUBJECT IS JUGO-SLAV WAR BOOTY IN VENEZIA GIULIA PD REFERENCE YOUR LETTER GEORGE DASH FIVE COLON NINE ONE TWO PD THREE ZERO ROGER DATED NINE SEPTEMBER TO SMOILAKA PD REQUEST COPY LETTER FROM SMOILAKA NUMBER BAKER ROGER SEVEN NINE ONE SLANT FOUR SIX OF TWO TWO JULY AS THIS COMMISSION NOT ON DISTRIBUTION PD

2106

ROUTINE

Executive Commissioner

371

PAUL COLE
1st Lt. Air Corps
Asst Adjt

366

Declassified E.O. 12356 Section 3.3/NND No. 785015

DPR/88/ADM

HQ ACDPR ALCOM

1109-5 September 1946

(1) HEADQUARTERS BTA

(2) GEORGE FIVE ALLIED FORCE HEADQUARTERS

4920

UNCLASSIFIED

362 a

PARA ONE PD REFERENCE YOUR ONE ZERO NINE ONE SLANT ONE GEORGE OF NINE SEPTEMBER PD

PARA TWO PD PROFESSOR ROYCE CMA COLONEL FINDLAY ARRIVING KLAGENFURT ONE FIVE SEPTEMBER PD

PARA THREE PD TRANSPORT REQUIRED

1020/a

2105

PRIORITY

(2) GEORGE FIVE ALLIED FORCE HEADQUARTERS

4020

UNCLASSIFIED

362 a

PARA ONE PD REFERENCE YOUR ONE ZERO NINE ONE SLANT ONE
GEORGE OF NINE SEPTEMBER PD

PARA TWO PD PROFESSOR ROYCE AND COLONEL FINDLAY ARRIVING
KLAGENFURT ONE FIVE SEPTEMBER PD

PARA THREE PD TRANSPORT REQUIRED

2105

PRIORITY

DIGEST

414

PAUL COLE
1st Lt. Air Corp
Asst.Adjt.

365

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ref: DER/3/8-XX (DP) 11 September 1946

Dear Dott. Prunas

With reference to your letter of 23 August 1946 concerning Yugoslav Refugees in Italy.

Although it is probably true that many tentative efforts towards resettlement overseas of the Yugoslav refugees are being made by their own leaders and others, I feel it would be unwise to predict their very early departure.

I am glad to think that such a solution would correspond entirely with your views on this subject.

Very truly yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dott. R. PRUNAS
Secretary General to the
Ministry of Foreign Affairs
Italian Government
ROME

2104

cc copy
cc " ✓

364

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 12 1946

CC

Ref. : 5603/315/EC

10 September 1946.

SUBJECT: S/S "REX".

TO : The Venezia Giulian War Booty Committee,
c/o A.M.G.
XIII Corps.

1. I enclose for your information a copy of memorandum No. 6/3037/1192 dated 4 September 46 from the Italian Ministry of Foreign Affairs to this Commission on this subject.

2. I would be grateful if you would advise me if this vessel has come up before your Committee for disposal and if so, with what result.

For the Chief Commissioner:

M. B. LUSH

Brigadier,
Executive Commissioner.

1020/11

Encl : as above.

2192

Copy to: U.S. Embassy
British Embassy
Navy S/C
Legal S/C.

See [ ]

763c

0771

Declassified E.O. 12356 Section 3.3/NND No. 785015

Copy Copy

MINISTRY OF FOREIGN AFFAIRS
6/3057/1192

MEMORANDUM FOR THE ALLIED COMMISSION

---

1. The "ITALIA" shipping Company has informed the Italian Government that the Yugoslav Government have announced through the Belgrade Official Gazette n.50 dated June 21st, that the liner "REX" is to be considered a warprize and therefore sequestered.

2. The a/m liner lies sunk in waters east of the Morgan Line, off Capo d'Istria. However, owing to the fact that all waters around Venezia Giulia are Italian, whoever the temporary occupant of the land may be, it appears that the Yugoslav claim should be considered illegal.

3. It is to be pointed out that for some time the Yugoslav have been systematically stripping the liner "REX".

4. The Italian Government wishes to make it clear that they reject any admission of such groundless claims, and denounce any past, present or future direct action on the part of the Yugoslav Authorities. The Ministry for Foreign Affairs would be grateful if the Allied Commission would take up the question with the A.M.G. Authorities in Trieste.

Rome, September 4th, 1946.

2192

363c

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cables transferred
to CP-3753

363 A
363 B

1616

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref.: CA/[illegible]/23

10 September 1944

TO : Dr. Slavan J. [illegible],

1. With reference to your visit to me on the 23rd July 1944 when you raised with me the question of some representatives of your Delegation having a Conference with the competent representatives of AFHQ in order to discuss questions regarding the extradition of Jugoslav Traitors.

2. I referred this matter to AFHQ who have replied that your statement that the Allied Military Authorities have been informed by their Governments that the Jugoslav Delegation in Italy is authorised to collaborate with the Allied Authorities in Italy in connection with the extradition of Jugoslav Traitors is not correct.

3. On the contrary, AFHQ state that the Jugoslav Ambassador in London was, on the 25th July 1944, informed that the Foreign Office did not consider matters affecting the surrender of Traitors and Quislings to be within your competence as a member of the Advisory Council for Italy.

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

9190

Dr. Slavan J. [illegible],
Acting Representative for Jugoslavia,
Advisory Council for Italy,
Rome.

Copy to: E.C.
V.P. CA Section
Polad A
" B

363

Declassified E.O. 12356 Section 3.3/NND No. 785015

(362 C)

Cipher Cobb transferred
to file CC 3753

9160

Declassified E.O. 12356 Section 3.3/NND No. 785015

FX 77610 H/6416

SEPT 091328B SEPT 100900

PRIORITY

AFHQ SIGNED SACMED CITE FHGEG
AGWAR WASHINGTON CABINET OFFICERS WHITEHALL , INFO: ALCOM ROME CINC MED

MAIN 13 CORPS FOR CCS FOR BCS

3024e

RESTRICTED:

Subject is seizure by Jugoslavs of Italian fishing vessels. Reference NAF 1158.

This is NAF 1211.

1. Notified for information that Italian Government confirm that all fishermen captured by Yugoslavs on 19 May 1946 have been repatriated.

2. The vessels have not been returned.

10/20/1c

AC DIST

3188

INFO ACTION - EX COMMR 2

INFO - CHIEF COMMISSIONER

ECON 2

GAS

POLAD (A)

POLAD(B)

FILE

SINGLETON

3626

Declassified E.O. 12356 Section 3.3/NND No. 785015

362
362 A

Cipher Cables transferred to file CC-3753

2616

Declassified E.O. 12356 Section 3.3/NND No. 785015

C. C.

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

SEP 5 1946

Ref. : 5609/309/WT 4 September 1946

SUBJECT: M/S "Citta' di Marsala".

TO : The Venezia Giulia War Booty Committee
C/o AMG
13 Corps.

1. I enclose for your information a copy of memorandum no. 6/2309/1172 dated 27 August 1946 from the Italian Ministry of Foreign Affairs to this Commission on this subject.

2. As this vessel is in Zone "A" it cannot be claimed as War Booty by the Yugoslav Authorities unless it has been awarded by your Committee.

3. I do not know whether the Yugoslav Authorities, during their occupation of Trieste, took any steps in accordance with Maritime International Law to take over this vessel or whether they, at that time, declared it officially a War Prize.

4. I would therefore be grateful if you will advise me if this vessel has come up for disposal and if so with what result.

FOR THE CHIEF COMMISSIONER:

2196

W. S. LUSH
Brigadier,
Executive Commissioner.

Encls. as above.

361

Declassified E.O. 12356 Section 3.3/NND No. 785015

GOFI:

MINISTERO DEGLI AFFARI ESTERI:

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: M/S "Citta di Marsala".

1. According to a report received from the Ministry of Merchant Marine, the Steamship Company "Tirrenia", owner of the M/S "Citta di Marsala", has informed that Yugoslav Authorities have declared that the ship is to be considered a war prize. This is confirmed by the enclosed excerpt of the Belgrade Official Gazette dated June 7th, 1946.

2. It is to be pointed out that the ship in question is out of the Yugoslav territorial waters as it has been docked for repairs in Trieste since October 1942. The same is registered in the naval register of Palermo and is the property of a company whose offices are out of Venezia Giulia's territory.

3. As the capture of the ship implies a taking of possession on the part of the Yugoslav forces, it is not understood on what grounds is based the Yugoslav claim. The fact that Trieste was first occupied by Yugoslav forces is of no relevant importance in as much as the territory of the "A" Zone has been evacuated and subsequently occupied by the Allies. The Yugoslav authorities, therefore, can in no way claim a symbolic seizure of the ship.

4. The M/S "Citta di Marsala" has been, moreover, uninterruptedly owned by the Tirrenia Company and this is proved by the fact that the Company so far has been effecting the necessary repairs on the ship.

5. The admission of such a preposterous claim is to be rejected by the Italian Government not only because groundless, but also because, should the claim be recognized by the Allied Authorities, it would constitute a dangerous precedent for all Italian vessels which were in Trieste at the moment of the Slav occupation.

6. Herewith enclosed is a translation of copy of letter dispatched by the "Tirrenia" to the Ministry of Merchant Marine.

7. The Ministry for Foreign Affairs would be much obliged to the Allied Commission for all the urgent steps they may deem necessary to take on the matter.

/S/ ??

Rome, August 27th 1946.

Encl:

361

0773

Unclassified E.O. 12356 Section 3.3/NND No. 785015

COPY **Traslation** COPY

"TIRRENIA"
Soc. Anonima di Navigazione

Napoli, 3 agosto 1946.
Via S.Maria in Portico,58

Oggetto: M/n "C.MARSALA" Preda bellica.
No. 757/SA/171

Spett. Direzione Generale - Marina Mercantile
Div.III - Uff.Noleggi
ROMA

e per conoscenza:

ISPETTORATO SERVIZI MARITTIMI
ROMA

Our Branch-Office in Trieste has advised us that the Jugoslav Government, with sentence passed by the Tribunal for Maritime War Prizes, have declared the S/S "Città di Marsala" a war prize.

Herewith enclosed the translation of an excerpt of the sentence which appeared in the Official Gazette of Belgrade No.46 of June 6th 1946.

As you are aware, the s/n ship is docked for repairs in Trieste since October 17th 1942. Such repairs, which were suspended owing to circumstances, are now to be resumed.

The following repairs are now to be undertaken:

1) repairs to the hull to be effected in dry-dock, repairs which are already under way;

2) installation of the main engine, which is now en route from Legnano;

3) general overhaul of all auxiliary engines and fittings.

We beg to submit therefore the following suggestions:

1) to effect these repairs necessary for the floating of the ship;

2) send the main engine to Venice instead of Trieste;

3) examine whether is convenient to fit up the ship into seaworthy conditions.

9197

361

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY **Translation** COPY

EXCERPT FROM THE OFFICIAL GAZETTE OF BELGRADE
No. 46 - June 7th 1946

- -

SHIPS DECLARED WAR PRIZES	DATE AND NUMBER OF SENTENCE	
Vessel type		
"C.MARSALA" passenger	16/5/46	25/46/4

- -

Representative of the Ship
Dr.Bruno Jelicich-Split

2183

361

0781

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 5 1946

CC

Ref. : 5602/173/EC

4 September 1946.

SUBJECT: Launching of an Italian Motor Schooner "S.GIORGIO F".

TO : Ministry of Foreign Affairs, Rome.

1. With reference to your memorandum No. 6/2009/835 dated 6 May 46 regarding the Motor Schooner "S.GIORGIO F".

2. This matter was raised with Dr. Sandiaka, the Acting Representative of Jugoslavia to the Advisory Council to Italy as the vessel is at present in Zone "B".

3. Dr. Sandiaka has replied to the effect that this craft is considered War Booty by the Jugoslav Authorities and therefore the requested permission cannot be given.

4. It is regretted that the Allied Commission can ~~initiate~~ no further action in this matter but will be happy to transmit any communication that you may wish to make.

For the Chief Commissioner:

M. S. LUSH

9182

Brigadier,
Executive Commissioner.

1020/11

Copy to: U.S. Embassy
British Embassy
V.C. War Booty Commission
C.C. ~~———~~
Navy S/C

3

360

Declassified E.O. 12356 Section 3.3/NND No. 785015

SEP 4 1946

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

CC

Ref. : 5609/309/SD

4 Sept. ~~August~~ 1946

SUBJECT: M/S "Citta' di Marsala".

TO : The Venezia Giulian War Booty Committee
C/o AMG
13 Corps.

1. I enclose for your information a copy of memorandum no. 6/2309/1172 dated 27 August 1946 from the Italian Ministry of Foreign Affairs to this Commission on this subject.

2. As this vessel is in Zone "A" it cannot be claimed as War Booty by the Yugoslav Authorities unless it has been awarded by your Committee.

3. I do not know whether the Yugoslav Authorities, during their occupation of Trieste, took any steps in accordance with Maritime International Law to take over this vessel or whether they, at that time, declared it officially a War Prize.

4. I would therefore be grateful if you will advise me if this vessel has come up for disposal and if so with what result.

1020/2

FOR THE CHIEF COMMISSIONER:

M. S. LUSH

Brigadier,
Executive Commissioner.

2181

Encls. as above.

Copy to: U.S. Embassy
Br. "
Navy S/C
Legal S/C

359

0783

Declassified E.O. 12356 Section 3.3/NND No. 785015

NOTE:

MINISTERO DEGLI AFFARI ESTERI:

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: M/S "Città di Marsala".

1. According to a report received from the Ministry of Merchant Marine, the Steamship Company "Tirrenia", owner of the M/S "Città di Marsala", has informed that Yugoslav Authorities have declared that the ship is to be considered a war prize. This is confirmed by the enclosed excerpt of the Belgrade Official Gazette dated June 7th, 1946.

2. It is to be pointed out that the ship in question is out of the Yugoslav territorial waters as it has been docked for repairs in Trieste since October 1942. The same is registered in the naval register of Palermo and is the property of a company whose offices are out of Venezia Giulia's territory.

3. As the capture of the ship implies a taking of possession on the part of the Yugoslav forces, it is not understood on what grounds is based the Yugoslav claim. The fact that Trieste was first occupied by Yugoslav forces is/no relevant importance in as much as the territory of the "A" Zone has been evacuated and subsequently occupied by the Allies. The Yugoslav authorities, therefore, can in no way claim a symbolic seizure of the ship.

4. The M/S "Città di Marsala" has been, moreover, uninterruptedly owned by the Tirrenia Company and this is proved by the fact that the Company so far has been effecting the necessary repairs on the ship.

5. The adhesion of such a proportionate claim is to be rejected by the Italian Government not only because groundless, but also because, should the claim be recognized by the Allied Authorities, it would constitute a dangerous precedent for all Italian vessels which were in Trieste at the moment of the Slav occupation.

6. Herewith enclosed is a translation of copy of letter dispatched by the "Tirrenia" to the Ministry of Merchant Marine.

7. The Ministry for Foreign Affairs would be much obliged to the Allied Commission for all the urgent steps they may deem necessary to take on the matter.

Rome, August 27th 1946.

359

Encl:

0784
Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY **Translation** COPY

"TIRRENIA"
Soc. Anonima di Navigazione

Napoli, 3 agosto 1946.
Via S.Maria in Portico,38

Oggetto: M/n "C.MARSALA" Preda bellica.
No. 757/54/471

Spett. Direzione Generale - Marina Mercantile
Div.III - Uff.Noleggi
ROMA

e per conoscenza:

ISPETTORATO SERVIZI MARITTIMI
ROMA

Our Branch-Office in Trieste has advised us that the Jugoslav Government, with sentence passed by the Tribunal for Maritime War Prizes, have declared the S/S "Città di Marsala" a war prize.

Herewith enclosed the translation of an excerpt of the sentence which appeared in the Official Gazette of Belgrade No.46 of June 6th 1946.

As you are aware, the s/n ship is docked for repairs in Trieste since October 17th 1942. Such repairs, which were suspended owing to circumstances, are now to be resumed.

The following repairs are now to be undertaken:

1) repairs to the hull to be effected in dry-dock, repairs which are already under way;

2) installation of the main engine, which is now en route from Legnano;

3) general overhaul of all auxiliary engines and fittings.

We beg to submit therefore the following suggestions:

1) to effect those repairs necessary for the floating of the ship;

2) send the main engine to Venice instead of Trieste;

3) examine whether is convenient to fit up the ship into seaworthy conditions.

2179

359

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET **Translation** SECRET

EXCERPT FROM THE OFFICIAL GAZETTE OF BELGRADE
No. 46 - June 7th 1946

- -

SHIPS DECLARED WAR PRIZES Vessel type	DATE AND NUMBER OF SENTENCE	
"O.MARSALA" passenger	16/5/46	25/46/4

- -

Representative of the Ship

Dr.Bruno Jelicich-Split

2478

359

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

SEP 5 1946

Ref: 9909/252/EC

31 August 1946

SUBJECT: Return of Yugoslav goods allegedly taken by Italians

TO : The Ministry of Foreign Affairs
Rome.

Reference your memorandum No 6/2098/1130 dated 12 August 46.

I now enclose complete details regarding the "Grosswacht F 4" and also details of the "Grosswacht F 3" reputedly taken away by the Italian navy in December 42, from the same place and owner ("Jadranske brodogradilište a.d. Split")

An early report on the progress of these investigations would be appreciated.

22/0201

FOR THE CHIEF COMMISSIONER:

A. W. Kniseley.
9177
Brigadier
Executive Commissioner

See 349a

Encl as above.

358a

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY:

"GROSSWUCHT" F4 and F3 EQUIPMENT

A. 1 Wuchtmaschine Sistem Lawazech
Model: F.3
Meit Universal = Rollenlager
Messereich: Wuchtkorpergewicht.......100= 3.000.==Kg.
Wuchtkorperdurchmesser...max. 2.000== M/M
Lagerbachmittenabstand...420 =2.600.==M/M
Lagerzapfendurchmesser....40 = 180.==M/M
Lieferengsumfang:
1 Maschinenbett
2 Lagerbaecke
1 Grundgestell
1 Arretierung
1 Fohrwerk
1 Kochenverstellung der lagerung
1 Rollenlagerkopf
1 Federung
1 Resonanzeinstellung
1 Komplette Elektromagnetkupplung
2 Getriebene Kupplungsnabe mit Klemmhulse
2 Mechanische Schingungsmesser
2 Markierindikatoren
1 Motorschlitten
1 Handtachometer
1 Satz Schlussel
5Kg. Wuchtkitt

Nettogewicht................cun. 2.400.== Kg.
Elektrische Ausrustung für den Antrieb:
1 Hauptantriebsmotor
1 Ausleser
1 Drehrichtungsumschalter
1 Motor schutzschalter
Nettogewicht.............cca 900.==Kg

9176

B. 1 Gross=Wuchtmaschine Sistem Lawazeck
Model: F.4
Meit Geschlassenen Lagern
Messbereich : Wuchtkoergewicht ... 3000 = 30.000==Kg.
Wuchtkoerperdurchmesser...Max = 3.000.==m/m
Lagerbochmittenabstand....750 = 5.430.== m/m
Lagerzapfendurchmesser...100 = 400.== m/m
Lieferungsumfang : 1 Maschinenbett
2 Komplette Lagerboecke
1 Grundgestell
1 Federung
1 Arretierung
1 Fahrwerk
1 Fahrwerksmotor
2 Federregulierungen
2 Bruchstützen aus stahlrohr
1 Satz Zu= und Ableitungen des Oeles
3 Oelleitungen

1 Maschinenbett
2 Lagerboecke
1 Grundgestell
1 Arretierung
1 Fahrwerk
1 Kochenverstellung der Lagerung
1 Rollenlagerkopf
1 Federung
1 Resonanzeinstellung
1 Komplette Elektromagnetkupplung
2 Getriebene Kupplungsnabe mit Klemmhulse
2 Mechanische Schingungsmesser
2 Markierindikatoren
1 Motorschlitten
1 Handtachometer
1 Satz Schluessel
5Kg. Wuchtkitt

Nettogewicht.....cca. 2.400.-- Kg.

Elektrische Ausrustung fur den Antrieb:

1 Hauptantriebsmotor
1 Ausleser
1 Drehrichtungsumschalter
1 Motor schutzschalter

Nettogewicht.....cca 900.--Kg

2176

B. 1 Gross-Wuchtmaschine Sistem Lawasek
Model: F.4
Mit Geschlossenen Lagern
Messbereich : Wuchtkoerpergewicht ... 3000 = 30.000--Kg.
Wuchtkoerperdurchmesser...Max = 3.000.--m/m
Lagerbochmittensabstand....750 = 5.450.-- m/m
Lagerzapfendurchmesser....100 = 400.-- m/m

Lieferungsumfang : 1 Maschinenbett
2 Komplette Lagerboecke
1 Grundgestell
1 Federung
1 Arretierung
1 Fahrwerk
1 Fahrwerksmotor
2 Federregulierungen
2 Wuchstützen aus stahlrohr
1 Satz zu- und Ableitungen des Oeles
3 Oelleitungen
6 Elastische Verbindungsschlaenche
2 Komplette Lagerungen
4 Auswechselbare Aussenlager
4 Auswechselbare Innenlager
2 Satz Oelfangschalen
1 Elektromagnetkupplung
2 Mechanische Schwingungsmesser
2 Markierindikatoren
1 Motorschlitten
1 Antriebsmotor
1 Drehcoelanlage
1 Antriebsmotor
1 Oeltank

358 a

p.t.o.

Declassified E.O. 12356 Section 3.3/NND No. 785015

1 Elektrische Installation
1 Ortsfester Tachometer
1 Handtachometer
1 Satz Schlüssel
10 Kg. Wuchtkitt

Nettogewicht.....cca. 11.000.=kg

Elektrische Ausrustung fur den Antrieb:
1 Hauptantriebsmotor
1 Anloesser
1 Drehrichtungsumschalter
1 Motorschutzschalter
1 Drehstrom = Gleistrom = Umformersatz
1 Drehstrom = Asinchrinmotor
1 Gleichstrom = Nebenschluss = Generator
1 Sterndreichsschalter
1 Nebenschlussregler
1 Voltmeter

Nettogewicht.....cca. 5.600.== Kg.

2125

Declassified E.O. 12356 Section 3.3/NND No. 785015

Elektrische Ausrüstung für den Antrieb:

1 Hauptantriebsmotor
1 Anlasser
1 Drehrichtungsumschalter
1 Motorschutzschalter
1 Drehstrom = Gleichstrom = Umformersatz
1 Drehstrom = Asinchronmotor
1 Gleichstrom = Nebenschluss = Generator
1 Sterndreieckschalter
1 Nebenschlussregler
1 Voltmeter

Nettogewicht.....cca. 5.600.-- Kg.

9125

358a

Declassified E.O. 12356 Section 3.3/ESD No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 30 1946

CC

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 5609/303/20 27 August 1946

SUBJECT: Fishing Rights in the Adriatic.

TO : G-5 Section,
AMG.

I enclose for your information a copy of a letter dated 21 August from Mr. Paris, the representative of the owners of the ships that were seized by the Yugoslavs on 19 May. This encloses a map showing the position of the ships at the time of their capture.

As stated in my Signal no.475 the fishermen have all been repatriated.

FOR THE CHIEF COMMISSIONER:

356

M. S. LUSH
Brigadier,
Executive Commissioner.

Encls. as above.

Copies to: British Embassy)
U.S. " (
Navy S/C)
Polad A (Without the map.
" B)
Econ. Sec. (
Legal S/C)

2174

358

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION AUG 30 1946

APO 794

Office of the Executive Commissioner

Ref.: 5609/302/EC

28 August 1946

Dear Mr. Perla,

With further reference to my letter no. 5611/23/EC dated 26 August 1946.

If you wish to raise the question of paying a sum as security to obtain the immediate release of these fishing boats, you should take up this matter with the Italian Government in order that they may pass your proposals to the Yugoslav Government through the Allied Commission.

Yours very truly,

Brigadier,
Executive Commissioner.

Rag. Arderio Perla
Via Alessandro Poerio 127,
Rome.

2173

351

Declassified E.O. 12356 Section 3.3/NND No. 785015

August 1946.

ESC/5306

Subject: Jugoslavian Ship Inquiries.

To: G-5 Section, Allied Force Headquarters.

Reference: (a) Executive Commissioner's ltr. AC-690/9/EC dated 25 February 1946.

1. Reference (a) informed the Jugoslavian Delegation to A.C.I. to communicate all correspondence through the Allied Commission.

2. This headquarters in the very recent past and present is handling large amounts of work relative to Jugoslavian war claims. It is a well-established fact that everything has been done to expedite such inquiries and make the results known to the Jugoslavian Delegation.

3. Much work has been occasioned needlessly, however. Identical inquiries on identical ships have been requested by the Jugoslavian Delegation through G-5, the Navy Sub-Commission, the British Ministry of War Transport, and in the last few days, the Naval Officer-in-Charge, Trieste.

4. The following ships are examples requested through all four sources:

(a) Tugboat BOJANA
(b) BRL—JUKO.

Through G-5, Navy Sub-Commission, and British Ministry of War Transport, as follows:

(a) JADRAN
(b) JUNAJ SUBIC
(c) TOMASEO
(d) KORJAK
(e) IRMONJA
(f) SARAJEVO
(g) TOPOLA,

and others to the number of fifteen (15).

9172

5. It is requested that the above be brought to the attention of the proper authorities so that needless work be eliminated.

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

356a

0794

Declassified E.O. 12356 Section 3.3/NND No. 785015

HQ ALLCON SITE AGENC

1430 26 August 1946

AFHQ G-5 Section

4745

UNCLASSIFIED

C 4623

REFERENCE MY CABLE FOUR SIX TWO THREE PD SUBJECT SEIZURE OF ITALIAN CRAFT BY JUGOSLAVS PD ITALIAN GOVERNMENT HAVE NOW CONFIRMED THAT ALL FISHERMEN CAPTURED BY JUGOSLAVS ON NINETEEN MAY HAVE BEEN REPATRIATED PD

1020/2

Copies to:
Navy S/C
Polad 'A'
Polad 'B'

see 35871

B

A. W. Kniselg.

PRIORITY

OFFICE OF THE EXECUTIVE COMMISSIONER

NICHOLAS PICMBINO
CWO USA
Assistant Adjutant

289

356

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cable transferred
to file CC 3753

353

917

Declassified E.O. 12356 Section 3.3/NND No. 785015

CROSS REFERENCE SHEET

SEE 122 in 8751/CC

1020/CC

9169

(354a)

Declassified E.O. 12356 Section 3.3/NND No. 785015

CROSS REFERENCE SHEET

SEE 128 in 204/CC

10/20/44

9168

354

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

C C

Ref. 4/29.AB/CA

23 August 1946

SUBJECT: War Crimes.

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

I enclose herewith at the request of Dr. Smodlaka the Acting Representative of Jugoslavia to the A.C.I., a copy of the Report on Italian Crimes against Jugoslavia and its Peoples.

FOR THE CHIEF COMMISSIONER

A. W. Kinsey

Brigadier,
Executive Commissioner.

1020/cc

9467

Copy to : Executive Commissioner

353

0799

Declassified E.O. 12356 Section 3.3/NND No. 785015

352 A
352 B

Cipher Cables Transferred
to file CO 3753

9169

Declassified E.O. 12356 Section 3.3/NND No. 785015

21 August 1946

MEMORANDUM TO: Executive Commissioner.

Why was the Italian Government's request of May 6th re the schooner "S. Giorgio Z" referred by you on 14 June to Dr. Smodlaka for an opinion?

HILARY W. STONE
Rear Admiral, USNR
Chief Commissioner

See 301a

2165

352

Declassified E.O. 12356 Section 3.3/NND No. 785015

CROSS REFERENCE SHEET

SEE 322a in 2602/CC

1020/cc

9164

3516

0802

Declassified E.O. 12356 Section 3.3/NND No. 785015

C R O S S R E F E R E N C E S H E E T

SEE 157 in 2201/CC

1020/cc

9462

(35/2)

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref. : 9009/222/RD

20 August 1946.

SUBJECT: Jugoslav Bank "Crnogorska Banka - Cetinje" allegedly looted by the Italian occupant authorities.

TO : The Ministry of Foreign Affairs, Rome.

I enclose herewith a copy of letter No. Br.1154/46 dated 8 Aug 56 from Dr. Smodlaka, the Acting Representative of Jugoslavia to A.C.I.

Will you please advise this Commission of the action taken in this case.

For the Chief Commissioner:

A. W. Kinsey.

Brigadier,
Executive Commissioner.

1050/cc

2162

Encl. : as above.

Cp. to : A.F.H.Q. (G-5)

357

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

JUGOSLAVENSKA DELEGACIJA
U SAVETODAVNOM VIJEU ZA ITALIJU
Br. 1151/46

8 August 1946.

SUBJECT: Jugoslav Bank "Crnogorska Banka - Cetinje" allegedly looted by the Italian Occupant authorities.

TO : H. Q. A. C.
Liaison Division.

1. During the Italian occupation of Monte Negro, the Italian occupant authorities took away from the Jugoslav Bank in Cetinje "Crnogorska Banka" considerable amounts of gold and valuable papers.

2. By order of the High Commissar for Monte Negro MAZZOLINI, Prof. BOSCO, assistant Commissar, gave orders on 10 May 1941 that the safes of the Bank be opened, and he took therefrom all the gold money that was found there. Totally he took 102 pieces of gold coin as specified in the enclosures 1. and 2. of this letter.

The Commissar took personally all that money in Italy and handed 48 gold pieces to the Banca d'Italia, whereas it is not exactly known what has been done with the rest of it. It is however supposed that the remaining coins were given to the ex-King and Emperor Vittorio Emanuele III, who used to be numismatist, and the coins in question had a numismatic value.

The 48 pieces of gold coins handed over to the Banca d'Italia are specified in the enclosure 3 of this letter.

3. According to orders issued by the Italian Governor of Monte Negro, Gen. Pirzio BIROLI, all valuable papers found in possession of the "Crnogorska Banka" were transferred to the Banca d'Italia too, (as specified in the enclosure 4 of this letter).

4. Application is made herewith that necessary steps be taken for the restitution of:

(a) 48 gold coins deposited in the Banca d'Italia;
(b) 54 gold coins not deposited in the Banca d'Italia;
(c) all valuable papers as specified in the enclosure 4 of this letter.

Encl. : 1-4 (as above)

/s/ Dr. SLOVEN J. SMODLAKA
Acting Representative of Jugoslavia
Advisory Council for Italy

3461

351

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 4022/336/BO

20 August 1946.

Dear Dr. Smodlaka,

I acknowledge receipt of your letter No. Br. 1245/46 dated 16 August 46 addressed to the Supreme Allied Commander.

This has been forwarded to Allied Force Headquarters today.

Yours very truly,

N. W. HIND-SMITH
Brigadier,
Executive Commissioner.

2100

Dr. Sloven J. Smodlaka,
Jugoslav Representative to A.C.I.
Rome.

350

0806

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref. : 4022/337/EC

20 August 1946.

SUBJECT: Gift parcels from U.S. for Jugoslavia.

TO : SCAO
XIII Corps.

1. I enclose a copy of letter No. Br. 1245/46 addressed to SACMED from Dr. Smodlaka, the Acting Representative of Jugoslavia to the A.C.I.

2. Will you please investigate paras 2 and 3, and forward a report and any comments that you may wish to make on para 4.

3. Please treat as very urgent.

By Command of Rear Admiral Stone:

N. W. HIND-SMITH

Brigadier,
Executive Commissioner.

2159

Copy to: Polad A
Polad B

v/ 10/101

349

DPR/2/G-II

HQ ACDPR ALCOM 19 0,20 August 1946

(1) GEORGE FIVE SECTION ALLIED FORCE HEADQUARTERS

4631 RESTRICTED

PARA ONE PD SUBJECT IS DISTRIBUTION OF YUGOSLAV NEWSPAPERS IN DISPLACED PERSONS CAMPS PD

PARA TWO PD THIS IS TO CONFIRM THAT YUGOSLAV NEWSPAPERS WERE DISTRIBUTED IN DISPLACED PERSONS CAMPS COMA ANCONA GROUP ON ONE SEVEN AUGUST ONE NINE FOUR SIX PD

PARA THREE PD THOSE OF BAGNOLI CENTRE WERE DISTRIBUTED ON ONE SIX AUGUST ONE NINE FOUR SIX PD

PARA FOUR PD THE SAME PRINTED MATTER WAS FORWARDED TO AMZE BRANCH GENERAL HEADQUARTERS BY PLANE ON ONE SEVEN AUGUST ONE NINE FOUR SIX AT ONE ZERO THREE ZERO HOURS PD

2158

R

See 336
354 b

ROUTINE

DINTER

NICHOLAS FIORENTINO

Declassified E.O. 12356 Section 3.3/NND No. 785015

4631 RESTRICTED

PARA ONE PD SUBJECT IS DISTRIBUTION OF YUGOSLAV NEWSPAPERS IN DISPLACED PERSONS CAMPS PD

PARA TWO PD THIS IS TO CONFIRM THAT YUGOSLAV NEWSPAPERS WERE DISTRIBUTED IN DISPLACED PERSONS CAMPS CMA ANCONA GROUP ON ONE SEVEN AUGUST ONE NINE FOUR SIX PD

PARA THREE PD THOSE OF BAGNOLI CENTRE WERE DISTRIBUTED ON ONE SIX AUGUST ONE NINE FOUR SIX PD

PARA FOUR PD THE SAME PRINTED MATTER WAS FORWARDED TO ARLE BRANCH GENERAL HEADQUARTERS BY PLANE ON ONE SEVEN AUGUST ONE NINE FOUR SIX AT ONE ZERO THREE ZERO HOURS PD 2158

+2201/a
1638/a

R

See 776
754 b

ROUTINE
DISPER

NICHOLAS PIOMBINO
CWO,USA,Adjt.Asst.

201

348 c

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

C C

AUG 21 1946

Ref. : 9009/206/EC

19 August 1946.

SUBJECT: Road Building Machinery Trifiletti.

TO : Jugoslav Representative to the A.C.I.

1. Reference your claim No. 1519 dated 5 Nov 45, on the above quoted subject.

2. I forward an extract of the Italian Ministry of Foreign Affairs letter No.6/2860/1124 dated 8 August 46.

"Reference is made to claim No.1519 dated November 5th, 1945, of the Jugoslav Delegation to A.C.I.
The Ministry for Public Works after careful investigations on the matter beg to state:
a) that the firm Trifiletti did not remove the machineries concerned, but bought them from the High Commissioner of Lubiana;
b) that the specification of the machineries bought by the a/n do not correspond with the specifications of the machineries mentioned in the list submitted by the Jugoslav Delegation;
c) that the machineries with other tools however were left on the road of Groden and were no more to be found there after the war because removed by party or parties unknown."

1820/c

For the Chief Commissioner:

A. W. Kinsely.

2157

Brigadier,
Executive Commissioner.

3486

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref. : 9009/205/EC

19 August 1946.

SUBJECT: "Grosswucht" F4 Equipment.

AUG 21 1946

TO : The Jugoslav Representative to the A.C.I.

1. With reference to your letter No. Br./772/46 dated 4 June 46 on the above quoted subject.

2. The Italian Ministry of Marine, to whom this matter was referred, would appreciate more exact details of the machine in question so that further enquiries may be made.

3. If these are available, the Allied Commission will be happy to forward them.

For the Chief Commissioner:

A. W. Kaisely.

Brigadier,
Executive Commissioner.

1020/c

2156

See 358a

348a

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

AUG 19 1946

Ref. : 5603/165/23 17 August 1946.

SUBJECT: Motor Schooner "S.GIORGIO 2".

TO : U.S. Embassy, Rome.
British Embassy, Rome.

1. I enclose for your information a copy of letter No. 1214/46 dated 12 August 46 from Dr. Smoliko, Acting Representative of Jugoslavia to A.C.I. to this Commission on the subject of the motor schooner "S.GIORGIO 2".

2. This matter is being referred to the Venezia Giulian War Booty Commission.

For the Chief Commissioner:

M. S. LUSH

Brigadier,
Executive Commissioner.

9155

Copy to: Navy S/C

(348)

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Br. 1214/46

12 August 1946

Dear Brigadier Lush,

With reference to your letter 9608/144/EC of 14 June 1946, I have the honour to inform you that the Jugoslav Government consider the Motor Schooner "S. Giorgio I", actually under repairs in Rovigno, as Jugoslav war booty and can therefore not approve to its being taken away by the Italian authorities.

Yours Very Truly

DR. SLOBODAN J. [illegible],
Acting Representative of Jugoslavia
Advisory Council for Italy.

3154

A.C. DIST - 13.8.46

Navy S/C
British Embassy
U.S. Embassy

Brigadier
M.S. LUSH,
Executive Commissioner,
H.Q.A.C.

342

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

AUG 19 1946

Ref. : 5603/164/20

17 August 1946.

My dear Dr. Smodlaka,

I have to acknowledge with thanks your letter No. Dr. 1214/46 dated 12 Aug 46 referring to the Motor Schooner "S.Giorgio 2".

Yours very truly,

M. W. LUSH

Brigadier,
Executive Commissioner.

Dr. Sloven Smodlaka,
Acting Representative of Jugoslavia
to A.C.I.

2152

347

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 19 1946

CC

REF. : 5602/163/EC

7 August 1946.

SUBJECT: Motor Schooner "S.GIORGIO 2".

TO : Ministry of Foreign Affairs,
Rome.

1. With reference to your memorandum No.6985 dated 6 May 46 (345) on the above quoted Subject.

2. I have now been advised by Dr. Smodlaka the Acting Representative of Jugoslavia to the A.C.I. that this craft is claimed by the Jugoslav Authorities as War Booty and consequently I am referring the matter to the Venezia Giulia War Booty Commission for their opinion.

For the Chief Commissioner:

M. S. LUSH

Brigadier,
Executive Commissioner.

9152

Copy to: Navy S/C
Poled A
Poled B

(346)

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 19 1946

CC

Ref. : 5602/462/RC

17 August 1946.

SUBJECT: Motor Schooner "S.GIORGIO X".

TO : Venezia Giulia War Booty Commission,
13 Corps.

1. I enclose for your information a copy of memorandum No. 6985 dated 6 May 46 from the Italian Ministry of Foreign Affairs to the Allied Commission on the subject of the Motor Schooner "S.GIORGIO X".

2. This was referred to Dr. Smodlaka, the Acting Representative of Jugoslavia to the A.C.I., who has replied to the effect that this Schooner is considered War Booty by the Jugoslavs and therefore it cannot be taken away by the Italian Authorities.

3. I would be grateful if you could inform me if this craft has come before your Committee for disposal and, if so, the decision made.

1020/0

For the Chief Commissioner:

M. S. LUSH

9151

Brigadier,
Executive Commissioner.

Copy to: Navy S/C
Poled A
Poled B

345

0816

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET SECRET

6985

MINISTERO DEGLI AFFARI ESTERI

6/2000/835

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Launching of an Italian motor-Schooner.

1. British Naval Authorities in Trieste have been requested by Mr. E. Drago, a purser residing in that town (Piazza Tommaseo 4) to approach the Jugoslav Government in order to obtain permission for the launching of the motor schooner "S. GIORGIO I", now in dry-dock of Rovigo, where she is undergoing repairs, and to transfer same to Trieste for final equipment.

2. The representative in Naples of the Ministry of War Transport, with a note dated 18th January, 1946, has forwarded to the Italian Ministry of Navy copy of the letter sent by the a/m purser, Mr. E. Drago, to the Co. Co. Ne., assuring that the matter would be submitted to the Allied Commission.

3. The Ministry for Foreign Affairs, in consideration of the critical situation of the Italian merchant fleet, would be particularly grateful to the Allied Commission if they could authorise at their earliest convenience the launching of the a/m motor-schooner and her transfer to Trieste.

Rome, May 6th, 1946.

2150

345

0817

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

AUG 19 1946

7 August 1946.

Ref. : 5609/293/EC

SUBJECT: Seizure of Italian fishing craft by Jugoslavs.

TO : The Ministry of Foreign Affairs, Rome.

1. I noticed in yesterday's copy of "IL MESSAGGERO" that sixty two of the hundred and ten Sailors captured on 19 May 46 by the Jugoslav Authorities have been repatriated to Italy.

2. I would appreciate early confirmation of this fact and, at a later date, a list giving the names of the Sailors still held in Jugoslavia.

For the Chief Commissioner:

A. W. Kellogg

Brigadier,
Executive Commissioner.

1020/2

2149

Copy to: Polad A
Polad B
Navy S/C

344

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794
++++++++++++++++++++++++++++++++

19 1946 CC

SECRET

Ref: 9009/412/BC.

17 August 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

4. Para 4 of the draft reply is concerned with the legal aspect of the whole matter and in this connection I have consulted my legal advisers and wish to make the following main points in amplification thereof:

(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall under the title of compensations or reparations to be dealt with at the Peace Conference should be enforced under the provisions set out therein.

Declassified E.O. 12356 Section 3.3/NND No. 785015

To : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

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(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall under the title of compensations or reparations to be dealt with at the Peace Conference should be enforced under the provisions set out therein.

(c) Dr. Smodlaka maintains that, under Article 15 of the Armistice Terms, the Italian authorities are bound to effect all necessary repairs at their expense to any Jugoslav ships which it is agreed should be restituted. This, in accordance with the Cunningham-De Courten Agreement, should be done only as directed by SACMED and not automatically.

5. With reference to para 9 of your letter of 20 July, it has now been agreed in your G-5: 912.23-1 of 30 July that the question of granting permission to visit ports (except those under AMG control) shall be a matter of arrangement

Declassified E.O. 12356 Section 3.3/NND No. 785015

between the Jugoslav and Italian authorities concerned, and that this matter should not be referred to in the draft letter attached. The Jugoslav Delegation has been informed of this decision.

6. Dr. Smodlaka complains that with regard to ships the location of a number of these was known to the Allied authorities although they had stated to the contrary. It is emphasised that all information known to this HQ regarding locations was passed to the Jugoslav Delegation as rapidly as possible.

Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Poland (A)
Poland (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Fleet

2447

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Polad (A)
Polad (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Float

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Declassified E.O. 12356 Section 3.3/NND No. 785015

DRAFT OF LETTER TO BE DESPATCHED BY SACMED TO THE CHAIRMAN OF THE ADVISORY COUNCIL FOR ITALY.

1. In reply to your letter dated 9 July 1946 in which you enquire about the position regarding the claims made by the Jugoslav Representative to the Advisory Council for Italy, I forward the following information.

2. With regard to the lists of vessels which you have forwarded and which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

4. Dealing with the legal position of the claims made:

(a) It is pointed out that the disposal of Allied shipping in Italian hands is governed not only by the Armistice Terms, but also by the subsequent and supplementary document known as the Cunningham - De Courten Agreement. Article 15 of the Long Armistice Terms makes no reference to sunken ships or their salvage. The obvious intention of the contracting parties at the time was to secure immediately as much merchant shipping as possible in order to foster the war effort. Hostilities having ceased, Article 15 does not apply to ships to be salvaged in order that the Jugoslav Government may reorganise its merchant navy for trade purposes. On the contrary, sub-para C of paragraph 2 of the Cunningham - De Courten Agreement specifies:

"The Government of Italy will declare the names and whereabouts of:

(i) Warships;
(ii) Merchant Ships;

Declassified E.O. 12356 Section 3.3/NND No. 785015

which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

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> "The Government of Italy will declare the names and whereabouts of:
>
> (i) Warships;
> (ii) Merchant Ships;
>
> now in their possession which previously belonged to any of the United Nations. These vessels are to be returned forthwith as may be directed by the Allied Commander-in-Chief. This will be without prejudice to negotiations between the Governments which may subsequently be made in connection with replacing losses of ships of the United Nations caused by Italian action."

(b) It appears, therefore, obvious that the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned

Declassified E.O. 12356 Section 3.3/NND No. 785015

and the Italian Government. On the other hand, all seaworthy ships identified as Jugoslav should be returned by the Italian Government without delay.

Furthermore, in its memorandum of 12 March 1946 the British Admiralty directs that ships found in enemy waters should be treated in the same way as is set out in para 4(a) above referring to the Cunningham - De Courton Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

9445

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

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5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce their own evidence if they so desire.

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APPENDIX "A".

1. SUNKEN SHIPS.

Serial No.	Name of Ship	Action Taken
1.	S/S JURAJ SUBIC	
2.	S/S JUGOSLAVIJA	
3.	Yacht TIHA	
4.	S/S SOCA	
5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (BODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	

Declassified E.O. 12958 Section 3.3(NND) No. 785015

1.	S/S JURAJ SUBIC	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
2.	S/S JUGOSLAVIJA	
3.	Yacht TIHA	
4.	S/S SOCA	
5.	S/S SARAJEVO	
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (EBODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	
18.	Tugboat J.P.1	Information requested from the Italian Ministry of Marine who reported that they had no trace of these craft. The Jugoslav Delegation informed by letter No.NSC/5098 dated 31 May 1946.
19.	S/S ZRMANJA (ISTO)	
20.	M/V ISTOK II	
21.	M/V VILA	
22.	M/V MIRABAMAR	
23.	M/V MARJAN	

Declassified E.O. 12356 Section 3.3/NND No. 785015

Serial No.	Name of Ship	Action Taken
24.	Customs Patrol Boats	Information has been received about MB. No.32. Now awaiting permission of C-in-C MED to return this to Jugoslav authorities. No information to date on the remainder.
25.	Jugoslav Custom Ships.	Partial information on this list of 98 ships was forwarded to Jugoslav Delegation by NSC/5304 of 19 July 1946.

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was forwarded to Jugoslav Delegation by
NSC/5301 of 19 July 1945.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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APPENDIX 'A.1'

COPY.

HEADQUARTERS ALLIED COMMISSION
APO 394
Navy Sub-Commission.
++++++++++++++++++++++++++++++

SECRET

NSC/4874
9 April 1946.

From: Navy Sub-Commission, HQ Allied Commission.
To : Jugoslav Delegation to the Advisory Council for Italy.

Subject: Salvage of Jugoslav ships sunk in Italian waters.

Reference: (a) Jugoslav Delegation letter Br. 1554 of 13 November 1945.

1. It is considered that claims for the costs of salvage of liberated ships sunk in Italian waters are justifiable in point of form under the Armistice Terms. However, since the conclusion of the Armistice a distinction has been drawn between current occupation expenses, which can properly be charged to the Italian Government, and restitution, which is considered to be a matter for settlement by the Peace Treaty. The cost of salvage of liberated ships fall into the category of restitution.

2. It is the responsibility of the Jugoslav Government to make all necessary arrangements for salvage. In order to facilitate the salvage of Jugoslav ships therefore, it is advised that a Lire account be obtained from the Italian Government. It must be emphasized that the final disposal of this account is not considered to come under the terms of the Armistice, but is a matter left to be determined by the Peace Treaty.

2142

(Sgd) G. L. WARREN,
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

Declassified E.O. 12958 Section 3.3/NND No. 785015

From: Navy Sub-Commission, HQ Allied Commission.
To : Jugoslav Delegation to the Advisory Council for Italy.

Subject: Salvage of Jugoslav ships sunk in Italian waters.

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(Sgd) G. L. WARREN,
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "B".

Serial No.	Subject	Action Taken.
1.	9 Machines from Tobacco Factory at LUBIANA.	Passed to Italian Ministry of Foreign Affairs on 11 September 1945 and again on 12 June 1946.
2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
4.	Property looted by Italian Brigata dei Carabinieri Albanesi Lorenzo.	Passed direct Italian Ministry of Foreign Affairs on 5 November 1945 and again on 14 June 1946. Information received that the Carabinieri denies all charges brought against him. Yugoslav Delegation informed of this on 2 August 1946.
5.	The Yugoslav Insurance Company 'Yugoslavia' Contracts.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
6.	Stamps and Post cards of 12 million Jugoslav pre-war Dinars.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 19 July 1946.
7.	Material for construction railway CROMELY - VRBOVSKO.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
9.	Machine "Grossmucht" Split.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from	

Declassified E.O. 12356 Section 3.3/NND No. 785015

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11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from Church of LATOV	
14.	Many collections and objects from Museum in ZARA.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Lighthouse equipment	Passed to Italian Ministry of Marine on 3 July 46

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

cc

AUG 19 1946

17 August 46

HQ ALCOM

ALLIED FORCE HEADQUARTERS, G-5 Section

4623 UNCLASSIFIED

UNCLASSIFIED PD SUBJECT SEIZURE OF ITALIAN CRAFT BY JUGOSLAVS PD INFORMATION RECEIVED FROM ITALIAN GOVERNMENT PRESS AGENCY SIX TWO SEAMEN OF THOSE CAPTURED BY JUGOSLAVS ON ONE NINE MAY HAVE BEEN REPATRIATED PD THIS REPORT WILL BE CONFIRMED PD

1020/2

9440

Copy to : Navy S/C
Poled A
Poled B

PRIORITY A. W. Kinsely

Executive Commissioner

NICHOLAS FIORENTINO
CWO, USA
ASST. ADJUTANT

342

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cables transferred
to file 3753

(341
340)

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 1946

26 August 46

HQ ALCOM

ALLIED FORCE HEADQUARTERS, G-5 Section

4649

RESTRICTED 334a

RESTRICTED PD SUBJECT IS JUGOSLAV DIPLOMATIC COURIER PD REFERENCE OUR LETTER EIGHT SEVEN SIX EIGHT SLANT THREE SLANT EASY CHARLIE DATED ONE TWO AUGUST PD FOLLOWING REPORT RECEIVED FROM ABLE MIKE GEORGE UDINE PD QUOTE INVESTIGATION ELICITS FOLLOWING INFORMATION PD ON MORNING OF SEVEN AUGUST FOUR SIX UPON ARRIVAL AT CHECK POST AT SAN GIOVANNI AL NATISONE OF TRAIN NUMBER ONE SIX SEVEN ONE COMING FROM TRIESTE NORMAL CHECK OF ALL PASSENGERS WAS MADE PD AMONG PASSENGERS WAS MILJKOVIC VLADIMIR PD HE PRODUCED ONLY AN ABLE MIKE GEORGE PASS AND EXAMINING SOLDIERS WHO THEREUPON REQUESTED HIM TO OPEN HIS BAGS PD MILJKOVIC REFUSED AND EXAMINING SOLDIER THEN REQUESTED HIM TO ACCOMPANY HIM TO NAN CHARLIE OBOE IN CHARGE OF CHECK POST PD MILJKOVIC AGAIN PRODUCED ABLE MIKE GEORGE PERMIT PD NAN CHARLIE OBOE IN CHARGE ASKED HIM WHY HE REFUSED TO OPEN HIS BAGS PD MILJKOVIC THEN PRODUCED FOR THE FIRST TIME PASSPORT SHOWING THAT HE WAS A DIPLOMATIC COURIER PD NO FURTHER REQUEST WAS AT ANY TIME MADE FOR BAGS TO BE OPENED PD NAN CHARLIE OBOE IN CHARGE OF CHECK POST REQUEST AN NAN CHARLIE OBOE OF RAILWAY POLICE WHO WAS TRAVELLING ON TRAIN TO INFORM RAILWAY POLICE AT UDINE THAT A DIPLOMATIC COURIER WAS TRAVELLING ON TRAIN PD AS A RESULT OF MISUNDERSTANDING MILJKOVIC WAS INVITED TO GO INTO THE OFFICE OF RAILWAY POLICE AT UDINE STATION AND TRAIN WENT ON PD IMMEDIATELY MISUNDERSTANDING REALIZED A CAR WAS PLACED AT

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Declassified E.O. 12356 Section 3.3/NND No. 785015

PAGE NUMBER TWO

MILYNOVIC DISPOSAL TO TAKE HIM TO [illegible] SO THAT NO TIME BE LOST PD NO LACK OF COURTESY SHOWN TO MILYNOVIC AND ONLY OCCASION HE WAS REQUESTED TO OPEN HIS BAGS WAS BEFORE HE PRODUCED DIPLOMATIC PASSPORT AT CHECK POST SAN GIOVANNI AL NATISONE PD ALL EXAMINING PERSONNEL MENTIONED ARE ITALIAN UNQUOTE PD ALL PERSONNEL UNDER OPERATIONAL CONTROL THIRTEEN CORPS NOT AMG NINE GROUPS PD

2127

Copy to: CC
Public Safety

PRIORITY

Executive Commissioner

NICHOLAS PICKERING
CWO USA
Asst Adjutant

STK

339

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cable transferred to file 3753

3216

338A

Declassified E.O. 12356 Section 3.3/NND No. 785015

BA/210
AUG.141730B

H/5691
AUG.151600
PRIORITY

HQ AMG UDINE PROVINCE
HQ ALLIED COMMISSION ROME INFO: HQ 13 CORPS MAIN (FOR BGS)

334

RESTRICTED.

Reference your 4560 of 12 Aug. Investigation elicits following information. On morning of 7/8/46 upon arrival at check post at San Giovanni al Natisone of train no. 1671 coming from Trieste normal check of all passengers was made. Among passengers was MILYKOVIC VLADIMIR. He produced only an AMG pass and examining soldiers who thereupon requested him to open his bags. MILYKOVIC refused and examining soldier then requested him to accompany him to NCO in charge of check post. MILYKOVIC again produced AMG permit. NCO in charge asked him why he refused to open his bags. MILYKOVIC then produced for the first time a passport showing that he was a diplomatic courier. No further request was at any time made for bags to be opened. NCO in charge of check post request an NCO of railway police who was travelling on train to inform railway police at Udine that a diplomatic courier was travelling on train. As a result of misunderstanding MILYKOVIC was invited to go into the office of railway police at Udine station and train went on. Immediately misunderstanding realised a car was placed at MILYKOVIC disposal to take him to Mestre so that no time be lost. No lack of courtesy shown to MILYKOVIC and only occasion he was requested to open his bags was before he produced diplomatic passport at check post San Giovanni al Natisone. All examining personnel mentioned are Italian.

AC DIST

ACTION EX COMM 2
INFO CHIEF COMMISSIONER
FILE
SKELETON

R

See 334 a

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331

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Code transferred to file
RC 3753

2424

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Declassified E.O. 12356 Section 3.3/NND No. 785015

C/C

AUG 17 1946

Ref: 5609/280/SC

13 August 1946

SUBJECT: Seizure by Yugoslav Authorities
of Italian fishing boats.

TO : G-5 Section
AFHQ

With reference to my letters Nos, 5609/278/SC dated 9 August on the above quoted subject and 5611/15/SC dated 12 August on the subject of Fishing rights in the Adriatic, the information contained in Dr. Smodlaka's Letter No Br. 1129/46 dated 3 August has now been passed to the Italian Government.

FOR THE CHIEF COMMISSIONER:

1029/a

A. W. Kniselv. 9123

Brigadier
Executive Commissioner

Navy Sub-Commission
Polad "A"
Polad "B"

3366

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ce

AUG 17 1946

Ref. : 5609/279/MC

13 August 1946.

My dear Mr. Prime Minister,

With reference to your letter No. 3/547 dated 20 May 46 on the subject of seizure by the Jugoslav Authorities of Italian Fishing vessels:

Dr. Smodlaka, the Acting Representative of Jugoslavia to the A.C.I., has advised this Commission that these vessels were seized by the Jugoslav Authorities as they were in territorial waters, and they will be disposed of in accordance with Jugoslav Law.

The crews will be released as soon as the regular procedure has been completed.

Yours very truly,

M. S. LUSH

Brigadier,
Executive Commissioner,
for the
Chief Commissioner

9192

Dr. Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
Rome.

Copies to: G-5, AFHQ
Poland 'A'
Poland 'B'
Navy S/C

336

0843

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cable transferred
to file CC 3753

9131

336

0834

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 17 1946

CC

Ref. : 9611/46/ED

13 August 1946.

My Dear Dr. Smodlaka,

With reference to your letter No. Dr. 352/46, dated 25 March 46, on the subject of Italian boats fishing in Jugoslav waters.

I forward for your information a copy of the Italian Ministry of Marine's reply:

"It does not appear from our investigations that during period 22nd - 27th January last any Italian fishing craft had fished in Jugoslav waters, which extend for 6 miles for fishing purposes as well as others, according to the information of the Ministry of Marine (Law controlling Sea fishing dated 30th March 1921)".

"Regarding the convention of Briand of 14th September 1921, we maintain that it was not cancelled by the war between the 2 Principal Signatories, but that it is merely in abeyance".

Yours very truly

M. S. LUSH

Brigadier,
Executive Commissioner
for the
Chief Commissioner.

9180

Copy to: Navy S/C
Poland A
Poland B
Econ Sec
Legal S/C

See [368] a

3356

OBAS

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 14 1946

CC

HEADQUARTERS ALLIED COMMISSION
APO 794
Office of the Executive Commissioner

Ref. : 6547/168/MC

12 August 1946.

SUBJECT: Italian Occupation of Jugoslavia.

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

1. Forwarded herewith is a publication edited under the auspices of the Italian Ministries of War and Foreign Affairs, entitled "Notes Relative to the Italian Occupation of Jugoslavia".

2. The Italian Government states that this publication is to be considered an official document with the object of showing the surrounding conditions in which the Italian troops lived and worked in Jugoslavia and the dealings and intercourse between them and the local population.

By Command of Rear Admiral Stone:

N. W. HIND-SMITH

Brigadier,
Executive Commissioner.

2429

335a

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 4 1946

C.C

Ref. : 5611/15/BO

12 August 1946.

SUBJECT: Fishing Rights in the Adriatic.

TO : G-5 Section,
AMHQ.

1. Reference your letter G-5:910.31 dated 19 July 46. 320

2. The Jugoslav Government, through Dr. Smodlaka, requested, by letter dated 25 March that the Allied Commission inform the Italian Government that the BRIONI fishing agreement of 1921 was no longer valid. It further stated that Italian fishing boats were continuing to fish in Jugoslav territorial waters.

3. This information was conveyed to the Italian Government, who replied to the effect that, in their opinion, the agreement is still operative and requested that the matter be referred to the Jugoslav Representative to the A.C.I.

4. The Legal opinion of this Commission's Legal Branch, supports the Italian view, in stating that although the agreement may have lapsed during the war, it is, nevertheless, still effective (See Appendix A).

5. This matter is closely related to the seizure of Italian fishing vessels in the Adriatic to which my letter 5609/278/BO of 9 August 46 refers and the question remains as to procedure, always provided that you agree with the view of the Italian Government endorsed by my Legal S/C.

6. In view of the fact that the Jugoslav Government considers the BRIONI Fishing Agreement cancelled, I do not consider any useful result will be obtained by merely presenting the contrary opinions to Dr. Smodlaka unless we were prepared to say that SACMED agreed with the Italian view and was prepared to afford his (naval) protection to Italian fishing vessels in the exercise of their rights in Adriatic waters, and that the Allied Governments would hold the Jugoslav Government responsible for any damage to Italian interests inflicted by the Jugoslav Government on Italian vessels or personnel in this connection. However this would obviously be impolitic at the present time and I will therefore carry out the request of the Italian Government (Vide Para 3) and we must leave the matter at that point.

./.

335

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7. It is interesting to note in this connection that Mr. Smodlaka has just entered a protest through the Allied Commission to the Italian Government for alleged search of a Jugoslav vessel plying between MARSEILLES and JUGOSLAVIA when within 4 miles of the Italian coast, and of another vessel lying off the Italian coast in the course of loading salt destined for Jugoslavia.

For the Chief Commissioner:

M S LUSH

Brigadier,
Executive Commissioner.

Copy to: SCAO XIII Corps
British Embassy
U.S. Embassy
Navy S/C
Polad A
Polad B
Norm Sec
Legal S/C
File 3603/MB

2127

35

0846

Declassified E.O. 12356 Section 3.3/NND No. 785015

E.C.
Will you ask
Navy S/C to
explain their
delay?

[illegible]
C.S.P.
27/IX

US [illegible]
CC

For action
27/9 [illegible]

Declassified E.O. 12356 Section 3.3/NND No. 785015

0849

AUG 14 1946 CC

Ref. : 5601/174/EC

12 August 1946.

SUBJECT: S/S "SRBIN" & S/S "KARMEN".

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

The attached letter from Dr. Smodlaka, Acting Representative of Jugoslavia to the A.C.I., addressed to the Supreme Allied Commander, was handed to this Commission for onward transmission on 9 August 46.

The Navy Sub-Commission of this H.Q. is investigating the case and a copy of their report will be forwarded to you as soon as it is received.

For the Chief Commissioner:

M. W. HIND-SMITH

Brigadier,
Executive Commissioner.

1080/a

2126

See 768 /17

Copy to: CC
Navy S/C
Polad A
Polad B

3346

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Br. 1147/46

8 August 1946.

TO : Supreme Allied Commander, Mediterranean Theatre.

THROUGH: Chief Commissioner, Allied Commission.

Following instructions received from the Jugoslav Government I have the honour to inform you about the following:

The Jugoslav merchant S/S "SRBIN" on her way from Marseilles to Split, on 22 July 1946 at 22.00 hrs, was stopped by an Italian man-of-war (type corvette, about 500 Tons) 4 miles off the Italian coast, Vieste Subaccie, light-house Monte Gargano. Two officers and 4 sailors with arms came aboard and approached the Officer Commanding S/S "SRBIN" telling him that they were of the Italian Navy, demanding to inspect the cargo of the ship. At 23.00 hrs they left the ship after having inspected the cargo without having had any reason to do so. The Officer Commanding S/S "SRBIN" protested and told to the Italian Lieutenant that he will complain against such procedure.

It seems that an other case of Italian perquisition of a Jugoslav vessel happened on or about 8 July during the night, when an Italian corvette inspected the Jugoslav S/S "KARMEN", anchored off the port of Margherita di Savoia, where the steamer was loading salt.

On behalf of the Jugoslav Government I strongly protest against such proceedings of the Italian authorities who have not the right to do so, particularly considering that Italy is a defeated country. It is requested that the Allied Authorities take necessary steps in order to put an end to such Italian behaviour.

/s/ Dr. Sloven J. Smodlaka
Acting Represent. of Jugoslavia
Advisory Council for Italy

3346

Declassified E.O. 12356 Section 3.3/NND No. 785015

C. C.

AUG 14 1946

Ref. : 6768/3/20

12 August 1946.

SUBJECT: Jugoslav Diplomatic Courier.

TO : G-5 Section,
A.M.G.

1. I enclose a letter addressed to the Supreme Allied Commander from Dr. Sandlaka, the Acting Representative of Jugoslavia to the A.C.I., concerning the treatment of a Jugoslav Diplomatic Courier at San Giovanni Railway Station.

2. As this incident occurred in A.M.G. territory I am having the matter investigated and will inform you of the result of the enquiries, and have acknowledged receipt of the letter.

For the Chief Commissioner:

M. S. LUSH

Brigadier,
Executive Commissioner.

2424

See 334 338 331

Copy to: Public Safety S/S

334

COPY

DELEGATION OF THE FEDERAL PEOPLE'S
REPUBLIC OF JUGOSLAVIA
TO THE ADVISORY COUNCIL FOR ITALY

Br. 1203/46

12 August 1946

TO : Supreme Allied Commander, Mediterranean Theatre.

THROUGH : Chief Commissioner, Allied Commission.

I have the honour to inform you about the following:

Mr. Miljkovic Vladimir, diplomatic courier of the Jugoslav Ministry of Foreign Affairs, was travelling on 7 August 1946, from Belgrade to Rome by train, carrying the official mail from the Ministry of Foreign Affairs for our Delegation and for the Jugoslav Legation in Cairo. He was in possession of the Diplomatic Passport No. 1483/46, endorsed with the regular Italian Diplomatic Visa No. 447, and of the regular Allied permit to cross Venezia Giulia, territory controlled by Allied Force Headquarters. On 7 August 1946, at the station San Giovanni, between Gorizia and Udine, Mr. Miljkovic was stopped by the Italian Railway Military Police, who demanded to inspect the sealed diplomatic mail that Mr. Miljkovic was carrying. As Mr. Miljkovic Vladimir refused to open the mail, he was ordered to leave the train. After having done so, Mr. Miljkovic Vladimir protested and demanded to be taken to Udine. Arrived there, accompanied by two policemen, he was obliged to leave the train together with the mail that he was carrying. There he explained his case to a representative of the Questura of Udine, whereafter the Prefect of Udine intervened personally, apologised to Mr. Miljkovic Vladimir and gave him a motor car in order to enable him to reach the train which was already gone. Mr. Miljkovic Vladimir could however not reach the lost train. He was obliged to take an other one and to change two other trains before he arrived to Rome with considerable delay.

San Giovanni being in the area under the Allied Military Government, the Allied Military Authorities are responsible for such proceeding of the Police used by them. Protesting against it, I request that the responsible persons be punished. It is also requested that I may be informed about [illegible] it is about the punishment of the responsible

Declassified E.O. 12356 Section 3.3/NND No. 785015

TO : Supreme Allied Commander, Mediterranean Theatre.

THROUGH : Chief Commissioner, Allied Commission.

I have the honour to inform you about the following:

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San Giovanni being in the area under the Allied Military Government, the Allied Military Authorities are responsible for such proceeding of the Police used by them. Protesting against it, I request that the responsible persons be punished. It is also requested that I may be informed about the steps taken, it is about the punishment of the responsible policemen.

I am informing the Jugoslav Government about the incident.

DR. BLAGOJE J. SNODLAVA,
Acting Representative of Jugoslavia
Advisory Council for Italy.

334a

Declassified E.O. 12356 Section 3.3/5D6 No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

ALCOM FOR BRIGHT 12 August 1946

ALLIED MILITARY GOVERNMENT, UDINE

AMHQ, G-5 Section.

4560 RESTRICTED

RESTRICTED PD REPORT RECEIVED THAT MILJKOVIC VLADIMIR CMA DIPLOMATIC COURIER OF JUGOSLAV MINISTRY OF FOREIGN AFFAIRS WHILST TRAVELLING BELGRADE ROME ON SEVEN AUGUST WITH OFFICIAL MAIL WAS ORDERED TO LEAVE TRAIN BY ITALIAN RAILWAY MILITARY POLICE AS HE REFUSED TO OPEN SEALED DIPLOMATIC BAG PD PROTEST MADE TO QUESTURA AND PREFECT OF UDINE PD FURTHER DETAILS BY LETTER PD PLEASE INVESTIGATE AND REPORT SOONEST PD

1020/a

R

see 3122 a

338

339

Copy to : Public Safety S/C

334

PRIORITY

Executive Commissioner

731

0855

Declassified E.O. 12356 Section 3.3/NND No. 785015

C.C

Ref: 5609/278/EC 9 August 1946

SUBJECT: Seizure by Jugoslav Authorities of Italian fishing boats.

TO : G-5 Section, AFHQ.

1. With reference to recent correspondence on the above quoted subject, I enclose for your information a copy of letter No. Br. 1122/46 dated 3 August 46 from Dr. Smodlaka to the Allied Commission.

2. This information has not been passed to the Italian Government as the question of fishing rights in the Adriatic is the subject of a further letter to your Headquarters.

For the Chief Commissioner:

A. W. Kuisely

Brigadier,
Executive Commissioner.

Encl. 1 Copy Br. 1122/46

9421

Copy to : Navy S/C
Polad A
Polad B

3336

10001

Declassified E.O. 12356 Section 3.3/NND No. 785015

YUGOSLAV DELEGATION

No. 1422/46 3 August 1946

Dear Admiral Stone,

With reference to your letters 5628/282/95 of 10 July 46, (314) and 2620/206/41 of 12 June 1946, concerning the seizure of Italian (300) fishing vessels, I have the honour to inform you on behalf of the Yugoslav Government that according to the informations received from the local authorities, the ships have been seized in our territorial waters. It will be disposed with them in accordance with the dispositions of the Yugoslav law. The crews will be released as soon as the regular procedure will be terminated.

Yours very truly,

Dr. [illegible] J. [illegible],
Acting Representative of Yugoslavia
Advisory Council for Italy.

9120

Rear Admiral ELLERY W. STONE
Chief Commissioner
Allied Commission

3336

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref. : 3609/277/20

7 August 1946.

SUBJECT: Seizure by Yugoslav Authorities of Italian fishing boats.

TO : The Ministry of Foreign Affairs Rome.

1. With reference to your Memorandum No. 6/2544/1035 dated 3 July 46 on the above quoted Subject.

2. As the seizures by the Yugoslavs of the two vessels "SOCOPESCA" 04 and 05 took place in TRIESTE in May 1945 before AMG was established there, it is regretted that it is not possible for the Allied Authorities to present this case.

3. If you wish to raise this matter direct with the Yugoslav Government, this Commission would be happy to transmit your Note.

For the Chief Commissioner:

A. W. Kinsely.

Brigadier,
Executive Commissioner.

2119

COPY TO: AMEQ - for G-5
Polad A
Polad B
Navy S/C

3336

Declassified E.O. 12356 Section 3.3/NND No. 785015

C.C.

Translation

MINISTERO DEGLI AFFARI ESTERI
Il Segretario Generale

AUG 14 1946

No. 1022 Sez. Sel.
Rome, 6 Aug. 46.

Dear General Lush,

With reference to preceding correspondence and in particular to the letter sent by President De Gasperi to Admiral Stone on the 9th april (n.446) concerning the question of presumed Italian War Criminals claimed by Jugoslavia, and reference your reply of the 15th June 46 (n.6917/E.C.), I am sending you herewith a publication edited under the auspices of the War Ministry and the Ministry of Foreign Affairs, entitled "Notes Relative to the Italian Occupation of Jugoslavia". This publication, which is to be considered an official document, has the object of showing in a just light the surrounding conditions in which the Italian troops lived and worked in Jugoslavia and the dealings and intercourse between them and the local population.

1020

9118

Yours sincerely,

(Signed) R. Prunas

E.C. DIST - 10 Aug
Action: E.C.
Inf: CC
CA Sec

Brigadier M.S. LUSH,
Allied Commission,
R o m e.

333a

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794
++++++++++++++++++++++++++++++++

SECRET

Ref: 9009/2.2/EC.

17 August 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in parm 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

4. Para 4 of the draft reply is concerned with the legal aspect of the whole matter and in this connection I have consulted my legal advisers and wish to make the following main points in amplification thereof:

(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall

Declassified E.O. 12356 Section 3.3/NND No. 785015

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(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall under the title of compensations or reparations to be dealt with at the Peace Conference should be enforced under the provisions set out therein.

(c) Dr. Smodlaka maintains that, under Article 15 of the Armistice Terms, the Italian authorities are bound to effect all necessary repairs at their expense to any Jugoslav ships which it is agreed should be restituted. This, in accordance with the Cunningham-De Courten Agreement, should be done only as directed by SACMED and not automatically.

5. With reference to para 9 of your letter of 20 July, it has now been agreed in your G-5: 912.23-1 of 30 July that the question of granting permission to visit ports (except those under AMG control) shall be a matter of arrangement

Declassified per E.O. 12356 Section 3.3/NND No. 785015

between the Jugoslav and Italian authorities concerned, and that this matter should not be referred to in the draft letter attached. The Jugoslav Delegation has been informed of this decision.

6. Dr. Smodlaka complains that with regard to ships the location of a number of these was known to the Allied authorities although they had stated to the contrary. It is emphasised that all information known to this HQ regarding locations was passed to the Jugoslav Delegation as rapidly as possible.

Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Polad (A)
Polad (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Float

2116

Declassified E.O. 12356 Section 3.3/NND No. 785015

DRAFT OF LETTER TO BE DESPATCHED BY SACMED TO THE CHAIRMAN OF THE ADVISORY COUNCIL FOR ITALY.

1. In reply to your letter dated 9 July 1946 in which you enquire about the position regarding the claims made by the Jugoslav Representative to the Advisory Council for Italy, I forward the following information.

2. With regard to the lists of vessels which you have forwarded and which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

4. Dealing with the legal position of the claims made:

(a) It is pointed out that the disposal of Allied shipping in Italian hands is governed not only by the Armistice Terms, but also by the subsequent and supplementary document known as the Cunningham - De Courten Agreement. Article 15 of the Long Armistice Terms makes no reference to sunken ships or their salvage. The obvious intention of the contracting parties at the time was to secure immediately as much merchant shipping as possible in order to foster the war effort. Hostilities having ceased, Article 15 does not apply to ships to be salvaged in order that the Jugoslav Government may reorganise its merchant navy for trade purposes. On the contrary, sub-para C of paragraph 2 of the Cunningham - De Courten Agreement specifies:

"The Government of Italy will declare the names and whereabouts of:

(i) Warships;
(ii) Merchant Ships;

2115

Declassified E.O. 12356 Section 3.3/NND No. 785015

which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

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2115

> "The Government of Italy will declare the names and whereabouts of:
>
> (i) Warships;
> (ii) Merchant Ships;
>
> now in their possession which previously belonged to any of the United Nations. These vessels are to be returned forthwith as may be directed by the Allied Commander-in-Chief. This will be without prejudice to negotiations between the Governments which may subsequently be made in connection with replacing losses of ships of the United Nations caused by Italian action."

(b) It appears, therefore, obvious that the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned

Declassified E.O. 12356 Section 3.3/NND No. 785015

and the Italian Government. On the other hand, all seaworthy ships identified as Jugoslav should be returned by the Italian Government without delay.

Furthermore, in its memorandum of 12 March 1946 the British Admiralty directs that ships found in enemy waters should be treated in the same way as is set out in para 4(a) above referring to the Cunningham - De Courten Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

2114

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are that in a position to dispute them and to produce

Declassified E.O. 12356 Section 3.3/NND No. 785015

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9114

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce their own evidence if they so desire.

0865

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "A".

1. SUNKEN SHIPS.

Serial No.	Name of Ship	Action Taken
1.	S/S JURAJ SUBIC	
2.	S/S JUGOSLAVIJA	
3.	Yacht TIHA	
4.	S/S SOCA	
5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (EDDO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	

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5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (EDOLO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	
18.	Tugboat J.P.1	Information requested from the Italian Ministry of Marine who reported that they had no trace of these craft. The Jugoslav Delegation informed by letter No.NSC/5098 dated 31 May 1946.
19.	S/S ZRMANJA (ISTO)	
20.	M/V ISTOK II	
21.	M/V VILA	
22.	M/V MIRABAMAR	
23.	M/V MARJAN	

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Serial No.	Name of Ship	Action Taken
24.	Customs Patrol Boats	Information has been received about MB. No.32. Now awaiting permission of C-in-C MED to return this to Jugoslav authorities. No information to date on the remainder.
25.	Jugoslav Custom Ships.	Partial information on this list of 98 ships was forwarded to Jugoslav Delegation by NSC/5301 of 19 July 1945.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "B".

Serial No.	Subject	Action Taken.
1.	9 Machines from Tobacco Factory at LUBIANA.	Passed to Italian Ministry of Foreign Affairs on 11 September 1945 and again on 12 June 1946.
2.	Machines and tools by TRIPLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
4.	Property looted by Italian Brigata dei Carabinieri Albanesi Lorenzo.	Passed direct Italian Ministry of Foreign Affairs on 5 November 1945 and again on 14 June 1946. Information received that the Carabinieri denies all charges brought against him. Yugoslav Delegation informed of this on 2 August 1946.
5.	The Yugoslav Insurance Company 'Yugoslavia' Contracts.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
6.	Stamps and Post cards of 12 million Jugoslav pre-war Dinars.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 19 July 1946.
7.	Material for construction railway CROMELY - VRBOVSKO.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
9.	Machine "Grosswucht" Split.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	

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2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
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10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from Church of LATOV	
14.	Many collections and objects from Museum in ZARA.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Lighthouse equipment	Passed to Italian Ministry of Marine on 3 July 46

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Declassified E.O. 12356 Section 3.3/NND No. 785075

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794
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SECRET

Ref: 9009/A2/BC.

17 August 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

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4. Para 4 of the draft reply is concerned with the legal aspect of the whole matter and in this connection I have consulted my legal advisers and wish to make the following main points in amplification thereof:

(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall under the title of compensations or reparations to be dealt with at the Peace Conference should be [illegible]

Declassified E.O. 12356 Section 3.3/NND No. 785015

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

4. Para 4 of the draft reply is concerned with the legal aspect of the whole matter and in this connection I have consulted my legal advisers and wish to make the following main points in amplification thereof:

(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

(b) Article 33(A), also quoted by Dr. Smodlaka, was obviously designed to cover the period of hostilities and the participation of Italy in the war effort. No claims which fall under the title of compensations or reparations to be dealt with at the Peace Conference should be enforced under the provisions set out therein.

(c) Dr. Smodlaka maintains that, under Article 15 of the Armistice Terms, the Italian authorities are bound to effect all necessary repairs at their expense to any Jugoslav ships which it is agreed should be restituted. This, in accordance with the Cunningham-De Courten Agreement, should be done only as directed by SACMED and not automatically.

5. With reference to para 9 of your letter of 20 July, it has now been agreed in your G-5: 912.23-1 of 30 July that the question of granting permission to visit ports (except those under AMG control) shall be a matter of arrangement

Declassified E.O. 12356 Section 3.3/NND No. 785045

between the Jugoslav and Italian authorities concerned, and that this matter should not be referred to in the draft letter attached. The Jugoslav Delegation has been informed of this decision.

6. Dr. Srodlaka complains that with regard to ships the location of a number of these was known to the Allied authorities although they had stated to the contrary. It is emphasised that all information known to this HQ regarding locations was passed to the Jugoslav Delegation as rapidly as possible.

Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Polad (A)
Polad (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Float

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Declassified E.O. 12356 Section 3.3/NND No. 785015

DRAFT OF LETTER TO BE DESPATCHED BY SACMED TO THE CHAIRMAN OF THE ADVISORY COUNCIL FOR ITALY.

1. In reply to your letter dated 9 July 1946 in which you enquire about the position regarding the claims made by the Jugoslav Representative to the Advisory Council for Italy, I forward the following information.

2. With regard to the lists of vessels which you have forwarded and which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

4. Dealing with the legal position of the claims made:

(a) It is pointed out that the disposal of Allied shipping in Italian hands is governed not only by the Armistice Terms, but also by the subsequent and supplementary document known as the Cunningham - De Courten Agreement. Article 15 of the Long Armistice Terms makes no reference to sunken ships or their salvage. The obvious intention of the contracting parties at the time was to secure immediately as much merchant shipping as possible in order to foster the war effort. Hostilities having ceased, Article 15 does not apply to ships to be salvaged in order that the Jugoslav Government may reorganise its merchant navy for trade purposes. On the contrary, sub-para C of paragraph 2 of the Cunningham - De Courten Agreement specifies:

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"The Government of Italy will declare the names and whereabouts of:

(i) Warships;
(ii) Merchant Ships;

[illegible] which previously belonged to any of the

Declassified E.O. 12356 Section 3.3/NND No. 785015

particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

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> "The Government of Italy will declare the names and whereabouts of:
>
> (i) Warships;
> (ii) Merchant Ships;
>
> now in their possession which previously belonged to any of the United Nations. These vessels are to be returned forthwith as may be directed by the Allied Commander-in-Chief. This will be without prejudice to negotiations between the Governments which may subsequently be made in connection with replacing losses of ships of the United Nations caused by Italian action."

(b) It appears, therefore, obvious that the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned

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Declassified E.O. 12356 Section 3.3/NND No. 785015

and the Italian Government. On the other hand, all seaworthy ships identified as Jugoslav should be returned by the Italian Government without delay.

Furthermore, in its memorandum of 12 March 1946 the British Admiralty directs that ships found in enemy waters should be treated in the same way as is set out in para 4(a) above referring to the Cunningham - De Courten Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce

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Courten Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce their own evidence if they so desire.

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "A".

1. SUNKEN SHIPS.

Serial No.	Name of Ship	Action Taken
1.	S/S JURAJ SUBIC	
2.	S/S JUGOSLAVIJA	
3.	Yacht TIHA	
4.	S/S SOCA	
5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (EDODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	

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4.	S/S SOCA	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
5.	S/S SARAJEVO	
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (MODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
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16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	
18.	Tugboat J.P.1	Information requested from the Italian Ministry of Marine who reported that they had no trace of these craft. The Jugoslav Delegation informed by letter No.NSC/5098 dated 31 May 1946.
19.	S/S ZRMANJA (ISTO)	
20.	M/V ISTOK II	
21.	M/V VILA	
22.	M/V MIRABAMAR	
23.	M/V MARJAN	

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Serial No.	Name of Ship	Action Taken
24.	Customs Patrol Boats	Information has been received about MB. No.32. Now awaiting permission of C-in-C MED to return this to Jugoslav authorities. No information to date on the remainder.
25.	Jugoslav Custom Ships.	Partial information on this list of 98 ships was forwarded to Jugoslav Delegation by NSC/5304 of 19 July 1945.

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APPENDIX 'A.1'

COPY.

HEADQUARTERS ALLIED COMMISSION
APO 394
Navy Sub-Commission.
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SECRET

NSC/4874
9 April 1946.

From: Navy Sub-Commission, HQ Allied Commission.
To : Jugoslav Delegation to the Advisory Council for Italy.

Subject: Salvage of Jugoslav ships sunk in Italian waters.

Reference: (a) Jugoslav Delegation letter Br. 1554 of 13 November 1945.

1. It is considered that claims for the costs of salvage of liberated ships sunk in Italian waters are justifiable in point of form under the Armistice Terms. however, since the conclusion of the Armistice a distinction has been drawn between current occupation expenses, which can properly be charged to the Italian Government, and restitution, which is considered to be a matter for settlement by the Peace Treaty. The cost of salvage of liberated ships fall into the category of restitution.

2. It is the responsibility of the Jugoslav Government to make all necessary arrangements for salvage. In order to facilitate the salvage of Jugoslav ships therefore, it is advised that a Lire account be obtained from the Italian Government. It must be emphasized that the final disposal of this account is not considered to come under the terms of the Armistice, but is a matter left to be determined by the Peace Treaty.

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(Sgd) G. L. WARREN,
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

Declassified E.O. 12356 Section 3.3/NSD No. 785015

APPENDIX "B".

Serial No.	Subject	Action Taken.
1.	9 Machines from Tobacco Factory at LUBIANA.	Passed to Italian Ministry of Foreign Affairs on 11 September 1945 and again on 12 June 1946.
2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
4.	Property looted by Italian Brigata dei Carabinieri Albanesi Lorenzo.	Passed direct Italian Ministry of Foreign Affairs on 5 November 1945 and again on 14 June 1946. Information received that the Carabinieri denies all charges brought against him. Yugoslav Delegation informed of this on 2 August 1946.
5.	The Yugoslav Insurance Company 'Yugoslavia' Contracts.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
6.	Stamps and Post cards of 12 million Jugoslav pre-war Dinars.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 19 July 1946.
7.	Material for construction railway CROMELY - VRBOVSKO.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
9.	Machine "Grosswucht" Split.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from	

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Declassified E.O. 12356 Section 3.3/NND No. 785015

2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
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8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
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11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from Church of LATOV	
14.	Many collections and objects from Museum in ZARA.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Lighthouse equipment	Passed to Italian Ministry of Marine on 3 July 46

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

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SECRET

Ref: 9009/4:2/BC.

17 August 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

3. With regard to para 5 of your letter under reference, an examination of the letters and statements enclosed with your letter does not reveal any fresh claims which require reference to the Italian Government. As regards property other than ships, the Italian Government has not so far been pressed or directed to make restitution in view of the fact that the validity of the claims is being argued by A.C.I. The submission of the claims, however, to the Italian Government for action does in itself imply restitution. In one case (Serial No.4), the Italian Government has rejected the Jugoslav claim as being unjustified after investigation. As regards ships, in all cases where claims appear to be justified the Italian Government have been directed to make restitution, and the Jugoslav Delegation have been so informed.

4. Para 4 of the draft reply is concerned with the legal aspect of the whole matter and in this connection I have consulted my legal advisers and wish to make the following main points in amplification thereof:

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(a) Dr. Smodlaka has on a number of occasions referred to Article 9 of the new Armistice Terms in order to justify the Jugoslav contentions. The new Armistice, as you are aware, has not been signed and therefore does not apply.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

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(c) Dr. Smodlaka maintains that, under Article 15 of the Armistice Terms, the Italian authorities are bound to effect all necessary repairs at their expense to any Jugoslav ships which it is agreed should be restituted. This, in accordance with the Cunningham-De Courten Agreement, should be done only as directed by SACMED and not automatically.

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between the Jugoslav and Italian authorities concerned, and that this matter should not be referred to in the draft letter attached. The Jugoslav Delegation has been informed of this decision.

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Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Polad (A)
Polad (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Float

2101

Declassified E.O. 13526 Section 3.3/NND No. 785045

DRAFT OF LETTER TO BE DESPATCHED BY SACMED TO THE CHAIRMAN OF THE ADVISORY COUNCIL FOR ITALY.

1. In reply to your letter dated 9 July 1946 in which you enquire about the position regarding the claims made by the Jugoslav Representative to the Advisory Council for Italy, I forward the following information.

2. With regard to the lists of vessels which you have forwarded and which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

3. Similarly, at Appendix 'B' details are shown of the property listed by you and the action taken in each case. It is pointed out that most of these cases have been represented not only in writing, but also in the form of verbal requests to the Liaison Officer of the Italian Ministry of Foreign Affairs to the Allied Commission who, in turn, has noted the requests with their references and raised them again with the Italian Government.

4. Dealing with the legal position of the claims made:

(a) It is pointed out that the disposal of Allied shipping in Italian hands is governed not only by the Armistice Terms, but also by the subsequent and supplementary document known as the Cunningham - De Courten Agreement. Article 15 of the Long Armistice Terms makes no reference to sunken ships or their salvage. The obvious intention of the contracting parties at the time was to secure immediately as much merchant shipping as possible in order to foster the war effort. Hostilities having ceased, Article 15 does not apply to ships to be salvaged in order that the Jugoslav Government may reorganise its merchant navy for trade purposes. On the contrary, sub-para C of paragraph 2 of the Cunningham - De Courten Agreement specifies:

"The Government of Italy will declare the names and whereabouts of:

(i) Warships;
(ii) Merchant Ships;

Declassified E.O. 12356 Section 3.3/NND No. 785015

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which you request should be restituted, at Appendix 'A' to this letter particulars are given showing the action taken in respect of each vessel listed.

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> now in their possession which previously belonged to any of the United Nations. These vessels are to be returned forthwith as may be directed by the Allied Commander-in-Chief. This will be without prejudice to negotiations between the Governments which may subsequently be made in connection with replacing losses of ships of the United Nations caused by Italian action."

(b) It appears, therefore, obvious that the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned

2460

Declassified E.O. 12356 Section 3.3/NND No. 785015

and the Italian Government. On the other hand, all seaworthy ships identified as Jugoslav should be returned by the Italian Government without delay.

Furthermore, in its memorandum of 12 March 1946 the British Admiralty directs that ships found in enemy waters should be treated in the same way as is set out in para 4(a) above referring to the Cunningham - De Courten Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce

Declassified E.O. 12356 Section 3.3/NND No. 785015

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Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "A".

1. SUNKEN SHIPS.

Serial No.	Name of Ship	Action Taken
1.	S/S JURAJ SUBIC	
2.	S/S JUGOSLAVIJA	
3.	Yacht TIRA	
4.	S/S SOCA	
5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (EGDO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (ARGE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	

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6.	S/S TOPOLA	position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UMA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (RODO)	

2. OTHER SHIPS.

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17.	Tugboat BOJANA (ZARA)	
18.	Tugboat J.P.1	Information requested from the Italian Ministry of Marine who reported that they had no trace of these craft. The Jugoslav Delegation informed by letter No.NSC/5098 dated 31 May 1946.
19.	S/S ZRMANJA (ISTO)	
20.	M/V ISTOK II	
21.	M/V VILA	
22.	M/V MIRAMAR	
23.	M/V MARJAN	

Declassified E.O. 12356 Section 3.3/NND No. 785015

Serial No.	Name of Ship	Action Taken
24.	Customs Patrol Boats	Information has been received about MB. No.32. Now awaiting permission of C-in-C MED to return this to Jugoslav authorities. No information to date on the remainder.
25.	Jugoslav Custom Ships.	Partial information on this list of 98 ships was forwarded to Jugoslav Delegation by NSC/5304 of 19 July 1946.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX 'A.1'

COPY.

HEADQUARTERS ALLIED COMMISSION
APO 394
Navy Sub-Commission.
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SECRET

NSC/4874
9 April 1946.

From: Navy Sub-Commission, HQ Allied Commission.
To : Jugoslav Delegation to the Advisory Council for Italy.

Subject: Salvage of Jugoslav ships sunk in Italian waters.

Reference:(a) Jugoslav Delegation letter Br. 1554 of 13 November 1945.

1. It is considered that claims for the costs of salvage of liberated ships sunk in Italian waters are justifiable in point of form under the Armistice Terms. However, since the conclusion of the Armistice a distinction has been drawn between current occupation expenses, which can properly be charged to the Italian Government, and restitution, which is considered to be a matter for settlement by the Peace Treaty. The cost of salvage of liberated ships fall into the category of restitution.

2. It is the responsibility of the Jugoslav Government to make all necessary arrangements for salvage. In order to facilitate the salvage of Jugoslav ships therefore, it is advised that a Lire account be obtained from the Italian Government. It must be emphasized that the final disposal of this account is not considered to come under the terms of the Armistice, but is a matter left to be determined by the Peace Treaty.

2096

(Sgd) G. L. WARREN,
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "B".

Serial No.	Subject	Action Taken.
1.	9 Machines from Tobacco Factory at LUBIANA.	Passed to Italian Ministry of Foreign Affairs on 11 September 1945 and again on 12 June 1946.
2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with B.C.I.T.O.
4.	Property looted by Italian Brigata dei Carabinieri Albanesi Lorenzo.	Passed direct Italian Ministry of Foreign Affairs on 5 November 1945 and again on 14 June 1946. Information received that the Carabinieri denies all charges brought against him. Yugoslav Delegation informed of this on 2 August 1946.
5.	The Yugoslav Insurance Company 'Yugoslavia' Contracts.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
6.	Stamps and Post cards of 12 million Jugoslav pre-war Dinars.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 19 July 1946.
7.	Material for construction railway CROMELY - VREOVSKO.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
9.	Machine "Grossvucht" Split.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	

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Declassified E.O. 13526 Section 1.3(a) No. 785015

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11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from Church of LATOV	
14.	Many collections and objects from Museum in ZARA.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Lighthouse equipment	Passed to Italian Ministry of Marine on 3 July 46

Declassified E.O. 12356 Section 3.3/NND No. 785075

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794
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SECRET

Ref: 9009/412/EC.

17 August 1946.

SUBJECT: Restitution of Jugoslav Property by Italian Government.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. In reply to your letter G-5: 912.23-1 dated 20 July 1946, I attach herewith a draft reply to be sent by the Supreme Allied Commander to the Chairman in Turn of Rotation to the Advisory Council as directed in para 2 of your letter.

2. You will note that paras 2 and 3 of the draft letter deal with the facts of the action taken on each of the requests made by the Jugoslav Delegation for the restitution of ships and property. I wish to emphasise here what I have already included in the draft reply at para 3, that many verbal requests have been made to the Italian Government in order to try and hasten replies.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

DISTRIBUTION: Chief Commissioner
Executive Commissioner
Polad (A)
Polad (B)
VP, CA Section
A/VP, Econ Section
Navy Sub-Commission
Float

2003

Declassified E.O. 12356 Section 3.3/NND No. 785015

DRAFT OF LETTER TO BE DESPATCHED BY SACMED TO THE CHAIRMAN OF THE ADVISORY COUNCIL FOR ITALY.

1. In reply to your letter dated 9 July 1946 in which you enquire about the position regarding the claims made by the Jugoslav Representative to the Advisory Council for Italy, I forward the following information.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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(b) It appears, therefore, obvious that the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned

Declassified E.O. 12356 Section 3.3/NND No. 785015

and the Italian Government. On the other hand, all seaworthy ships identified as Jugoslav should be returned by the Italian Government without delay.

Furthermore, in its memorandum of 12 March 1946 the British Admiralty directs that ships found in enemy waters should be treated in the same way as is set out in para 4(a) above referring to the Cunningham - De Courten Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

(c) It would appear, therefore, that there are no means under the Armistice Terms or any other existing instruments through which the Allies can demand from the Italian Government the salvage and reconditioning of Allied shipping sunk in Italian waters. On the contrary, as stated above, the loss of Allied ships caused by Italian action should be dealt with either under the title of reparations in the Peace Treaty or by direct negotiations between the Allied Government concerned and the Italian Government. In this connection it is to be noted that the French authorities have accepted the latter point of view and have settled similar claims to those of Jugoslavia by direct negotiations with the Italian authorities.

(d) As far as restitution of other private property is concerned this is a matter which needs no special text to justify itself. Private property under International Law is technically as fully protected against plunder by occupying forces as it is in Common Law against thieves and should be restored or compensation made in all cases where the validity of such claims has been fully established.

5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce

Declassified E.O. 12356 Section 3.3/NND No. 785015

same way as is set out in para 4(a) above referring to the [illegible] Courton Agreement. The terms of this British Admiralty memorandum were conveyed to the Jugoslav Delegation in the Navy Sub-Commission letter, Reference 4874 dated 9 April 1946 (copy at Appendix 'A.1').

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5. As regards the facts themselves and the accuracy of the claims of the Jugoslav Delegation, all such claims have been brought to the attention of the Italian Government who are thus in a position to dispute them and to produce their own evidence if they so desire.

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "A".

1. SUNKEN SHIPS.

Serial No.	Name of Ship	Action Taken
1.	S/S JURAJ SUBIC	
2.	S/S JUGOSLAVIJA	
3.	Yacht TINA	
4.	S/S SOCA	
5.	S/S SARAJEVO	Jugoslav Delegation informed of the position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
6.	S/S TOPOLA	
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (BODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (MINEA)	
15.	Trawler Br. 2 (APBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	

Declassified E.O. 12356 Section 3.3/NND No. 785045

6.	S/S TOPOLA	position by letter No. NSC/4874 of 9 April 1946 (copy at Appendix 'A.1').
7.	S/S DUBROVNIK	
8.	S/S DRAVIA	
9.	S/S UNA	
10.	Schooner ALDA	
11.	M/V USPOMENA (RICORDO)	
11.bis	S/S BISTRICA (BODO)	

2. OTHER SHIPS.

12.	S/S UCKA (Monte Maggiore)	Traced, located and request made for return to the Jugoslav Authorities by letter No. NSC/5269 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5271 of same date.
13.	M/S BUDIMIR	Traced, located, now awaiting permission of C-in-C MED to return to Jugoslavian authorities.
14.	M/V VILA (NINFA)	
15.	Trawler Br. 2 (APBE)	Traced, located and request made for return to the Jugoslav authorities by letter No. NSC/5270 dated 12 July 1946 to the Italian Ministry of Marine. Jugoslav Delegation informed by letter No. NSC/5272/ dated 12 July 1946.
16.	Trawler Br.4 (JUNO)	Information requested of Italian Ministry of Marine verbally, who reported "no trace known". Additional inquiries are being made.
17.	Tugboat BOJANA (ZARA)	
18.	Tugboat J.P.1	Information requested from the Italian Ministry of Marine who reported that they had no trace of these craft. The Jugoslav Delegation informed by letter No.NSC/5098 dated 31 May 1946.
19.	S/S ZRMANJA (ISTO)	
20.	M/V ISTOK II	
21.	M/V VILA	
22.	M/V MIRAMAR	
23.	M/V MARJAN	

Declassified E.O. 12356 Section 3.3/NND No. 785015

Serial No.	Name of Ship	Action Taken
24.	Customs Patrol Boats	Information has been received about MB. No.32. Now awaiting permission of C-in-C MED to return this to Jugoslav authorities. No information to date on the remainder.
25.	Jugoslav Custom Ships.	Partial information on this list of 98 ships was forwarded to Jugoslav Delegation by NSO/5301 of 19 July 1946.

Declassified E.O. 12356 Section 3.3/NND No. 785015

APPENDIX 'A.1'

COPY.

HEADQUARTERS ALLIED COMMISSION
APO 394
Navy Sub-Commission.
++++++++++++++++++++++++++++++

NSC/4874
9 April 1946.

SECRET

From: Navy Sub-Commission, HQ Allied Commission.
To : Jugoslav Delegation to the Advisory Council for Italy.

Subject: Salvage of Jugoslav ships sunk in Italian waters.

Reference: (a) Jugoslav Delegation letter Br. 1554 of 13 November 1945.

1. It is considered that claims for the costs of salvage of liberated ships sunk in Italian waters are justifiable in point of form under the Armistice Terms. However, since the conclusion of the Armistice a distinction has been drawn between current occupation expenses, which can properly be charged to the Italian Government, and restitution, which is considered to be a matter for settlement by the Peace Treaty. The cost of salvage of liberated ships fall into the category of restitution.

2. It is the responsibility of the Jugoslav Government to make all necessary arrangements for salvage. In order to facilitate the salvage of Jugoslav ships therefore, it is advised that a Lire account be obtained from the Italian Government. It must be emphasized that the final disposal of this account is not considered to come under the terms of the Armistice, but is a matter left to be determined by the Peace Treaty.

0058

(Sgd) G. L. WARREN,
REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

Declassified
E.O. 12356 Section 3.3/NND No. 785015

APPENDIX "B".

Serial No.	Subject	Action Taken.
1.	9 Machines from Tobacco Factory at LUBIANA.	Passed to Italian Ministry of Foreign Affairs on 11 September 1945 and again on 12 June 1946.
2.	Machines and tools by TRIFLETTI.	Passed to Italian Ministry of Foreign Affairs on 8 November 1945 and again on 14 June 1946. Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with E.C.I.T.O.
4.	Property looted by Italian Brigata dei Carabinieri Albanesi Lorenzo.	Passed direct Italian Ministry of Foreign Affairs on 5 November 1945 and again on 14 June 1946. Information received that the Carabinieri denies all charges brought against him. Yugoslav Delegation informed of this on 2 August 1946.
5.	The Yugoslav Insurance Company 'Yugoslavia' Contracts.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
6.	Stamps and Post cards of 12 million Jugoslav pre-war Dinars.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 19 July 1946.
7.	Material for construction railway CROMELI - VRBOVSKO.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
8.	Yugoslav Bank Drzavna Hipotekarn Banka Bonds and Papers.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 19 July 1946.
9.	Machine "Grosswucht" Split.	Passed Italian Ministry of Foreign Affairs on 14 June 1946. Requested again on 9 July 1946.
10.	Archives of District Court in KOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	

Declassified E.O. 12356 Section 3.3/NND No. 785015

	by [illegible]	Italian Government replied to the effect that investigations are being made on 11 July 1946. Jugoslav Delegation advised on 15 July 1946.
3.	13 Mail Wagons of Jugoslav Railway.	Passed to the Italian Ministry of Foreign Affairs on 5 November 1945 and again on 5 June 1946. Jugoslav Delegation informed on 13 June 46 that this case should be taken up with S.C.I.T.O.
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10.	Archives of District Court in MOTOR.	Passed to Italian Ministry of Foreign Affairs on 18 May 1946 and again on 3 June 1946. Yugoslav Delegation advised on 22 June that inquiries are being made to locate archives.
11.	Archives of Sibenik Trogir, etc.	
12.	Objects plundered Gallery of Arts, SPLIT	
13.	2 Paintings from Church of LATOV	
14.	Many collections and objects from Museum in ZARA.	Passed to Italian Ministry of Foreign Affairs on 14 June 1946 and again on 9 July 1946.
15.	Picture of Interior Court DUBROVNIK.	
16.	Ancient Columns from Museum in SPLIT.	
17.	Classical Sculpture in marble CETINJE.	
18.	Lighthouse equipment	Passed to Italian Ministry of Marine on 3 July 46

Declassified E.O. 12356 Section 3.3/NND No. 785045

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 9 1946

ALLIED [redacted] COMMISSION

INTER-OFFICE MEMORANDUM

FILE No.

SUBJECT: Staff Officer to the

TO : Chief Commissioner.

8th August, 1946

Dated 23/7.

Reference attached letter from Dr.Smodlaka. I understand that the Chief Commissioner has addressed a letter to AFHQ asking for advice as to what reply should be given to Dr.Smodlaka.

Presumably you will wish the attached letter to go in the same file.

It would be appreciated if copies of all letters on this subject could be sent to C.A.Section, as this Section is carrying out a continuous correspondence with AFHQ on the subject of Jugoslav Traitors and Italian War Criminals claimed by the Jugoslavs.

M Carr Brigadier

M. CARR, Brigadier.
VP. CA. Section.

File

Declassified E.O. 12356 Section 3.3/NND No. 785015

CA Sec

23/7

AUG 6 1946

JUGOSLAVENSKA DELEGACIJA
U SAVETODAVNOM VEĆU ZA ITALIJU

Pov. br. 906/46

5 August 1946

Dear Admiral Stone,

1. I would like to refer to my Pro-Memoria left to you at the occasion of my visit to you on 23 July 1946, and to your letter Ref. 4/29.8/CA, dated 1 May 1946, para 3, where you informed me that AFHQ confirmed that so far as they are aware appropriate instructions have been issued in all cases in which the US and British Governments have agreed to return Jugoslav Traitors, and that AFHQ stated further that all such persons who have been found have already been returned, and that others will be returned as they are found.

2. The Jugoslav Embassy in London with their note dated 10May 1946, informed the British Foreign Office that this Delegation has been authorized to make proposals on behalf of the Government of the Federal People's Republic of Jugoslavia as well as to be informed by the Allied authorities in Italy as regards Traitors, War Criminals etc. The British Foreign Office replied to the Jugoslav Embassy in London that the competent Allied authorities in Italy have been requested to help the Jugoslav Delegation in these matters.

3. For this purpose I applied to you suggesting that a meeting may be organized between me and some representatives of this Delegation with the competent representatives of AFHQ in order to discuss the questions regarding the extradition of Jugoslav Traitors.

4. I am convinced that AFHQ will realize the useful purpose of my suggestion, and I therefore would like to have a sign of their acknowledgement.

Believe me, dear Admiral,

Very truly yours

DR. SLOVEN J. SMODLAKA,
Acting Representative of Jugoslavia
Advisory Council for Italy.

ALLIED COMMISSION 2672 HEADQUARTERS

Rear-Admiral
ELLERY W. STONE,
Chief Commissioner
Allied Commission.

(333)

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 2 1946

9975

C Comm

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5; 902.32 31 July 1946.

SUBJECT: Removal of Machinery.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Receipt of Dr. Smodlaka's letter Pov. Br. 792/46 of 22 July is acknowledged. The matters complained of are under investigation and a further letter will be addressed to you in due course.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

1506

332

Declassified E.O. 12356 Section 3.3/NND No. 785015

9974

AUG 2 1946

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 912.30R 31 July 1946.

SUBJECT: Jugoslav War Booty in Venezia Giulia.

TO : Chief Commissioner,
Allied Commission,
APO 794.

1. Receipt of Dr. Smodlaka's letter Pov. Br. 791/46 of 22 July is acknowledged.

2. 13 Corps is being asked to report on the matters complained.

3. A further letter will be addressed to you when the investigation has been completed.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

9669

322

331

9912

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 1 1946

HEADQUARTERS ALLIED COMMISSION
APO 794
Office of the Executive Commissioner

Ref. : 2221/273/EC

30 July 1946.

SUBJECT: Amendment to list of Italians deported to Jugoslavia from Venezia Giulia.

TO : United States Embassy.

309

With reference to my letter No. 2221/266/EC dated 1 July 46 enclosing copies of lists of Italian deported to Jugoslavia.

1. This Commission has received information that the person Salcher Franc listed as a deported Italian in Volume I of Trieste deportees is actually a Jugoslav subject.

2. Information has also been received that this man has been sentenced to 2 years hard labour and fined 3 millions Lire.

3. Would you please cancel his name on your list as he is not Italian but could efforts be made to take this case up specially. Salcher's wife, Mrs. Marolt-Salcher, who has recently escaped from Jugo-Slavia appears to be an American subject and it is understood Salcher himself intended to apply for American citizenship but was prevented by this deportation.

1039/2

For the Chief Commissioner:

A. W. Kolsely.

Brigadier,
Executive Commissioner.

Copy to: C.C.
Polad A
Polad B

330

Declassified E.O. 12356 Section 3.3/NND No. 785015

AUG 1 1946

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

30 July 1946.

Ref. : 2221/272/BC

SUBJECT: Amendment to List of Italians deported to Jugoslavia from Venezia Giulia.

TO : British Embassy, Rome.

309

With reference to my letter No. 2221/266/BC dated 1 July 46.

We have been informed that the person BAIZHAR FRANO listed as a deported Italian in Volume X of Trieste deportees is actually a Jugoslav subject.

Will you please cancel his name on your copies of the list enclosed with the above-quoted letter.

For the Chief Commissioner:

A. W. Knisely.

Brigadier,
Executive Commissioner.

1020/2

2081

Copy to: — Chief Commissioner —
Polad "A"
Polad "B"
Dispers.

3

130 a

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 30 1946

JUGOSLAV DELEGATION
TO THE ADVISORY COUNCIL FOR ITALY

Pov. br. 866/46

Rome, 29 July 1946

Dear Admiral Stone,

I have the honour to acnowledge receipt of your letter Ref. 4215/9/EC of 25 July 1946, concerning Jugoslav grazing rights in KRVAVA PEC.

327

I thank you for your intervention and I am informing the Jugoslav Government about the content of the letter.

Believe me, dear Admiral,

Very truly yours,

DR. SLOVEN . J. SMODLAKA,
Acting Representative of Jugoslavia
Advisory Council for Italy

Rear Admiral
ELLERY W. STONE,
Chief Commissioner
Allied Commission.

330

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 30 1946

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TO THE ADVISORY COUNCIL FOR ITALY

Pov. br. 866/46

Rome, 29 July 1946

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327

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Believe me, dear Admiral,

Very truly yours,

Dr Sloven J. Smodlaka

DR. SLOVEN . J. SMODLAKA,
Acting Representative of Jugoslavia
Advisory Council for Italy

Rear Admiral
ELLERY W. STONE,
Chief Commissioner
Allied Commission.

330

0918

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : AC27/35/EC

19 July 1946

My dear Mr. Keeny,

Further to your letter no. [illegible]/251.2/[illegible] dated 4 July 46 on the subject of smuggling grain from Italy to Yugoslavia.

I am now able to inform you that all police agencies including Military Police have been notified and alerted. This has resulted in the arrest of an American truck-driver for illegally hauling wheat, though the destination is not known.

There is a suspicion that some wheat may have been moved by water and the Guardia di Finanza are on the lookout for further instances.

The SCAO and the Senior Police Officer of Venezia Giulia both feel that the report is not well founded as present controls on the demarkation line preclude the possibility of such traffic.

However all possible action is being taken to obtain further reassurances on this subject and I will keep you informed.

Yours very truly,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1010/cc

S.M. Keeny Esq.,
Chief of Mission
UNRRA
Italian Mission

Copy to: SCAO Venezia Giulia
P.C. Udine
Economic Section
CAS

329

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 9009/WD

27 July 1946

SUBJECT: Restitution by Italian Government of Jugoslav Property

TO : G-5 Section,
AMG.

1. Reference your G-5 912.23-1 dated 20 July 1946. 321a

2. Immediate action is being taken in regard to the compilation of a report on the facts of this matter and to the preparation of a suitable draft reply to Dr. Sadlak's letter of the 9th July 1946 for despatch by the Supreme Allied Commander to the Chairman in Turn of Rotation of the Advisory Council.

It will not be possible for this report and draft to be prepared and considered in time for presentation at the next meeting of the Advisory Council on August 2nd.

I enclose draft of an Interim reply, concurred by my American and British Political Advisers, which I suggest should be despatched by the Supreme Allied Commander to the Chairman in Turn of Rotation of the Advisory Council.

EILEEN W. STONE

EILEEN W. STONE
Rear Admiral, USNR
Chief Commissioner

Encls. as above.

Copy to: Poland A.
Poland B.
Navy S/C
V. CAS. (for Legal S/C)

9048

321b

0920

Declassified E.O. 12356 Section 3.3/NND No. 785015

DRAFT

INTERIM REPLY

With reference to the letter of the Acting Representative of Jugoslavia dated 9th July on the subject of restitution by the Italian Government of Jugoslav ships and property, active consideration is being given to this matter. A report of the facts is being prepared and will be presented at the earliest possible date.

.....

9027

328b

0921

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

Ref. : 9009/EC. 27 July 1946.

SUBJECT: Restitution by Italian Government of Yugoslav Property.

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

1. Reference your G-5: 912.23-1 dated 20th July 1946. 321 a

2. With regard to paragraph 9 of the above mentioned letter in which an independent reply is asked for, in respect of action taken in regard to the request for permission for Yugoslav representatives to visit ports in Italy, this matter was raised in Dr. Smodlaka's letter of 4th June 1946 to the Navy Sub-Commission of this Headquarters.

Dr. Smodlaka, in his letter, referred to a previous letter No. 26/45 of 8th August 1945 written by the Naval Attache of the Yugoslav Delegation to the Ministry of War Transport Representative, MMD, Navy House, Naples. This Headquarters has no knowledge or record of this previous letter. The relevant passage contained in Dr. Smodlaka's letter of 4th June 1946 is as follows:-

> "We consider that it would be very useful if some Yugoslav Naval experts might get permission to visit Italian ports in order to identify Yugoslav ships that should be restituted".

The above was not considered to be a request, but merely an observation and accordingly no action was taken. If Dr. Smodlaka's letter of the 4th June 1946, in the light of the above, is to be interpreted as containing a specific request for permission to visit Italian ports, it is recommended that the matter should be one for direct arrangement between the Italian and Yugoslav authorities concerned. I await your further instructions in this matter.

3. Because it is a separate issue, I recommend that this question of permission to visit Italian ports should not be referred to in the report on the facts which will form the basis of the Supreme Allied Commander's reply to be despatched to the Chairman in Turn of Rotation to the Advisory Council in answer to Dr. Smodlaka's letter of July 9th.

ELLERY W. STONE

Copy to:- Polad 'A'
Polad 'B'
Navy Sub-Commission
Vice President, C.A.S. (For Legal S/C)

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

328a

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC
JUL 25 1946

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 4215/10/EC

25 July 1946.

SUBJECT: Jugoslav Grazing Rights.

TO : Ministry of Foreign Affairs.

At the request of the Jugoslav Government, the US Army Authorities in KRVAVA PEC have granted permission for Jugoslav owned cattle to cross the line of demarcation daily into the American occupied zone for grazing purposes.

The cattle, numbering about 240, will be escorted by an American soldier as well as the owner.

For the Chief Commissioner:

M Carr Brigadier

Brigadier,
Executive Commissioner.

2/1020

2075

(328)

0925

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
A P O 794

25 July 1946.

Ref. : 4213/9/EO

My dear Dr. Smodlaka,

I refer to your letter PR 825/46 dated the 11th June 1946 concerning Jugoslav grazing rights in KRAVA PRO.

The question of grazing rights for the cattle of Jugoslav owners grazing inside territory of the US Army Forces has been settled with the US Army authorities consent.

Terms of agreements have been concluded between the US Army Forces and the Jugoslav officer in the area concerned, and cattle, including horses will be allowed to cross the border daily into the American occupied zone.

Cattle crossing the line of demarcation will be escorted by an American soldier as well as the owner, and definite areas for grazing and arrangements for escorts have been settled.

The number of cattle involved is approximately 240, which is lower than the figure you mention in your letter.

Yours very truly,

/s/ Emery W. Stone
EMERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. SLOVEN J. SMODLAKA
Acting Representative of Jugoslavia,
Advisory Council for Italy.

1020/CC

327

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

24 July 1946

Ref. : 5609/ED

SUBJECT: Seizure of Italian fishing vessels.

TO : G-5 Section AFHQ. U.S. Embassy Rome. British Embassy Rome.

With reference to recent correspondence on the above-quoted subject.

The Italian Ministry of Foreign Affairs has now advised this Commission that the Yugoslav Authorities have seized the fishing motor-boats "[illegible] G.4" and "[illegible] G.5" of gross displacement 3? tons, which were launched at the "Istria" ([illegible]) shipyard in the early days of November 1944.

The above ships after their launching, were transferred by the Germans to Trieste and should have been equipped as corvette-boats, but, at the time of liberation they were found to be without engines.

The owner Bruno Bonetti & C. of Trieste, made a regular request for the a/m boats to the "Pomorska Glalska Komando Trst" Via Cadorna 11, Trieste, who, on May 24th, 1945, put the boats in question at the owner's disposal.

During the night of May 24th/29th 1945, a tug-boat, flying the Yugoslav navy's flag, removed the aforesaid ships and towed them to an unknown destination. Since that time no further information about them has been received.

It is requested that this matter be taken up with the Yugoslav Authorities with a view to having these boats returned.

For the Chief Commissioner:

M. CARR

Brigadier,
A/Executive Commissioner.

Copy to: Navy S/C
Polad "A"
Polad "B"

326a

Declassified E.O. 12356 Section 3.3/NND No. 785015

FIRST ENDORSEMENT to Jug. Delegation to ACI ltr Pov.Br.792/46 of 22 July 46. (323)

23 July 1946.

SUBJECT: Evacuation of machines and industrial materials from Zone "A" Venezia Giulia into Italy.

TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

1. Forwarded.

2. It is believed that the subject matter of basic communication has been brought before meetings of the Joint Economic Committee at Trieste.

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1020/2

2072

(326)

0928

Declassified E.O. 12356 Section 3.3/NND No. 785015

23 July 1946.

SUBJECT: Jugoslav Requests for Extradition.

TO : G-5 Section, Allied Force Headquarters.

1. The Jugoslav representative on the Advisory Council for Italy, Dr. Sloven J. Smodlaka, called on me today and made the following statement:

"In Italy there are many Jugoslav traitors whose extradition has been agreed by the Governments of the United States and the United Kingdom. The Allied military authorities were informed by their Governments that the Jugoslav Delegation is authorized by the Jugoslav Government to collaborate with the Allied Authorities in Italy in these matters.

"The extradition of Jugoslav traitors is proceeding very slowly. I therefore think that it would be very useful if I and some representatives of our Delegation might have a conference with the competent representatives of AFHQ in order to discuss the questions regarding the extradition of Jugoslav traitors.

"Would you be so kind as to inform AFHQ about my suggestion and to forward their reply to me?"

2. Will you advise me what reply should be given to Dr. Smodlaka.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1090/a

2074

See (333)

Copy to CA section.

(325)

Declassified E.O. 12356 Section 3.3/NND No. 785015

FIRST ENDORSEMENT to Jug. Delegation to ACI, Pov.Br.791/46 ltr of 22 July 46 (322) 23 July 1946.

SUBJECT: Jugoslav War Booty in Venezia Giulia.

TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

1. Forwarded.

2. It is believed that the subject matter of basic communication has been brought before meetings of the Joint Economic Committee at Trieste.

MILLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1049/x

2070

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0928

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 26 1946

TRANSLATION

MINISTRY OF FOREIGN AFFAIRS

The Secretary General

24201/55

Rome, 22 July 1946.

Dear Stone,

The "Azienda Carboni Italiani" (Italian Coal Company) has pointed out that recently a considerable part of the Sicciole coal mine plant, situated in zone "B" of Venezia Giulia, has been dismantled and exported.

Complying also with a similar request from the abovenamed Company, I call your attention to this case begging you kindly to take every action possible in order to avoid a further depauperation of the mine and to safeguard anyhow the rights and the interests of the Company who owns it.

Thanking you in advance for your kind interest in the matter, I send you my best regards.

/s/ R. PRUNAS

1020/a

EC Distr 25 July

Action: Econ Section (2)

Info: EC

2069

To Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

323a

Pov. Br. 792/46 Rome, 22 July 1946

SUBJECT: Evacuation of machines and industrial materials from the Zone "A", Venezia Giulia, into Italy.

TO : Supreme Allied Commander, Mediterranean Theatre.

THROUGH: Chief Commissioner, Allied Commission.

I have the honour on behalf of the Yugoslav Government to state as follows:

1. By the agreement concluded at Duino (Devin) on 20 June 1945 between the Supreme Allied Commander, Mediterranean Theatre, and the Supreme Commander of the Jugoslav Army, Annex 1, (Measures regarding Economy and Communications), paragraph 1 (c), it was agreed that no industries or industrial equipment will be exported from the areas of Venezia Giulia as long as this agreement is in vigour.

2. Notwithstanding that, the Allied authorities have transferred in Italy considerable number and very important machines and materials from the zone "A", in spite of the disagreement of the Jugoslav representatives, as for instance:

(a) On 3 March 1946 a big steel apparatus for dying was exported from the textile factory at Rodgora. The capacity of the apparatus is 3.000 kilos of material, its value 600.000 Lire, weight 17.000 kgs.

(b) From the big railway electricity central at Opcina (Trieste) was transferred to Empoli in March and April 1946 a considerable number of electric motors and equipment. Among the other there was transferred a transformator of 150.000 Volts and other materials connected with the transformator. The total value of the exported machines is about 100,000.000 Lire.

(c) In the surroundings of Gorizia rails have been dismounted and evacuated in Italy.

(d) The Allied authorities in the zone "A" received instructions to dismount and evacuate many machines from the factory ILVA in Trieste.

3. In view of all this I have the honour to request on behalf of the Jugoslav Government that the responsible allied authorities in Italy may issue orders to their representatives in Venezia Giulia in order to cease with the practice of exporting machines from the zone "A" and that all machines and industrial materials

Declassified E.O. 12356 Section 3.3/NND No. 785015

TO : Supreme Allied [illegible]

THROUGH: Chief Commissioner, Allied Commission.

1020/[illegible]

I have the honour on behalf of the Jugoslav Government to state as follows:

1. By the agreement concluded at Duino (Devin) on 20 June 1945 between the Supreme Allied Commander, Mediterranean Theatre, and the Supreme Commander of the Jugoslav Army, Annex 1, (Measures regarding Economy and Communications), paragraph 1 (c), it was agreed that no industries or industrial equipment will be exported from the areas of Venezia Giulia as long as this agreement is in vigour.

2. Notwithstanding that, the Allied authorities have transferred in Italy considerable number and very important machines and materials from the zone "A", in spite of the disagreement of the Jugoslav representatives, as for instance:

(a) On 3 March 1946 a big steel apparatus for dying was exported from the textile factory at Podgora. The capacity of the apparatus is 3.000 kilos of material, its value 680.000 Lire, weight 17.000 kgs.

(b) From the big railway electricity central at Opcina (Trieste) was transferred to Empoli in March and April 1946 a considerable number of electric motors and equipment. Among ~~the~~ other there was transferred a transformator of 130.000 Volts and other materials connected with the transformator. The total value of the exported machines is about 100,000.000 Lire.

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(c) In the surroundings of Gorizia rails have been dismounted and evacuated in Italy.

(d) The Allied authorities in the zone "A" received instructions to dismount and evacuate many machines from the factory ILVA in Trieste.

3. In view of all this I have the honour to request on behalf of the Jugoslav Government that the responsible Allied authorities in Italy may issue orders to their representatives in Venezia Giulia in order to cease with the practice of exporting machines from the Zone "A" and that all machines and industrial materials already exported be returned to the places where they originally belonged to.

I will be grateful to you, if you will be so kind as to inform me about the steps taken.

Smodlaka

DR. SLOVEN J. SMODLAKA,
Acting Representative of Jugoslavia A.C.I.

209 332

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

Pov.Br.791/46

22 July 1946

SUBJECT : Jugoslav War Booty in Venezia Giulia.

TO : Supreme Allied Commander, Mediterranean Theatre .

THROUGH : Chief Commissioner, Allied Commission.

I have the honour on behalf of the Jugoslav Government to state as follows:

1. By the Agreement concluded at Duino (Devin) on 20 June 1945, between the Supreme Allied Commander, Mediterranean Theatre and the Supreme Commander of the Jugoslav Army, Annex F (dealing with War Booty), para 4, the Allied Forces agreed that they will not evacuate any war material or equipment claimed by the Jugoslav Army as its war booty, before a relative agreement or decision will be reached.

2. Notwithstanding that the Allied Authorities have evacuated and allowed the exportation in Italy of considerable amounts of materials claimed by the Jugoslav Army as its war booty, as for instance:

(a) from the factory "Ilva" in Trieste.- Up to October 1943 the factory "Ilva" in Trieste was producing exclusively gas. In October 1943 the German occupant authorities transformed "Ilva" into war industry after having made an agreement with the representatives of "Ilva". At the time when the Jugoslav Army occupied Trieste, there were in the stores of "Ilva" 34.000 tons of iron plates. All this material was gathered there during the time when the factory was working for the German Army, i.e. from October 1943 to May 1946. This material was consequently claimed by the Jugoslav Army as its war booty.

In October 1945, "Ilva" started, however, to export in Italy considerable amounts of this material as well as coal and, later on, machines.- So they have evacuated in the period from 1 - 8 October 1945 : 6000 tons of unpurified cast-iron ("ghisa") and were planning to evacuate 40.000 tons of the same. During the same period they have exported 100 tons of iron plates and 100 tons of coke. 120 tons of the Silesian coal were also to be exported at the same time. The material was transferred by the ship "Ilvania" (property of the "Ilva" Inc.) and by rail. It was destinated to the factory "Lovere" (province of Brescia), to the factory "Marghera" (Venice) and to Novi Ligure (Genoa).

Besides that "Ilva has evacuated about 200 electromotors from its stores in Trieste into Italy. About 70 various machines were taken away from the factory from 21 December 1945 to 19 February 1946.

322

See 331

....On

Declassified E.O. 12356 Section 3.3/NND No. 785015

On 27 April 1946 the ship "ILVANIA" evacuated 3 electromotors of 3-4 tons. (Their numbers are: 52484,52482,52483) and 3 transformators (Nrs. 3244012,3240211,32440210).- On 30 April 1946 2 "Stikali" motors (N° 66 and 67) and 35 electromotors of various types were evacuated.

(b) Various materials considered as Jugoslav war booty have also been sold and evacuated from Pola, particularly in April 1946, as for example:

On 18 March 1946 M/S "Dante Alighieri" transported to Trieste from the Arsenal of Pola (Molo Carbone) 18 tons of iron tubes (length 3 meters, diameter 40 cm.)

On 4 April 1946 the ship "Due compagni d' armi" transferred to Venice 60 tons of old iron.

On 3 April 1946 the ship "Nova Profetta" sailed for Citta Cattolica with a load of 40 tons of cement.

On 5 April 1946 the ship "Beroe Cicci" sailed for Venice with 9 tons of "Toscana" cigars.

On 4 April 1946 the ship "Angela" took 150 tons of bauxite to Venice, and the ship "San Silvio" 160 tons of bauxite to Venice too.

On 15 April 1946 the ship "Lantiogo" transported copper and brass to Trieste.

On 5 April 1946 M/V "Nino Bonetti" sailing to Marhera loaded at Scoglio Olive 68 tons of old iron.

On 4 April 1946 M/V "Angelina buona madre" loaded 90 tons of iron and sailed to Marghera.

On 14 April 1946 M/V "Giuseppe" transported 60 tons of iron and old tubes to San Giorgio di Novale.

On 14 April 1946 M/V "San Martino" transported to Venice 50 tons od old iron.

On 14 April 1946 M/V "Batulina Francesco" was loading about 100 tons of wire in the Arsenal and Val di Figo (Pola).

On 10 April 1946 M/V 'Giuseppe" transferred 69 tons of old iron to San Giorgio di Negaro.

On 16 April 1946 M/V "Giuseppe" transported to San Giorgio di Nogaro 74.000 kg. of old iron.

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2. Various competent Jugoslav Representatives protested on several occasions against such proceeding, but their protests remained without any effect.

3. Venezia Giulia was the zone of war operations and it cannot be agreed that the war booty there had belonged to the Italian Army recognized by the Allies. The material in question served directly to the war effort of those Italian forces who collaborated most actively with the Germans. But even without any regard to this, according to ... of the Duino Agreement the Allied authorities

motors (N° 66 and 67) and 55 electrogators of various types were evacuated.

(b) Various materials considered as Jugoslav war booty have also been sold and evacuated from Pola, particularly in April 1946, as for example:

On 18 March 1946 M/S "Dante Alighieri" transported to Trieste from the Arsenal of Pola (Molo Carbone) 18 tons of iron tubes (length 3 meters, diameter 40 cm.)

On 4 April 1946 the ship "Due compagni d' armi" transferred to Venice 60 tons of old iron.

On 3 April 1946 the ship "Nova Prefetta" sailed for Citta Cattolica with a load of 40 tons of cement.

On 5 April 1946 the ship "Baron Cicci" sailed for Venice with 9 tons of "Toscane" cigars.

On 4 April 1946 the ship "Angela" took 150 tons of bauxite to Venice, and the ship "San Silvio" 160 tons of bauxite to Venice too.

On 15 April 1946 the ship "Lantiogo" transported copper and brass to Trieste.

On 5 April 1946 M/V "Nino Bonetti" sailing to Marhera loaded at Scoglio Olive 68 tons of old iron.

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On 14 April 1946 M/V "San Martino" transported to Venice 50 tons od old iron.

On 14 April 1946 M/V "Batuline Francesco" was loading about 100 tons of wire in the Arsenal and Val di Figo (Pola).

On 10 April 1946 M/V 'Giuseppe" transferred 63 tons of old iron to San Giorgio di Nogaro.

On 16 April 1946 M/V "Giuseppe" transported to San Giorgio di Nogaro 74.000 kg. of old iron.

9066

2. Various competent Jugoslav Representatives protested on several occasions against such proceeding, but their protests remained without any effect.

3. Venezia Giulia was the zone of war operations and it cannot be agreed that the war booty there had belonged to the Italian Army recognized by the Allies. The material in question served directly to the war effort of those Italian forces who collaborated most actively with the Germans. But even without any regard to this, according to the paragraph 4, Annex F, of the Duino Agreement the Allied authorities agreed that they will not evacuate any war material or equipment claimed as war booty by the Jugoslav Army, before an agreement will be made.

Declassified E.O. 12958 Section 1.3/MD No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

4. In view of all these facts I have the honour to request on behalf of the Jugoslav Government that the responsible Allied Authorities in Venezia Giulia be issued instructions to cease with the practice of evacuating and selling of materials claimed as war booty by the Jugoslav Army.

The Jugoslav Government retains the right to ask for repayment of objects that already have been evacuated or sold and which are claimed as war booty by the Federal People's Republic of Jugoslavia.

Smodlaka

DR. SLOVEN J. SMODLAKA,
Acting Representative of Jugoslavia
Advisory Council for Italy

2065

on behalf of the Jugoslav Government that the Respective Allied Authorities in Venezia Giulia be issued instructions to cease with the practice of evacuating and selling of materials claimed as war booty by the Jugoslav Army.

The Jugoslav Government retains the right to ask for repayment of objects that already have been evacuated or sold and which are claimed as war booty by the Federal People's Republic of Jugoslavia.

Smodlaka

DR. SLOVEN J. SMODLAKA,
Acting Representative of Jugoslavia.
Advisory Council for Italy

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Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY:

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

Chief Commr

G-5: 912.23-1

20 July 1946

SUBJECT: Restitution by Italian Government of Jugoslav Property.

TO : Chief Commissioner
Allied Commission,
APO. 794

1. Reference is made to Dr. Smodlaka's letter to you numbered 608/46 of 5 June 1946, which was reproduced in the minutes of the 53rd Meeting of the Advisory Council for Italy held on 7 June 1946, and to the following documents, copies of which are enclosed herewith:-

A. Letter from Dr. Smodlaka dated 9 July 1946, in his capacity as Chairman in Turn of Rotation of the Advisory Council, addressed to the Supreme Allied Commander and statement attached thereto. (except the Minutes of the 53rd Meeting of the Advisory council for Italy of which you already have a copy).

B. Statement presented by Dr. Smodlaka at the meeting of the Advisory Council on 10 May 1946.

C. Letter and enclosure from Chief of Staff AFHQ to the then Chairman in Turn of Rotation of the Advisory Council dated 22 May 46 on the subject of the statement at "A".

D. AFHQ letter G-5: 912.23-1 of 21 June 1946 to the Chairman of the Advisory Council giving certain information in amplification of the letter at "C", based on the data supplied in your NOC/5112 of 4 June 46.

2. You are directed to prepare a suitable draft reply to the letter at "A" for despatch by the Supreme Allied Commander to the Chairman in Turn of Rotation of the Advisory Council.

3. The draft letter should give details of the action taken in respect of each of the vessels and items of property listed in the Annexure to Dr. Smodlaka's letter of 5 June (or referred to in his subsequent letter.)

4. In the cases listed by Dr. Smodlaka, which have already been referred to you and in which the Jugoslav claim has been rejected, the reasons for rejection should be clearly stated.

5. Cases which Dr. Smodlaka raises for the first time in one or other of the enclosed letter, should be taken up without delay with the Italian Government with a view to restitution, provided that such action is considered by you to be justifiable under the terms of

321a

see 318a
328b

p.t.o.

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Declassified E.O. 12356 Section 3.3/NSD No. 785015

the Armistice or the Memorandum Concerning Liberated Ships and in Law. Statement of the action taken will be included in the draft letter.

6. In view of the fact that the most highly qualified legal advice now obtainable in the theatreis that which is available to you, the draft reply should be based upon your interpretation of the Armistice Terms and Memorandum Concerning Liberated Ships and of international and maritime law.

In the event of any question arising, the solution of which is in your opinion beyond your competence, it should be referred to this Headquarters for onward transmission to the Combined Chiefs of Staff or to the British Admiralty who act as their agents and a statement to that effect should be included in the draft reply.

7. It should be noted that the statement made in Item 2 of the comments attached to the Chief of Staff's letter at "C" was intended to refer to the particular question of the restitution of sunken shipping involving salvage and not to the restitution of other property.

8. The draft letter should be accompanied by a covering letter to this Headquarters giving the material for a brief for the Supreme Allied Commander explaining any points which require clarification.

9. In regard to para 3 of Dr. Smodlaka's letter at "A", you should report to this Headquarters, as early as possible and independently of the draft letter referred to above, what action has been taken in regard to the request for permission for Jugoslav representatives to visit ports in Italy to search for shipping alleged to belong to Jugoslavia. If the matter is still under consideration your recommendations should be forward d to this Headquarters.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

/S/ ??
A.L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

Incls as above:

2063

Certified true copy:

321a

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 22 REC'D C.C

HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref: 9008/20

20 July 1946

My dear Dott. Prunas,

I refer to your letter 6/2459/370 dated June 20, 1946 regarding the disposal by the Jugoslav War Booty Commission in Venezia Giulia of the iron scrap at Gorizia airfield.

I am directed to inform you that the question of the disposition of disputed War Booty in Venezia Giulia of which the iron scrap at Gorizia forms part, remains under discussion with the US and British Governments.

No claims will be entertained from the Jugoslav Authorities for the removal of property which is still sub judice.

Yours Very Truly,

Brigadier,
Act/ Executive Commissioner.

Dott. R. Prunas,
Secretary General,
Ministry of Foreign Affairs,
Italian Government,
R o m e.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

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JUL 2 0 RECD

C. Comm

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5; 910.31

19 July 1946

SUBJECT: Italo - Yugoslav Fishing Agreements.

TO : Chief Commissioner,
Allied Commission, APO 794.

1. In response to a request from CinC Med the Flag Officer Liaison Italy has supplied the following information as to the agreements governing fishing rights which were concluded between the Italian and Yugoslav Governments.

2. The information is passed t o you, without comment as to the legality of the views expressed, in case it is not already in your possession.

3. Agreements signed between Italian and Yugoslav Governments at BRIONI 14th Sept 1921 and NETTUNO 28 July 1925 established fishing rights:-

(A) Along the Dalmation Coast inshore of CHERSO between FIUME and ZARA.

(B) Between KORCULA and LAGOSTA.

(C) Off BELAGOSA

1020/c

. The fall of Austrian Empire having rendered null Italo-Austr ian Agreement of GORIZIA (1884) normal international regulations are considered to govern fishing in those parts of ADRIATIC not stated in Para 3 e.g. fishing by another nationality forbidden in territorial waters. A Yugoslav law of 30th March 1922 fixed the limit of Yugoslav territorial waters at 6 miles from the coast.

4. It is understood that the Yugoslav Representative on the Advisory Council for Italy has informed you that his Government considers the Agreement in para 3 lapsed on the declaration of war between Italy and Yugoslavia. The Italian Government maintains that the Agreements are thereby suspended and have not lapsed.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

D Kerr
-Major

for K. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

CC Distribution
- Ch Commr
Ex. Com.

(320) see (335)

No action required per CC.

0940

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cables transferred
to file cc 3753

6906

(319)

0941

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

CC

COPY

JUL 18 1946

Ref. : 591/480/EC

16 July 1946.

My dear Mr. Minister

Thank you for your letter no. 22123/45 dated 5 July 1946 enclosing a copy of your letter no. 15/21645/198 addressed to the United States and British Ambassadors.

It is of great interest and I trust that the two Governments will take action.

Yours very truly

/s/ Ellery W. Stone
/s/ ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1029/2

Dr. Alcide De Gasperi
Minister of Foreign Affairs,
Italian Government
Rome

Copy to AMG Venezia Giulia

2059

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0942

Declassified E.O. 12356 Section 3.3/NND No. 785015

Chief Commissioner.

Attached is submitted for ~~signature~~ approval / information

MS 15/7

Declassified E.O. 12356 Section 3.3/NND No. 785015

1

Secret

Prot. UI/752970/C

Rome, 14th July, 1946.

Previous source has confirmed attempt on Marshal Tito. Event occurred at Scoplie near Belgrade during inspection of his personal guard. Young 23 year old assassin has been hung. Condition of Marshal improved.

2.

Ex Comm.

For information and any action you wish to take to inform A.F.H.Q. Information previously passed to you, has been passed by us to AHQ. (Intelligence), Caserta.

15 July 46.

KB.
AFSC.

1020/ac

3.

Ex Comm.

Ref mins 1 and 2. Have you any previous info on this subject, please.

AWK 15/7

2058

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Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
APO 794
Office of the Chief Commissioner
++++++++++++++++++++++++++++++++++++

Ref: 9008/168 /BD.

12 July 1946.

My dear Dott. Prunas:

With reference to your letter No.18702/34 of 4 June 1946 regarding the sports, etc. equipment of the Former Fascist University group of Trieste, the following information has been received from AMG Venezia Giulia.

(a) G.U.F., Trieste changed its Headquarters several times and was last located in the Casa del Popolo. After 25 July 1943 this building was occupied consecutively by Republican Fascists, Germans and Yugoslavs, and the furniture was probably removed by the Germans or Yugoslavs.

(b) No property answering to the description quoted under the above reference can be traced in the War Booty Lists, but it is not known what items are included in the description "other material".

If further particulars, including the location of the equipment could be given, further enquiries will be made.

Very truly yours,

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dott. R. Prunas,
Secretary General,
Ministry of Foreign Affairs,
Italian Government,
ROME.

2057

316

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY:

ec

Jugoslav Delegation
To the Advisory Council for Italy

Br. 998/46 11 July 1946

SUBJECT: Oeuvres de Montesquieu, edition 1758; restitution.

TO : H.Q.A.C.
Liaison Division.

1 During the Italian occupation of Dalmatia the Italian Commissar of the Jugoslav State's Bank "Drzavna Hipotekarna Banka" Split, Francesco BARI took with him 2 volumes of:
Oeuvres de Montesquieu, edition 1758.

2 Application is made herewith that necessary steps be taken for restitution of the books.

FOR THE JUGOSLAV REPRESENTATIVE:

S/ Codomil Veljacic, Secretary
Jugoslav Delegation A.C.I.

See 376

2056

Certified true copy.

3159

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 2221/268/BO.

10 July 1946.

My Dear Mr. Prime Minister,

I enclose for your information five copies of a list containing the names of 3392 Italian citizens who have been allegedly deported to Yugoslavia.

Copies of this list have been sent to the appropriate Allied Authorities.

Yours Very Truly,

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1020/ca

Dr. Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
Rome.

2055

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Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 5609/260/RG.

10 July 1946.

Dear Dr. Smodlaka,

With further reference to my letter No. 5609/206/RG dated 12 June 1946 on the subject of Italian fishing vessels seized in the Adriatic. (300)

I now enclose a list containing the names of the boats together with the names of 9% of the crews.

If the facts stated in the above-quoted letter are true I would be grateful if you will kindly inform your Government in order that these ships and their crews may be repatriated without delay.

Yours Very Truly,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1020/a

Dr. Sloven J. Smodlaka,
Deputy Representative of Yugoslavia to the
Advisory Council for Italy.

Copy to:- AFHQ for G-5 Section,
POLAD 'A'
POLAD 'B'
Navy Sub-Commission

2054

(314)

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ref. 591/480/SC

16 July 1946

My dear Mr. Minister:

Thank you for your letter no. 22123/45 dated 5 July 1946 enclosing a copy of your letter no. 15/21645/198 addressed to the United States and British Ambassadors.

It is of great interest and I trust that the two Governments will take action.

Yours very truly,

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Alcide De Gasperi,
Minister of Foreign Affairs,
Italian Government,
Rome.

2053

Surplus 1020/6

Declassified E.O. 12356 Section 3.3/NND No. 785015

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5; 902.32 31 July 1946.

SUBJECT: Removal of Machinery.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Receipt of Dr. Smodlaka's letter Pov. Br. 792/46 of 22 July is acknowledged. The matters complained of are under investigation and a further letter will be addressed to you in due course.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

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Declassified E.O. 12356 Section 3.3/NND No. 785015

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 912.30R 31 July 1946.

SUBJECT: Jugoslav War Booty in Venezia Giulia.

TO : Chief Commissioner,
Allied Commission,
APO 794.

1. Receipt of Dr. Smodlaka's letter Pov. Br. 791/46 of 22 July is acknowledged.

2. 13 Corps is being asked to report on the matters complained.

3. A further letter will be addressed to you when the investigation has been completed.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A. L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

Declassified E.O. 12356 Section 3.3/NND No. 785015

FIRST ENDORSEMENT to Jug. Delegation to ACI, Pov.Br.791/46 ltr of 22 July 46 — 23 July 1946.

SUBJECT: Jugoslav War Booty in Venezia Giulia.

TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

1. Forwarded.

2. It is believed that the subject matter of basic communication has been brought before meetings of the Joint Economic Committee at Trieste.

/s/ ELLERY W. STONE
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Declassified E.O. 12356 Section 3.3/NND No. 785015

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TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

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ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

6706

Declassified E.O. 12356 Section 3.3/NND No. 785015

23 July 1946.

SUBJECT: Jugoslav Requests for Extradition.

TO : G-5 Section, Allied Force Headquarters.

1. The Jugoslav representative on the Advisory Council for Italy, Dr. Sloven J. Smodlaka, called on me today and made the following statement:

"In Italy there are many Jugoslav traitors whose extradition has been agreed by the Governments of the United States and the United Kingdom. The Allied military authorities were informed by their Governments that the Jugoslav Delegation is authorised by the Jugoslav Government to collaborate with the Allied Authorities in Italy in these matters.

"The extradition of Jugoslav traitors is proceeding very slowly. I therefore think that it would be very useful if I and some representatives of our Delegation might have a conference with the competent representatives of AFHQ in order to discuss the questions regarding the extradition of Jugoslav traitors.

"Would you be so kind as to inform AFHQ about my suggestion and to forward their reply to me?"

2. Will you advise me what reply should be given to Dr. Smodlaka.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

9018

Copy to CA Section

1620/K

Declassified E.O. 12356 Section 3.3/NND No. 785015

23 July 1946.

SUBJECT: Jugoslav Requests for Extradition.

To : G-5 Section, Allied Force Headquarters.

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"Would you be so kind as to inform AFHQ about my suggestion and to forward their reply to me?"

2. Will you advise me what reply should be given to Dr. Smodlaka.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

2017

Copy to CA Section

0955

Declassified E.O. 12356 Section 3.3/NND No. 785015

FIRST ENDORSEMENT to Jug. Delegation to ACI ltr Pov.Br.792/46 of 22 July 46. 23 July 1946.

SUBJECT: Evacuation of machines and industrial materials from Zone "A" Venezia Giulia into Italy.

TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

1. Forwarded.

2. It is believed that the subject matter of basic communication has been brought before meetings of the Joint Economic Committee at Trieste.

/s/ Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

9076

Smith
1030/11

Declassified E.O. 12356 Section 3.3/NND No. 785015

FIRST ENDORSEMENT to Jug. Delegation 23 July 1946.
to ACI ltr Pov.Br.792/46 of 22 July 46.

SUBJECT: Evacuation of machines and industrial materials from Zone "A" Venezia Giulia into Italy.

TO : Supreme Allied Commander, Mediterranean Theater, Allied Force Headquarters.

1. Forwarded.

2. It is believed that the subject matter of basic communication has been brought before meetings of the Joint Economic Committee at Trieste.

/s/ Emery W. Stone
EMERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 9009/EC

27 July 1946

SUBJECT: Restitution by Italian Government of Jugoslav Property

TO : G-5 Section, AFHQ.

1. Reference your G-5 912.23-1 dated 20 July 1946.

2. Immediate action is being taken in regard to the compilation of a report on the facts of this matter and to the preparation of a suitable draft reply to Dr. Smodlaka's letter of the 9th July 1946 for despatch by the Supreme Allied Commander to the Chairman in Turn of Rotation of the Advisory Council.

It will not be possible for this report and draft to be prepared and considered in time for presentation at the next meeting of the Advisory Council on August 2nd.

I enclose draft of an Interim reply, concurred by my American and British Political Advisors, which I suggest should be despatched by the Supreme Allied Commander to the Chairman in Turn of Rotation of the Advisory Council.

/s/ ELLERY W. STONE
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Encls. as above

Copy to: Poled A.
Poled B.
Navy S/C
V. Cas. (for Legal S/C)

9011

Spares
10 20/46

0958

Declassified E.O. 12356 Section 3.3/NND No. 785015

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

27 July 1946

Ref. : 9009/SC

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AFHQ.

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/s/ ELLERY W. STONE
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Encls. as above

Copy to: Poland A.
Poland B.
Navy S/C
V. Cas. (for Legal S/C)

Declassified E.O. 12356 Section 3.3/NND No. 785015

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Office of the Chief Commissioner
APO 794

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/s/ HILARY W. STONE
HILARY W. STONE
Rear Admiral, USNR
Chief Commissioner

Encls. as above

Copy to: Polad A.
Polad B.
Navy S/C
V. Cas. (for Legal S/C)

2072

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

~~S~~SECRET

G/2541

FX 51172
Oct 31132

Oct 010930
PRIORITY

AFHQ SIGNED SACMED

MAIN 13 CORPS INFO ALCOM ROME

SECRET.

Ref yout I 209 of 22 October and I 225 of 27 October from 13 CORPS not to ALCOM. Members of former Royal Jugoslav Military Mission are not allied military personnel and are not exempted from jurisdiction of allied military courts.

Neither the Mission nor the Army to which these persons claim to belong have any recognised status.

1020/cc

Distribution

INFO ACTION : Disper s/c
Info Chief Commr
Civ Affairs Sect
Legal s/c
File 2
Float

9041

F54358 Mar 94

See

1020/cc

0961

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRETARIAT

ADVISORY COUNCIL FOR ITALY

Rome, July 9, 1946

The Secretariat has the honor to transmit herewith copy of

1/ a letter addressed to SACMED by Dr. Sloven J. Smodlaka, Chairman in turn of rotation of the Advisory Council for Italy.

1020/10

Enclosure:

Letter dated July 9, 1946.

2040

REAR ADMIRAL ELLERY W. STONE

Chief Commissioner

Allied Commission

Rome.

313

Copy

Rome, 9 July 1946

in 802/CC

92

Sir,

The Advisory Council for Italy with the letter addressed to you from Mr. John L. Goshie as Chairman in turn of rotation of the Advisory Council for Italy on June 12, 1946, requested a report on the facts presented in the enclosure to the letter of June 5, 1946 from the Jugoslav Representative on the Advisory Council for Italy addressed to Rear Admiral E.W. Stone, Chief Commissioner of the Allied Commission. Brigadier General A.L. Hamblen replied by his letter dated 21 June 1946, but it is regretted that his letter did not contain the requested report on the facts presented in the enclosure to the above mentioned letter from the Jugoslav Representative to Rear Admiral Ellery W. Stone.

312

I therefore have the honour to forward to you, enclosed herewith, a copy of that letter and of the enclosure to the same, as contained in the minutes of the 53rd meeting of the Advisory Council for Italy (page 10-16), as well as two additional statements made by the Jugoslav Representative, one presented at the 53rd meeting of the Council and included in the same minutes (page 7-10) and the other made at the 54th meeting of the Council on July 5th. In order to give a complete and up to date review of all claims contained in the statements of the Jugoslav Representative on the Advisory Council for Italy, an adjourned list is added, including the additions and corrections contained in the third statement of the Jugoslav Representative made on July 5, 1946.

In connection with the foregoing I have the honour to solicit again on behalf of the Advisory Council for Italy a report on the facts presented in the enclosure C of this letter.

2099

Sincerely yours,

Dr. Sloven J. Smodlaka
Chairman in turn of rotation
Advisory Council for Italy

Enclosure:

A. Minutes of the 53rd meeting of AC.I.
containing:
a. Statement of the Jugoslav Representative (p. 7-10)
b. Letter to Rear Admiral Stone of June 5th (p.10-16)

Declassified E.O. 12356 Section 3.3/NND No. 785015

(312)

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Dr. Sloven J. Smodlaka
Chairman in turn of rotation
Advisory Council for Italy

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containing:
a. Statement of the Jugoslav Representative (p. 7-10)
b. Letter to Rear Admiral Stone of June 5th (p.10-16)

B. Statement of the Jugoslav Representative at the 54th meeting.
C. Up to date list of claims presented by the Jugoslav Representative A.C.I.

Lieutenant General
Sir W. Morgan, K.C.B., D.S.O., M.C.,
Supreme Allied Commander
Allied Force Headquarters,

Caserta.

See (312) *1050/rc

(313)

Declassified E.O. 12356 Section 3.1/NND No. 785015

312

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In connection with the foregoing I have the honour to solicit again on behalf of the Advisory Council for Italy a report on the facts presented in the enclosure C of this letter.

2090

Sincerely yours,

Dr. Sloven J. Smodlaka
Chairman in turn of rotation
Advisory Council for Italy

Enclosure:

A. Minutes of the 53rd meeting of A.C.I. containing:
   a. Statement of the Jugoslav Representative (p. 7-10)
   b. Letter to Rear Admiral Stone of June 5th (p.10-16)

B. Statement of the Jugoslav Representative at the 54th meeting.
C. Up to date list of claims presented by the Jugoslav Representative A.C.I.

Lieutenant General
Sir W. Morgan, K.C.B., D.S.O., M.C.,
Supreme Allied Commander
Allied Force Headquarters,

Caserta.

See 312 1020/cc

313

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

copy

copy

MINISTERO DEGLI AFFARI ESTERI

22123/45

Rough Translation

Rome, July 5th, 1946.

Dear Admiral Stone,

In the belief that it may interest you, I am enclosing herewith a copy of a letter which I have addressed today to the Embassies of the United States and of Great Britain concerning other outrages committed by the Yugoslav Authorities against the Italians of the Venezia Giulia Zone.

Believe me, dear Admiral Stone,

Very sincerely yours

/s/ DE GASPERI

Admiral W. Stone
Chief Commissioner
Allied Commission - ROME -

2028

312-a

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

MINISTERO DEGLI ESTERI

15/21645/198

Rough Translation

Rome, July 2nd, 1946.

Dear Ambassador,

The President of the "Gruppo Esuli Istriani" of Trieste has informed me that the Jugoslav Authorities in the Venezia Giulia B zone seem to have ordered auction sales of belongings pertaining to the refugees from that zone.

I am informing you of this new Jugoslav outrage asking you to bring it to the attention of your Government for the action they may deem to take in the matter.

Believe me, dear Ambassador

Very sincerely yours

/s/ DE GASPERI

2097

3/2a

Declassified E.O. 12356 Section 3.3/NND No. 785015

5 July 1946

802/cc

95

1. I am very sorry but I am obliged to state that General A.L. Hamblen did not reply at all to the questions put to S.A.C. by the Advisory Council for Italy. Mr. John L. Goshie, as Chairman in turn of rotation of A.C.I., by his letter dated 12 June 1946, addressed to S.A.C. solicited on behalf of A.C.I. a report on the facts presented in the enclosure to the letter of June 5, 1946 from the Jugoslav Representative addressed to the Chief Commissioner of the Allied Commission.

General A.L. Hamblen on behalf of S.A.C., by his letter dated 21 June 1946 did not at all communicate to A.C.I. the requested report on the facts presented in the enclosure to the letter of June 5, 1946 from the Jugoslav Representative addressed to the Chief Commissioner, A.C. General Hamblen repeated essentially the general assertions of General Macleod of 22 May, and mentioned thereafter that the Navy Sub-Commission had informed the Jugoslav Delegation on 31 May, 1946 about the S/S "Jadran", "Kozjak", "Tomasso" and "Vodice" that they were sunk in Greece or had remained in Greece in German hands, and that S/S "Juraj Subic" was sunk in Civitavecchia.

This reply of AFHQ shows that there was no account taken of the letter sent by the Jugoslav Representative to Admiral Stone on June 5th, where it is stated: "Some ships, requested by us at earlier dates, but whose location at the present time is rather quaery, are not contained in the submitted list. We nevertheless retain our right to solicit their restitution again later on", and that of those vessels in para. 1 of S/S Juraj Subic" is quoted as "sunk in Civitavecchia", whereas the restituti "Jadran", "Kozjak", "Tomasso" and "Vodice" are not at all requested for the time being (as long as their exact location is not determined.)

2. Gen. A.L. Hamblen asserts in general that the location of other ships is not known, notwithstanding that in the enclosure of my letter to the Chief Commissioner of June 5th, under "B"Other vessels", I exactly quoted f.e. under No 11, 12, 13, 14, 15, 16 and 26 which Italian authorities or Italian persons are up to date in possession of these Jugoslav vessels, which are floating, and most of them used by the Italians even now.

Art. 15 of the Armistice is clear. Italian authorities are bound to restitute immediately all Jugoslav ships and all necessary repairs have to be effected by the Italian Government at their expense.

Besides that even Gen. A.W.H. Macleod stated explicitly (Para 7 of his Comments): "Ships within the terms of the Liberated Ships Agreement should be returned".

2026

We quoted the exact particulars as regards the actual location of each singular ship, stating in whose hands it is and who is using it. Now it is up to the Allied authorities to investigate the facts thoroughly and to inform us what has been done in order to find out the vessels and to enforce their restitution.

We are asserting f.e. that the S/S "Ucka" (No 11, Annex to the letter to Admiral Stone) has already been salved a year ago and we would like to know why was it not repaired and restituted in good conditions.

S/S "Budimir" (No 12 of the same list) (renamed "Gallo") is actually located at Rimini and used by the Italian Puzzoni Ernesto (Via Sinistra del Porto). The same Puzzoni declared that he was ready to hand over the S/S "Budimir" as soon as he will receive orders to do so. Why are no steps being taken for the restitution of that ship?

(312)

Declassified E.O. 12356 Section 3.3/NND No. 785015

M/V "Vila" (renamed "Ninfa") (No.13) is actually in Venice ,basis of the Arsenal)whereas its motor MAN 6C HF is used in a private Italian workshop.Why is this ship not being returned?

Trawler Br.2 ("Arbe") (No 14) is still used by the Italian Servizio Escavazioni Porti Marittimi,Sezione Autonoma di Venezia,Ministero dei Lavori Pubblici.This vessel was in May 1945 at Grado.We have been informed that the Italian Royal Navy has already authorized its restitution to Jugoslavia,but the Servizio Escavazioni Porti Marittimi,Sezione Autonoma di Venezia has asked instructions from the Ministero dei Lavori Pubblici.The Jugoslav Government demands that the vessel be repaired and tugged up to the Jugoslav port of Susak on expense of the Italian Govt. This trawler Br.2 was never sunk but is used by the Italians.-Gen.MacLeod stated in his Comments,Para 4:"Art.15 contains only an undertaking to repair ships so far as may be necessary to enable the earlier part of Art.15 to be carried out". It is well known that we do not agree with such restricted interpretation of Art.15 of the Armistice. But when even AFHQ do interpret the thing in that way,in basis of what can the Allied Authorities refuse our request that the ship be repaired and tugged in the port of Susak on the expense of Italy?

Trawler Br.4 (Juno) (No 15) is in service of the Servizio Autonomo Escavazione Porti,Venice and it seems that its length was increased for some meters by the Italians.Ing.Somma,Director of the same Servizio Autonomo,declared after the war that the trawler was Jugoslav property. What has been done in order that the vessel be returned?

The Jugoslav tugboat "Bojana" (renamed "Zara") (No 16) is still used by the Italian Ministero dei Lavori Pubblici,Servizio Escavazioni Porti Marittimi.What has been done for the restitution of that boat? Wherefrom has the Ministero dei Lavori Pubblici got the authority to keep still and even to use the Jugoslav trawlers Br.2 and Br.4 and the tugboat "Bojana"?

The Jugoslav Custom Patrol Boats MB 32 and MB 38 were anchored at Bari,Porto Vecchio,on 2 June 1945.The sailors confirmed that the ships were "navi slave". What has been done in order that these ships be returned to us?

3. The a/n are only ships whose exact location has been determined by us.All other ships requested can be found in Italy,only if they will be looked for.Permission should be given to the official representatives of the Jugoslav Government to go around the Italian ports,and we would be able to determine the location of our remaining ships and specially of our complete Custom Ships Fleet (as quoted under No.27,Supplement to the letter to Admiral Stone).Our merchant marine Attache requested in his letter No 26/45 of 8 August 1945,addressed to the Ministry of War Transport,Representative Med.,Navy Houses,Naples,and this Delegation requested again on 4 June 1946,Ref.Br.767/46 from U.N.R.R.A.,Navy Sub-Commission,for permission that our specialists may visit the Italian ports in order to find out the Jugoslav ships there,but this our request has not yet got a favorable solution.

4. We are correcting herewith some of our informations as given in the letter to Admiral Stone: (a) S/S"Bistrica" (No 16);we have been informed on 7 June that she was sunk in the S.Benedetto del Tronto port, and we want to transfer it herewith into our list of sunken ships,which the Italian Government is due to salve and repair.(b) S/S "AVALA"(No 19); we are withdrawing our request,since we have been informed on June 7th, that it had remained in Greece.(c) We also beg to cancel from the restitution list the request concerning the "Machines and materials of the "Somma" factory,since the Jugoslav Government is requesting it under an other title.

312

Declassified E.O. 12356 Section 3.3/NND No. 785015

5. I cannot understand how is it possible to say (in the letter of 21 June 1946) that:"Except on matters which appear to be largely irrelevant to the matter under discussion the Armistice Terms do not deal with restitution of National Property". The fact that Art.33(A) of the Armistice is conveying the power of discretion to S.A.C. to issue to the Italian Government any whatsoever orders deeming appropriate to him,as restitutions are concerned,does not demonstrate at all that the Armistice does not contain any decisions regarding restitutions,but,in the contrary, that the question of restitutions has been resolved fully in interest of all the United Nations.It is also difficult to consider as irrelevant the special regulation contained in Art.19 dealing with the restitution of ships.Besides all that,Art.9 of the new draft of the Armistice Terms foresees restitutions explicitly in the Armistice Status.

It is a principle of the International Law that restitutions be settled already by the Armistice Terms and not be left for the Peace Treaty;that property has to be restituted in good conditions and that the expenses of the restitution be always settled simultaneously with the restitutions. The principle that property has to be restituted in good conditions is contained explicitly in the Armistice Terms for Rumania,Hungary and Bulgaria. The restitution must comprize salving and repairing of ships. There is not one instance in the actual international practice that the expense of the restitutions are being included in the reparations. The costs of restitution are decided together with the restitutions everywhere,not this not by the Peace Treaties but already in the Armistice Terms.

In basis of Art.15,23 and 33,S.A.C. has the power to enforce Italy's paying all the costs of restitution,among others the costs of salving and repairing ships too. Besides that,Art.9 of the new Armistice draft is foreseeng explicitly that the costs of the restitutions will be charged to Italy.

It therefore results clearly that the Italian Government is obliged to restitute all Jugoslav property on its own expense and that salving and repairing ships has to be included in the costs of restitution.

Our requests for restitution,made up to date, are contained in the letter sent to Admiral Stone on June 5th,with short informations and referenced numbers and dates. Until Italy has not satisried our requests for restitution,she has not complied with the Armistice Terms in relation to Jugoslavia. Gen Macfeod,in para 2 of his Comments,admitted that the Allied authorities in Italy did not issue orders to the Italian Govt. to comply with the Jugoslav requests for restitution.As it is so,this means that the Allied authorities in Italy are responsible for the non-accomplishment of the restitutions due to Jugoslavia,because they have not issued orders to the Italian Government to restitute the looted property to Jugoslavia.According to all this,we consider as perfectly correct our proposal that the Advisory Council for Italy may recommend to S.A.C. to take necessary steps in order to bid the Italian Government to restitute all the property requested by Jugoslavia.

6. With reference to all above mentioned I remain by the last decision of A.C.I. and am asking that it be requested again from S.A.C.,that a report be given about all items presented in the enclosure to the letter Pov.br.608/46 of 5 June 1946 from the Jugoslav Representative on the Advisory Council for Italy adressed to the Chief Commissioner of the Allied Commission. After SACMED will be in possession of the completed investigation of facts presented by us,as regards each singular of our requests for restitution,and particularly as ships listed under 11-16 and 26 are concerned,then it will be clear that we are right in our assertions that the Italian Government and singular Italians are still using Jugoslav property,among which there are many vessels.

312

Declassified E.O. 12356 Section 3.3/NND No. 785015

7. Finally I have to inform the Council that the Navy Sub-Commission, with its letter Ref.NSC/5159 of 24 June 1946 requested the views of the Jugoslav Representative as regards the removing of the sunken ship "Jugoslavia" from the harbour of Leghorn, since it was obstructing the entrance to the port. I replied that instead of destroying the Jugoslav Passenger S/S "Jugoslavia", the duty of the Italian authorities was to salve and repair it. It is obvious that the responsability for further destroying of Jugoslav vessels would fall on those authorities who would issue orders for their blowing up. I cannot believe that the Allied authorities instead of issuing orders to the Italian Government to salve the ship, might give permission for its being destroyed by the Italian authorities. I am insisting on my standpoint that it is the duty of the Italian Government to salve and repair on their expense the Jugoslav sunken ships.

8. I propose that the Advisory Council for Italy may recommend to the Supreme Allied Commander to take necessary steps in order to bid the Italian Government to restitute all property claimed by the Federal People's Republic of Jugoslavia and particularly the Jugoslav sunken ships which should be salved and repaired immediately and on expenses of the Italian Government.

JUGOSLAV DELEGATION (SVM)

2023

(312)

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cable transferred
to file CC 3753

2031

310

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 2 1946

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

Ref. : 2221/266/EC.

1 July 1946.

SUBJECT: List of Italians deported to Yugoslavia.

TO : See distribution below.

With reference to this HQ's list of Deportees dated 2 October 1945, I now forward copies of the revised list for your information and action as necessary.

This list is cross-referenced with the original list dated 2 October and contains additional names, whilst those that have since been repatriated have been omitted.

The Lists now contain a total of ~~2,040~~ 3 392 names.

See (311)

For the Chief Commissioner:

for authy

Alan [signature]
Brigadier,
Executive Commissioner.

DIST: AFHQ for G-5 Section, (5)
AFHQ for office of the Political Advisers
(Forwarded direct at ALCOM Polads request), (16)
British Embassy, (10)
U.S. Embassy, (10)
Dispers. (5)

Internal

Chief Commissioner
Polad 'A'
Polad 'B'

2030

See (331) (332)

(309)

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUL 2 1946

THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

AMERICAN EMBASSY,
Rome, Italy, June 28, 1946.

Dear Admiral Stone:

With reference to Brigadier Lush's letter of 14 June (reference 5602/143/EC), concerning the Italian motor schooner "S. Giorgio Z.", I take pleasure in enclosing for your information copy of a note to the American Embassy in Belgrade on this subject. 301 a

Sincerely yours,

David McK. Key,
Charge d'Affaires a.i.

Enclosure:

copy of note to
American Embassy,
Belgrade.

CC: British Embassy, Rome

9699

Rear Admiral Ellery W. Stone, USNR,
Chief Commissioner,
Headquarters, Allied Commission,
ROME.

cc-Polad A
Polad B
Navy S/C
Ex Comm

3080

The American Embassy in Rome presents its compliments to the American Embassy at Belgrade and has the honor to request the latter, if no objection is perceived, to take up with the Yugoslav Government the following matter which is believed to involve an Allied Commitment with respect to the occupation of Venezia Giulia:

Through the Allied Commission, the Italian Minister of Foreign Affairs has requested that the approval of the Yugoslav Government be obtained for the removal to Trieste for completion of the Italian motor schooner "S. GIORGIO Z", now in dry deck in Rovigno for repairs required before launching. The Italian Ministry of Foreign Affairs has pointed out that the critical situation of the Italian merchant fleet makes it particularly desirable that authorization be obtained as soon as possible for the launching of the "S. GIORGIO Z" and her transfer to Trieste for final equipment.

2028

Declassified E.O. 12356 Section 3.3/NND No. 785015

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2028

Declassified E.O. 12356 Section 3.3/NND No. 785045

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ROME, June 27, 1946.

cc - Department
British Embassy, Rome
Allied Commission, Rome ✓

308

308a

Declassified E.O. 12356 Section 3.3/NND No. 785015

Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher cable transferred to file CC-3753

9097

308

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET

File No: CC 1030 25 June 1946.

SECRET

MEMORANDUM TO: The Chief of Naval Intelligence.

Subject: Jugoslav acts of Piracy in the North Adriatic.

1. A copy of CNI's memorandum of 2 May, subject as above, having been furnished the Naval Sub-Commission of the Allied Commission, the following information is forwarded to supplement paragraph 4 of the above-mentioned memorandum:

2. Since the chain of command of the Allied Commission is from the Chief Commissioner to SACMED and from SACMED to the Combined Chiefs of Staff, the first reports of seizures of Italian vessels by Jugoslavs were forwarded to AFHQ. On 25 August 1945 AFHQ directed that future cases should be handled by the Italian Government directly with the Jugoslav member of the Advisory Council for Italy. (Jugoslavia does not maintain diplomatic relations with the Italian Government. Its senior representative in Italy is the Jugoslav member of the Advisory Council for Italy whose duties are restricted to advising SACMED on matters coming within the scope of the Allied Commission.) Allied Commission protested the AFHQ ruling of 25 August on the ground that the Italian Government has no official relationship with Jugoslavia and recommended that the appropriate diplomatic channel to the Jugoslav Government should be via the United States and British Embassies in Rome.

3. However, on 8 December 1945 the United States Ambassador to Italy advised that the State Department supported the original AFHQ ruling that such matters should be handled through the Jugoslav representative on the Advisory Council for Italy, and on 13 January 1946 the British Ambassador concurred. Subsequent incidents were therefore handled in this manner except for those cases occurring within the immediate Venezia Giulia area which continued to be handled through the Embassies. All cases were notified to AFHQ for information.

4. AFHQ did not take action until the case of SALPA, a vessel on voyage under AMG auspices between two ports in Allied occupied territory, and, as stated in the above-mentioned CNI memorandum, representations were made to the Combined Chiefs of Staff in NAF 1133 dated 26 April. AFHQ's recommendation, however, was that the matter should be handled through diplomatic channels.

5. Following the dispatch of NAF 1133 and on representations of the Allied Commission, an anti-piracy patrol in the North

SECRET

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET

File: CC 1020 25 June 1946.
Subject: Jugoslav acts of Piracy in the North Adriatic.
- -

Adriatic was instituted by CinCMED by signal of 1 May 1946, copy forwarded as Enclosure (A).

6. Subsequently, based on further Jugoslav activities, SACMED on June 18th dispatched a further signal, NAF 1158, copy of which was sent to Whitehall for the British Chiefs of Staff. For security reasons a copy of this signal cannot be forwarded with this letter, but if you desire to know the latest developments during the course of the meetings in London, I feel sure the Admiralty will be glad to obtain a copy from the British Chiefs of Staff for you.

/s/ Ellery W. Stone,

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Enc.(A) - Copy CinCMed 011345 May 46.

2025

301

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUN 25 RECD

C/C

FX 68165 CITE NACEG, REFER W-92045 OF 21 JUNE CURRENT
JUNE 241217-B

B/4170
JUNE 25 1045

ROUTINE

SIGNED COMGENMED

AMAR WASHINGTON

INFO: AICOM ROME

SECRET

SECRET

SEE OUR CABLE FX 67781 DATED 16 JUNE 1946 AND PENDING CONFIRMATION REFERRED TO IN PARAGRAPH FOURTH REQUEST YOU DISREGARD FIGURES QUOTED IN AICOM CABLE 3681 OF 15 JUNE 1946.

2. FURTHER DETAILED REPORT HAS BEN CALLED FOR, AND, CONFIRMATION OF OR AMENDMENT TO FIGURES GIVEN IN FX-67781 WILL BE ADVISED YOU EARLIEST.

1030/c

AC DIST

INFO:ACTION: ECON 2

INFO : CHIEF COMMR

FOOD - AGRIC

C.A.S.

FILE

SKELETON

2004

SECRET

This cable refers to V-G food situation

306

Declassified E.O. 12356 Section 3.3/NND No. 785015

C 50060

JUNE 221206B

H/4108

JUNE 230930B

ROUTINE

AFHQ G -5

MAIN 13 CORPS ,INFO: ALCOM ROME

UNCLASSIFIED:

1. Original complaint by Italian Ministry of Foreign Affairs received under Alcom reference 9009/EC 11 March 46 stated quantities of copper removed 12,10 349 kilos and named owners as Ufficio Impianti Elettrici e di Segnalamenti of Trieste. Date of removal stated to be 23 August 45.(Reur 055917 June 46).

2. If these facts are established Jugoslavs should be asked to replace the copper with a like quantity.

3. Alternatively and only if method recommended in para 2 above fails Jugoslavs should be asked to set aside and equivalent amount of copper if such is available from their agreed War Booty.

4. It is presumed that the War Booty Committee did not agree to the removal of the 12100 kilos of copper.

2023

AC DIST

INFO ACTION - EX COMMR 2

INFO - CHIEF COMMISSIONER

FILE

FLOAT 2

305

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

JUN 24 RECD

Ref. : 9008/EC.

21 June 1946.

SUBJECT: Iron Scrap - Gorizia.

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

NOT ATTACHED

The attached copy of letter No. 6/2459/970 dated 18 June from the Italian Ministry of Foreign Affairs is forwarded to you for any action that you consider necessary.

For the Chief Commissioner;

A. W. Kniselv.

Brigadier,
Executive Commissioner.

1020/a

2692

3046

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC

HQ ALCOM CITE ACBRC 201615JUNE 1946

A.F.H.Q.

3797 SECRET

MY SIGNAL NUMBER THREE FIVE NINE EIGHT OF ONE ONE JUNE TO YOU REPEATED PD QUOTE PD THREE FIVE NINE EIGHT PD REFERENCE YOUR UNNUMBERED LETTER OF ONE ZERO JUNE ON YUGOSLAV PIRATICAL ACTS AND PARAGRAPH SIX OF ENCLOSED SIGNAL TO CHARLIE CHARLIE SUGAR PD THIRD VESSEL SHOWN AS WICKOVA ROJINA SHOULD READ NUOVA ROSINA PD SEVENTH VESSEL SHOWN AS AMERA SHOULD READ AMBRA PD NINTH SHIP SHOWN AS GORSORA SHOULD READ GORGONA PD UNQUOTE PD

1020/cc

2021

IMMEDIATE

Office of the Executive Commissioner

NICHOLAS PIOMBINO
CWO USA
Asst Adjt

371 A. W. Kilroy

304a

Declassified E.O. 12356 Section 3.3/NND No. 785015

19 June 1946.

Dear Dr. Prunas:

Thank you for your letter of 11 June 1946, No. 766 Segr. Pol., and for the two copies of the monograph entitled "Italy and Albania" which you enclosed with your letter.

2996

Very sincerely,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Renato Prunas,
Secretary General,
Ministry of Foreign Affairs,
Rome.

9020

304

0985

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

COPY

MINISTERO DEGLI AFFARI ESTERI

Rough Translation

Rome, June 18th, 1946. 6/2459/970

My dear Admiral Stone,

according to information, it appears that some members of the War Booty Yugoslav Commission in Venezia Giulia have requested that the iron junk of Gorizia airfield hangars, at present under the care of the S.A.F.OG. concern, be handed over to them. The Allied Authorities in Gorizia have rejected such claim stating that in order to have this material removed a special authorization should be issued by the appropriate Allied Authorities in Trieste.

In bringing this question to your kind attention, I would greatly appreciate if you could approach on the matter the competent offices in Trieste with a view to having the Yugoslav claim discarded, in compliance with the general provisions already imparted on Allied side, to which refers your letter N.9003/120/EC dated 14 March 1946.

Believe me, my dear Admiral Stone,

Very sincerely yours,

/s/PRUNAS

1020/a

Admiral W. Stone
Chief Commissioner
Rome

9019

3030

See also 238 a
304 a

Declassified E.O. 12356 Section 3.3/NND No. 785015

cc

HEADQUARTERS ALLIED COMMISSION

Office of the Chief Commissioner

APO [redacted] 794

Ref: 5609/205/EO.   18 June 1946.

My dear Mr. Prime Minister:

I have to thank you for your letters No. 3/547 dated 20 May and No. 41/17704/31 dated 26 May regarding acts of piracy against Italian fishing vessels in the Adriatic.

This matter has been referred to the Allied Authorities who have already taken action.

Under cover of their letter No. 2043/UT dated 31 May to the Naval Sub-Commission, your Ministry of Marine give a list of ten ships captured by a Yugoslav minesweeper on 19 May whilst fishing 7 miles off the islands of the LISSA group.

It appears from enquiries which I have made that the report of the Ministry of Marine refers to the same incident as the subject of your letter of 20 May. The information received from the Ministry of Marine, however, is believed to be more factual.

Yours very truly,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

9619

1020/cc

Dr. Alcide de Gasperi,
President of the Council of Ministers,
Italian Government,
ROME.

Copy to: G-5 AFHQ.
Polad (A)
Polad (B)
Navy Sub-Com.

707

0987

Declassified E.O. 12356 Section 3.3/NND No. 785015

TOP SECRET

SACMED (R) ADMTY
FOLI
COMNAVMED
HQ 13 CORPS

CINCMED
171418

TOP SECRET

In view of the tense situation in VENEZIA GIULIA and in conformity with the precautionary steps being taken by the Army, Naval forces in the North Adriatic have been temporarily increased to the following, under Rear-Admiral KINAHAN, wearing his flag in MAURITIUS. Two cruisers, two destroyers, shortly to be joined by one further British and two United States destroyers, two frigates, three L.S.T.

2. It is intended to maintain a force of approximately this size in that area for the present.

SACMED pass to COMNAVMED and HQ 13 CORPS.

DTG 171418 June

302d

CAW T/S.X SP. 24 GR 170 TOR a.m. 18th WJCB 18.6.46.

DIST:- O - 1, 6, log.

1080/2

0985
Declassified E.O. 12356 Section 3.3/NND No. 785015

Cipher Cable translated
8 Feb 3753

9016

(302 C)

Declassified E.O. 12356 Section 3.3/NND No. 785015

SECRET

CROSS REFERENCE SHEET

Ref. : 591/468/EC 17 Jun 46

Subject : Report on Trieste by It Amb to USSR

To : AFHQ G-5

From : Knisley (Forwarding of FA ltr of 6 Jun 46 and Amb Report)

----SEE 576 in 1008/CC----

SECRET

2015

302c

Declassified E.O. 12356 Section 3.3/NND No. 785015

2C

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

JUN 17 REC'D

15 June 1946.

Ref. : 9008/156/20

SUBJECT: Sports Equipment formerly belonging to the fascist University groups - Trieste.

TO : SCAO
Venezia Giulia.

I enclose a copy of letter No. 18700/34 dated 4 June from the Italian Ministry of Foreign Affairs on the a/q subject. (295a)

Will you please investigate this request and advise this HQ in order that a reply may be sent to the Ministry of Foreign Affairs.

By Command of Rear Admiral Stone:

A. W. [illegible]
Brigadier,
Executive Commissioner.

2011

(302b)

Declassified E.O. 12356 Section 3.3/NND No. 785015

CC. 15

JUN 17 REC'D

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

Ref. : 9008/155/SD

15 June 1945

My dear Dr. Prunas,

I have to thank you for your letter No. 18702/34 dated 4 June on the subject of the disposal by the Venezia Giulia War Booty Committee of Sports Equipment belonging to the former fascist University group.

I have referred this matter to the appropriate authorities and will advise you of their reply in due course.

Yours very truly

N. W. HIND-SMITH

Brigadier,
Executive Commissioner.

Dr. R. Prunas,
Secretary General,
Ministry of Foreign Affairs,
Rome.

9013

2024

0992

Declassified E.O. 12356 Section 3.3/NND No. 785015

C C

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

JUN 17 REC'D

Ref. : 4215/3/BO.

14 June 1946

My dear Dr. Smodlaka,

I have to thank you for your letter No. Br. 825/46 dated 11 June concerning Yugoslav grazing rights in KRVAV PEC.

I have referred this matter to the AMG, 13 Corps for investigation and I will let you have a reply in due course.

Yours very truly,

N. W. HINDE-SMITH

Brigadier,
Executive Commissioner.

Dr. Sloven J. Smodlaka,
Acting Representative of Yugoslavia,
Advisory Council to Italy

2012

309

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY

Ref. : 5602/143/EC. 14 June 1946.

My Dear Mr. Key,

The Italian Ministry of Foreign Affairs has written to the Allied Commission regarding the launching of an Italian Motor Schooner "S. Giorgio Z".

This vessel is now in dry dock in ROVIGNO under-going repairs and upon being launched, would be taken to TRIESTE for completion.

It would be appreciated if this matter could be referred to the American Embassy in Belgrade with the request that the approval of the Yugoslav Government may be obtained.

Yours Very Truly,

/s/ M.S. LUSH

Brigadier,
Executive Commissioner.

Mr. David McK. Key,
U.S. Charge d'Affairs ad interim,
Rome.

2011

Copy to:-Navy Sub-Commission
POLAD 'A'
POLAD 'B'

301a

Declassified E.O. 12356 Section 3.3/NND No. 785015

E. C. JUN 15 REC

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

Ref. : 4215/2/EC. 12 June 1946.

SUBJECT: Grazing Rights.

TO : S.C.A.O.
AMG Venezia Giulia.

The attached copy of a letter No. Br. 825/46 dated 11 June 1946 from Dr. Smodlaka, Deputy Representative of Yugoslavia to the Advisory Council to Italy, is forwarded.

It would appear, U.S. military forces have prevented the use of KRVAVA PEC as a grazing area for Yugoslav livestock against the Nettuno convention.

Will you please investigate this matter, take any action necessary and advise this HQ in order that a reply may be sent to Dr. Smodlaka.

By Command of Rear Admiral Stone:

A. W. Kniseiy

Brigadier,
Executive Commissioner.

1070/a

9616

301

0999

Declassified E.O. 12356 Section 3.3/NND No. 785015

COPY COPY

Jugoslav Delegation to the
Advisory Council for Italy

Br. 825/46 11 June 1946.

Dear Admiral,

I have the honour to inform you that I have received an urgent instruction from the Government of the Federal People's Republic of Yugoslavia to inform A.F.H.Q. that the U.S. military organs at the frontier have prohibited to the Yugoslav owners of fields, located on both sides of the frontier-line, from Ratece Planica to take their cattle for grazing beyond the old frontier-line between Yugoslavia and Italy to the place called Krvava Peo, giving them the explanation that they had no directions from their Command in this regard. By this measure the grazing of 1340 sheep, 23 horses and 243 cows and oxen is put in question. Grazing of cattle beyond the frontier-line is allowed according to the Ceventions of Rettume that had been made between Yugoslavia and Italy.

In order to avoid the danger threatening considerable part of Yugoslav property due to the attitude of the U.S. Army organs at the border, I take the liberty to entreat you to be so kind as to inform AFHQ, so that appropriate orders may be issued to the competent U.S. Command as urgently as possible.

I will be very grateful to you if you will be so kind as to inform me about the measures which will be taken.

Yours very truly

/s/Dr. Sloven Smodlaka

Dr. SLOVEN J. SMODLAKA
Acting Representative of Yugoslavia
Advisory Council for Italy

301

Rear Admiral Ellery W. Stone
Chief Commissioner
Allied Commission

Declassified E.O. 12356 Section 3.3/NND No. 785015

C. C

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO [redacted] 794

Ref. : 5609/206/EC. 12. June 1946.

Dear Dr. Smodlaka,

I have been informed by the Italian Government that on 19 May, ten Italian fishing vessels were seized in the Adriatic and taken to Split and the crews, numbering 110 Italian seamen have not been heard of since.

If this is true it would appear to be a case of Piracy on the High Seas and I would be grateful if you would kindly inform your Government in order that these ships and their crews may be repatriated.

Yours Very Truly,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Dr. Sloven J. Smodlaka,
Deputy Representative of Yugoslavia to the
Advisory Council for Italy.

Copy to:- AFHQ for G-5 Section,
POLAD 'A'
POLAD 'B'
Navy Sub-Commission

300

Declassified E.O. 12356 Section 3.3/NND No. 785015

JUN 10 REC'D

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

SECRET

SECRET

Ref. : 5609/20

8 June 1946.

SUBJECT: Seizure of Italian Vessels by Yugoslavs.

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

Confirming the information signalled to you in accordance with your signal No. FX 67210 dated 4 June.

The list of motor fishing boats captured and their ports of registration is given below.

ANTONIA MADRE	of S. Benedetto del Tronto
LA VITTORIA	" "
NUOVA ROSINA	" "
LYDIA	of Porto Civitanova
LUIGI III	of S. Benedetto del Tronto
AMBRA	of Porto S. Giorgio
GORGONA	of Fano
INTREPIDO	of Fano
S. RITA II	of S. Benedetto del Tronto
PRIMAVERA	of Porto S. Giorgio

The ships were captured between 0200 hrs and 0900 hrs on 19 May whilst fishing about 7 miles from the Islands of the LISSA group. The vessels and their crews were taken to SPLIT.

These details have been given by the MFV S. VICENZO that was also captured when 15 Miles North of the Island of SAN ANDREA and succeeded in escaping while proceeding to SPLIT.

For the Chief Commissioner:

A. W. Knisely.

Brigadier,
Executive Commissioner.

Copy to:- Chief Commissioner,
POLAD 'A'
POLAD 'B'
Navy Sub-Commission

0998