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CO-ORDINATION OF MILITARY & CIVILIAN REQUIREMENTS FOR
LOCAL RESOURCES
JAN. 1945

4040/CC

Office of the
Chief Commissioner

ALLIED COMMISSION

LIST OF PAPERS

File under No. 4041 COORDINATION OF MILITARY & CIVIL REQUIREMENTS
FOR LOCAL RESOURCES

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
1	DO Ltr, Gen Robertson 100/GAO	8 Jan 45	Stone	AFHQ will issue Adm Memo on standard procedure on requisitioning, etc. INCL: Draft Adm. Memo.
2	DO Ltr Stone CC-4040	10 Jan 45	Robertson	Draft Adm Memo being studied by AG.
3	Memo Stone, CC-4040	10 Jan 45	COS, Econ	Review Adm Memo and submit comments.
4	Ltr Stone	31 Jan 45	CAO AFHQ Robertson	Enclosing new draft which we have de- signed to protect Ital civil economy

For Chief Commissioner's file

31 January 1945

My dear General:

On 8 January 1945 you sent me a draft instruction prepared as a result of the discussion at the last meeting of the Industrial Coordination Committee.

We have reviewed this draft very carefully, and it appears to depart in two or three important respects from the type of procedure which we feel is necessary in order adequately to protect the Italian civilian economy.

I have therefore felt it necessary to have a new draft prepared, which embodies the viewpoint of the Allied Commission in this matter. This draft is attached for your consideration.

If you agree that this draft can usefully be the basis for discussion, I suggest that the individuals who worked on the Drafting Committee of the Industrial Coordination Committee be asked to go over the language and produce an agreed draft.

Sincerely yours,

/s/ Ellery W. Stone

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

Lieutenant General Sir Brian H. Robertson Bt.,
KVOB, CB, CM, DSO, MC,
Chief Administrative Officer,
Allied Force Headquarters,
APO 512.

Attachment

cc: COS
Econ. Sec.
CC files ✓

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DRAFT
ALLIED FORCE HEADQUARTERS
APO 512

January , 1945

ADMINISTRATIVE MEMORANDUM)

NUMBER)

CO-ORDINATION OF MILITARY AND CIVILIAN REQUIREMENTS
FOR INDUSTRIAL RESOURCES IN ITALY

1. It is a responsibility of the Supreme Allied Commander to provide for the civil population of liberated territory under his control that which is necessary to prevent disease and unrest. It is his policy to make the maximum use of local resources in providing for the essential civilian requirements.
2. The duty of all ranks of the Armed Forces in the discharge of the Supreme Allied Commander's responsibility to the civil population should be constantly present in their minds. All ranks must, even in the stress of active operations, remind themselves that wherever it is possible to achieve a military object by a choice of means otherwise equal, the method which damages least the essential needs of the civil economy is the method to be preferred and adopted. Care must be taken by the responsible commander that, except in definite emergencies, he neither occupies any premises essential to the civil economy nor seizes or destroys the equipment.

unrest. It is his policy to make the maximum use of local resources in providing for the essential civilian requirements.

2. The duty of all ranks of the Armed Forces in the discharge of the supreme Allied Commander's responsibility to the civil population should be constantly present in their minds. All ranks must, even in the stress of active operations, remind themselves that wherever it is possible to achieve a military object by a choice of means otherwise equal, the method which damages least the essential needs of the civil economy is the method to be preferred and adopted. Care must be taken by the responsible commander that, except in definite emergencies, he neither occupies any premises essential to the civil economy nor dismantles nor removes by purchase or requisition the equipment therein. No raw materials should be removed from any industrial plant without agreement between the military commander and a representative of AC, except in the case of immediate operational needs in Army areas.

3. The following procedure will apply:

- a. The military authority responsible for planning will inform the Allied Commission of the military requirements, which may affect local resources, in the area for which the plan is being made. The extent of these military requirements will be discussed and

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agreed with AG before the plan is adopted. The local resources remaining after agreed military requirements have been met, will be available wholly for civilian use.

- b. The military authority responsible for planning will elaborate his plan in all matters of Allied Commission concern in close co-operation with the Allied Commission's representatives.
- c. In sections for which no definite military plan is considered necessary, instructions defining military requirements, and those civil commitments for which the military assume responsibility, in those sections will be issued by the military authority responsible for planning for the area as a whole if the Allied Commission so desires.
- d. Due consideration will be given to protecting the civil economy by the military commander responsible for the planning. He will indicate in his plan and instructions to implement it the properties reserved definitely for military use, agreed as in para 3 a, and those properties desired ultimately for civil use but which may be temporarily occupied without destructive dis-

considered necessary, instructions defining military requirements, and those civil commitments for which the military assume responsibility, in those sections will be issued by the military authority responsible for planning for the area as a whole if the Allied Commission so desires.

d. Due consideration will be given to protecting the civil economy by the military commander responsible for the planning. He will indicate in his plan and instructions to implement it the properties reserved definitely for military use, agreed as in para 3 a, and those properties desired ultimately for civil use but which may be temporarily occupied without destructive disturbance. In the case of all properties to be used by the military, the probable degree of development by the military and so the estimated period of occupation will be stated in such plan.

e. In the making of the plan and in its execution:

- (1) forward of army or equivalent rear boundaries the decision of the army or equivalent commander in

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(41)

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operational command must rule the immediate situation. Where the decision of the Army or equivalent commander in operational command overrides an objection of AG/AMG, the case may be submitted by AG to the Industrial Coordination Committee for judicial action, in accordance with para f below.

(2) Outside such Army areas, in the event of a conflict between the military and civilian interests, action will not be taken by the military commander until the case has been considered and a decision given by the ICC.

(3) AG/AMG may in particular cases order that situations outside of Army areas are to be ruled by the provisions applying to Army areas.

f. The following procedure will govern settlement of cases where there is a conflict of interest between civil and military requirements falling within the terms of reference of the ICC:

(1) In the event the military has occupied or plans to

between the military and civilian interests, action will not be taken by the military commander until the case has been considered and a decision given by the ICC.

(3) AFHQ may in particular cases order that situations outside of Army areas are to be ruled by the provisions applying to Army areas.

f. The following procedure will govern settlement of cases where there is a conflict of interest between civil and military requirements falling within the terms of reference of the ICC:

(1) In the event the military has occupied or plans to occupy a property that Allied Commission considers essential to the civilian economy, AC may request the responsible Area, District, Base Section or Army Commander to vacate the property or alter the plan, whether urgent operational need has been advanced by the military authority or not. AC will accompany their request with a complete and factual justification.

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- (2) The Area, District, Base Section, Army or equivalent commander will consider the request and every effort will be made to reach a solution satisfactory to AC and the military commander. In the event a satisfactory solution cannot be found, the military commander will return the request to AC with a written statement as to his reasons for being unable to comply with the request.
- (3) AC may then submit the matter to the Industrial Coordination Committee of the Allied Force Local Resources (Italian) Board for adjudication, through any procedural machinery which may be set up by that Committee.

being unable to comply with the request.

- (3) AC may then submit the matter to the Industrial Coordination Committee of the Allied Force Local Resources (Italian) Board for adjudication, through any procedural machinery which may be set up by that Committee.

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EWS/jed

CC 1040

10 January 1945

Chief of Staff:
VP, Economic Section: *(with 3, incs. of both)*

Will you please review the attached draft memorandum and let me have your comments urgently.

HARRY B. STONE,
Rear Admiral, USNR,
Chief Commissioner.

Encls.

- 1 - Ltr fr Gen Robertson fwding draft AFM, Adm. Memo
- 2 - Ltr fr Adm Stone dtd 10 Jan 45

FILES A

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10 January 1945

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① *note*

Thank you for your letter 100/CW of 8 January forwarding a draft AFHQ Administrative Memorandum with regard to requisitioning procedure.

I am having it reviewed by my staff and will communicate with you promptly. In the meantime, thank you for your efforts to assist in this matter.

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ELBERT H. STONE,
Rear Admiral, USNR,
Chief Commissioner.

Lieutenant General Sir Brian H. Robertson St.,
MCW, CB, CBE, DSO, MC,
Chief Administrative Officer,
Allied Force Headquarters,
MC 512.

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Lt-Gen Sir Brian H. Robertson Bt.,
Chief Administrative Officer,
Allied Force Headquarters,
CMF.

100/CAO.

8 Jan. 45.

My dear Admiral.

550
4037/cc → I attach for your comments a draft
instruction prepared in accordance with the under-
taking given to you by Major-General Lewis at the
last meeting of the Industrial Co-ordination
Committee.

Considerable care has been taken here in
the production of this instruction, and its
precise terms have been agreed to by the Heads of
all sections concerned. I hope very much that
you will find it satisfactory to yourself. I
think that it should mark a considerable step
forward along the path which we both wish to
follow.

Yours sincerely,

see (4)

B. H. Robertson

27 Rear Admiral Ellery W. Stone, USN,
Chief Commissioner,
Headquarters,
Allied Commission.

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D R A F TALLIED FORCE HEADQUARTERS
APO 512

January, 1945

ADMINISTRATIVE MEMORANDUM)

NUMBER _____)

CO-ORDINATION OF MILITARY AND CIVILIAN REQUIREMENTS
FOR LOCAL RESOURCES.

1. It is a responsibility of the Supreme Allied Commander to provide for the civil population of liberated territory under his control that which is necessary to prevent disease and unrest. It is his policy to make the maximum use of local resources in providing for the essential civilian requirements.

2. The duty of all ranks of the Armed Forces in the discharge of the Supreme Allied Commander's responsibility to the civil population should be constantly present in their minds. All ranks must, in the stress of active operations, remind themselves that wherever it is possible to achieve a military object by a choice of means otherwise equal, the method which damages least the essential needs of the civil economy is the method to be preferred and adopted. Care must be taken by the responsible Commander that, except in definite emergencies, he neither occupies a premise that is essential to the civil economy nor dismantles or removes by purchase or requisition the equipment therein.

2. The duty of all ranks of the Armed Forces in the discharge of the Supreme Allied Commander's responsibility to the civil population should be constantly present in their minds. All ranks must, in the stress of active operations, remind themselves that wherever it is possible to achieve a military object by a choice of means otherwise equal, the method which damages least the essential needs of the civil economy is the method to be preferred and adopted. Care must be taken by the responsible Commander that, except in definite emergencies, he neither occupies a premise that is essential to the civil economy nor dismantles or removes by purchase or requisition the equipment therein.

3. The following procedure will apply :-

a. Planning.

- (1) The Allied Commission will keep the military authority responsible for planning constantly informed of Allied Commission requirements in the area for which the plan is being made.
- (2) The military authority responsible for planning will elaborate his plan in all matters of Allied Commission concern in close co-operation with the Allied Commission's representatives.

(3) In/.....

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- (3) In sections for which no definite military plan is considered necessary instructions defining military and civil requirements in those sections will be issued by the military authority responsible for planning for the area as a whole if the Allied Commission so desires.
- (4) Due consideration will be given to the Allied Commission's requirements by the military commander responsible for the planning. He will indicate in his plan and instructions to implement it the properties reserved wholly for civil use; those desired ultimately for civil use but which may be temporarily occupied without destructive disturbance; and those which are definitely reserved for military use. In the last category the probable degree of development by the military, and so the estimated period of occupation, will be stated.
- (5) In the making of the plan and in its immediate execution forward of Army or equivalent rear boundaries the decision of the Army or equivalent Commander in operational command is final. Outside such areas final decision rests with AFHQ.

b. Execution of the plan.

properties reserved wholly for civil use; those desired ultimately for civil use but which may be temporarily occupied without destructive disturbance; and those which are definitely reserved for military use. In the last category the probable degree of development by the military, and so the estimated period of occupation, will be stated.

- (5) In the making of the plan and in its immediate execution forward of Army or equivalent rear boundaries the decision of the Army or equivalent Commander in operational command is final. Outside such areas final decision rests with AFHQ.

b. Execution of the Plan.

- (1) In implementing the plan the military commander will make every effort to provide for the planned civil requirements. These planned civil requirements will not be disregarded except for urgent operational reasons.

- (2) The Allied Commission may without interrupting the execution of the plan, inform the Army or equivalent Commander that an appeal will be made against the action being taken contrary to the plan. The procedure for making an appeal will be the same as that given for de-requisitioning in the following

paragraph.

c. De-requisitioning/...

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c. De-requisitioning of occupied property:

In the event the military has occupied or plans to occupy a property that Allied Commission considers essential to the civilian economy, Allied Commission may request the responsible Area, District, Base Section or Army Commander to vacate the property or alter the plan, whether urgent operational need has been advanced by the military authority or not. Allied Commission will accompany their request with a complete and factual justification. The responsible military commander will consider the request. Allied Commission and the responsible military commander will make every effort to find a satisfactory solution. If it is impossible to reach an agreement Allied Commission may forward to AFHQ a complete and factual study with the comment and objections of the responsible military commander. Final decision will be made by AFHQ.

By command of Field-Marshal ALEXANDER.

...and factual justification. The responsible military commander will consider the request. Allied Commission and the responsible military commander will make every effort to find a satisfactory solution.

If it is impossible to reach an agreement Allied Commission may forward to AFHQ a complete and factual study with the comment and objections of the responsible military commander. Final decision will be made by AFHQ.

By command of Field-Marshal ALEXANDER.

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Office of the
Chief Commissioner

ALLIED COMMISSION

LIST OF PAPERS

File under No. 107 PERSONNEL, ALLIED COMMISSION, AUSTRIA

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SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
1	Memo Lush	25 Aug 44	A/CC	Bulk of Austrian CA Personnel will come from AC
2	Ltr G-5 210.3-30 AFHQ	4 Nov 44	ACC	Personnel for AUSTRIA. Officers earmarked. Appendices
3	Ltr AC G-1 Farren	14 Nov 44	G-5 AFHQ	Provision of Co for Austria. Col Henderson & Col Head available
4	Ltr AFHQ G-5	16 Nov 44	HQ AC	Personnel for Finance and Property Control divisions.
4a	Memo COS	28 Dec 44	CC	Gp-Capt Benson i/c AMG, Austria.
5	Memo, COS	2 Jan 45	Pres, CC	Lord Schuster, Br Legal Adviser to Austria AC will visit us.

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