1391

Declassified E.O. 12356 Section 3.3/NND No. 785021

ACC 10000/141/119 ADMINISTRATIVE
OCT. 1943 – FEB.

Declassified E.O. 12356 Section 3.3/NND No. 785021

10000/141/119

ADMINISTRATIVE INSTRUCTIONS ON LOCAL GOV'T
OCT. 1943 – FEB. 1944

1399

Declassified E.O. 12356 Section 3.3/NND No. 785021

ACC/I/14/INT ADMINISTRATIVE INSTRUCTIONS ON LOCAL GOVERNMENT.

No.	PRECIS.	REMARKS.
I/2	Administrative Instr. No 4 by RC, Region L dated 30 Oct 43 - restoring Provincial and Municipal Admn. to a pre-fascist level	
3/4	Appendices to I/2 Ranks and Chart of Organ.	
5/I2	Special Order No 25 by RC Re gion I dated II Nov.43 - appointment of Major , and various councils.	
I3	To Admn. Sec. 7 Dec. 43 sending draft of proposed Admn. Instructions on Local Government to be sent to Region II for issuance to SCAOs in that Region.	
I4	Draft of proposed covering letter with No I3.	
I5/I7 -	Draft proposed Admn. Instructions (Vide No I3)	
2I	Append. B. to I5/I7.	
22	To Lt. P. Harvey 30 Dec. 43 enclosing for imfo. copy of Dft. Amn. Instruction etc.	
23	To Major Bellinger 30 Dec. 43 --- same No 22	
24	Same as No I4.	
25	Same as No 22.	
26/3I	Dft. Official Order (Vide 4/I3)	
32/33	Same as No I7.	
34	To Admn. Sec. 2 Jan.44 asking to be informed as to the position of Amn. Instructions placed brfore them for approval on 7 Dec. 43.	
35	From Col. Spofford D.C.C.A.O. 5 Jan. 44 to Region enclosing Dft. of Admn.Instruction and Appendix A and asking that they be issued on receiptto all SCAOs and shall be put into effect forthwith.	
36/37	Same as No I2	
38 a	To RC. Region II 7 Febr. drawing attention to this S.C's letter of 25 Jan. 44 and enclosing copies of letter and Appendix " A " . As no action had been taken in Salerno Province position asked , as also in other Provinces.	
39/40	Same as No I2.	

Copy Order with amendments deleting all refer ences to AMG for Lt-Col. Spicers interview with Lt. Reale. 15/2/44

Copy handed to Lt Reale for consideration with a view to Decree being made by Italian Govt to ~~apply~~ adopting contents of Order and applying it throughout Restored Territory

15/2/44

46/45

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 March, 1934, n. 385, does not conform to the altered political situation; and

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 3 February, 1915, n. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full; and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances, the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, president of Provincial Administration, and members of the Deputazione Provinciale,

O R D E R

1. The Mayor shall be appointed by the Prefect.

2. The Giunta Municipale shall be appointed by the Prefect.

3. Each Province shall have a President and a Deputazione Provinciale, in addition to a Giunta Provinciale Amministrativa.

4. The President shall be the Head of Provincial Administration and president of the Deputazione Provinciale.

5. The President shall be appointed by the Prefect.

6. The members of the Deputazione Provinciale shall be appointed by the Prefect.

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7. Until such time as the Consiglio Comunale and the Consiglio

Declassified E.O. 12356 Section 3.3/NND No. 785021

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 3 February, 1915, n. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full; and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances, the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, President of Provincial Administration, and members of the Deputazione Provinciale,

O R D E R

1. The Mayor shall be appointed by the Prefect.

2. The Giunta Municipale shall be appointed by the Prefect.

3. Each Province shall have a President and a Deputazione Provinciale, in addition to a Giunta Provinciale Amministrativa.

4. The President shall be the Head of Provincial Administration and president of the Deputazione Provinciale.

5. The President shall be appointed by the Prefect.

6. The members of the Deputazione Provinciale shall be appointed by the Prefect. 3347

7. Until such time as the Consiglio Comunale and the Consiglio Provinciale shall have been constituted, the Giunta Municipale shall be substituted for the Consiglio Comunale, and the Deputazione Provinciale for the Consiglio Provinciale; in addition to which the Giunta Municipale and the Deputazione Provinciale shall retain all other powers normally vested in them by the aforesaid Unified Text of Communal and Provincial Laws of 1915.

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Declassified E.O. 12356 Section 3.3/NND No. 785021

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8. To the grounds for ineligibility established by the Unified Text of 1915 is hereby added the following: No one is eligible for appointment to the office of Mayor, Assessor (member of the Giunta Municipale), President of provincial administration and of the Deputazione Provinciale, or Delegate (member of the Deputazione Provinciale), if he has held an office in the Fascist Party.

9. All other provisions of the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, shall be and remain in full force and effect, to the extent that they are not in conflict with the present order or with special regulations issued or to be issued by the Italian Government.

10. In the application of the provisions of the foregoing articles, and for the solution of general problems of interpretation arising thereunder, rulings may be issued by the Italian Government, which will have the same effect as this order.

Declassified E.O. 12356 Section 3.3/NND No. 785021

1403

Declassified E.O. 12356 Section 3.3/NND No. 785021

File 46/38

HEADQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB COMMISSION

File: ACC/21/Int 7 February 1944

SUBJECT: Administrative Instructions on local government reorganization

TO : ROAC, Region II

1. I would draw your attention to this Sub-Commission's letter of 25 January, 1944, subject heading: Local Government Reorganization.

2. Appendix "A" was sent you simultaneously.

3. I attach copies for your immediate reference of both the letter and Appendix "A".

4. This Sub-Commission's executive officer, Capt M. R. Temple (A), reports that no action has been taken in Salerno Province.

5. I shall be glad to be informed of the position both in Salerno and in other Provinces under your command in this matter.

M. G. B. SNIDER
Lt Colonel
Acting Director
Interior Sub-Commission

Copy for file ACC/45/Int
Copy for file ACC/46/Int

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1404

Declassified E.O. 12356 Section 3.3/NND No. 785021

C O P Y

HEADQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB COMMISSION

25 January 1944

SUBJECT: Local Government Reorganization

TO : Regional Civil Affairs Officer, Region II

1. Reference previous correspondence and to your RCLO's letter of the 11th January (Ref. 2201/33/122).

2. The English translation of the General Order has been considered and revised. The order in its revised (Englis) form has been approved by the Chief Legal Officer and is returned herewith.

3. It will be observed that the names of official bodies appear in Italian. It is felt that the regular use of the proper name will contribute to the desired uniformity and prevent any possibility of the confusion which experience suggests can arise when endeavours are made to give an English equivalent when this may or may not connote some slight difference of meaning.

4. It will be seen also that the text of the order proper reads in the future tense. As we are aware, the present tense is customarily used in Italian statutes and appears in the Italian version of the order. The change has been made in our translation to effect the known equivalent in English form.

5. In a recent interview with SCAO, Foggia Province, he asked for some definition of "office in the Fascist Party" appearing in the last line of para 7 of the order. This subject is dealt with exhaustively in the Directive issued by Operations and Security Intelligence of the 4th December, Ref: "Screening of Italian Officials."

6. It is requested that arrangements shall now be made for the order to be put into effect throughout the Region as soon a possible.

By order to Col CHARLES H. SPOFFARD, SCO,DCCAO.

H. G. D. SPICER
Lt Col
Acting Director
Interior Sub-Commission

C O P Y

3344

46/37

C O P Y

(APPENDIX A - REVISED)

ALLIED MILITARY GOVERNMENT

REGION II HEADQUARTERS

CALABRIA, LUCANIA, and PROVINCE OF SALERNO

REGIONAL ORDER
No. _____

(Date) _____

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 March, 1934, n. 383, does not conform to the altered political situation; and

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 3 February, 1915, no. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full; and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances , the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, Presidents of Provincial Administration, and members of the Deputazione Provinciale;

BY VIRTUE OF the powers conferred on me, I. _____

_____, Region Civil Affairs Officer, do hereby

O R D E R

1. The Mayor shall be appointed by the Prefect, subject to approval of the Allied Military Government.

2. The Giunta Municipale shall be appointed by the Prefect, subject to the approval of the Allied Military Government.

3325

Declassified E.O. 12356 Section 3.3/NND No. 785021

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 March, 1934, n. 385, does not conform to the altered political situation; and

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 3 February, 1915, no. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full; and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances, the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, President of Provincial Administration, and members of the Deputazione Provinciale;

BY VIRTUE OF the powers conferred on me, I. _____

_____, Region Civil Affairs Officer, do hereby

O R D E R

1. The Mayor shall be appointed by the Prefect, subject to approval of the Allied Military Government.

2. The Giunta Municipale shall be appointed by the Prefect, subject to the authorization of the Allied Military Government.

3. Each Province shall have a President and a Deputazione Provinciale.

4. The President shall be the Head of Provincial Administration and president of the Deputazione Provinciale.

5. The President shall be appointed by the Prefect, subject to approval by the Allied Military Government.

6. The members of the Deputazione Provinciale shall be appointed by the Prefect, subject to approval of the Allied Military Government.

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/36

7. Until such time as the Consiglio Comunale and the Consiglio Provinciale shall have been constituted, the Giunta Municipale shall be substituted for the Consiglio Comunale, and the Deputazione Provinciale for the Consiglio Provinciale; in addition to which the Giunta Municipale and the Deputazione Provinciale shall retain all other powers normally vested in them by the aforesaid Unified Text of Communal and Provincial Laws of 1915.

8. To the grounds for ineligibility established by the Unified Text of 1915 is hereby added the following: No one is eligible to the office of Mayor, Assessor (member of the Giunta Municipale), President of provincial administration and of the Deputazione Provinciale, or Delegate (member of the Deputazione Provinciale), if he has held an office in the Fascist Party.

9. All other provisions of the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, shall be and remain in full force and effect, to the extent that they are not in conflict with the present order or with special regulations issued or to be issued by the Allied Military Government.

10. In the application of the provisions of the foregoing articles, and for the solution of general problems of interpretation arising thereunder, rulings may be issued by the Allied Military Government, which will have the same effect as this order.

Distribution:

Regional Civil Affairs Officer

3342

Declassified E.O. 12356 Section 3.3/NND No. 785021

1408

Declassified E.O. 12356 Section 3.3/NND No. 785021

1/0 46/35

HEADQUARTERS
ALLIED MILITARY GOVRNMENT
APO 512

AMG/040.-1/AD/ 5 January 1944.

SUBJECT: Administrative Instructions on Local Government Reorganization.

TO: Regional Civil Affairs Officer, Region 11.

1. Attached Administrative Instructions are for the purpose of securing uniformity of local government organization in Region 11, in line with similiar action already taken in Region 1.

2. They will be issued by you upon receipt to all Senior Civil Affairs Officers in your Region, and shall be put into effect forthwith.

3. Extra copies of the General Order (Appendix A), properly executed by you, in both English and Italian text, will be issued by you, to all Prefects in your Region.

4. Regular meetings of Senior Civil Affairs Officers and of Prefects, as per paragraph 10 of the Instructions, ~~shall~~ be arranged by you, to begin at an early date after issuance of the Administrative Instruction and General Order.

CHARLES M. SPOFFORD,
Colonel, G.S.C.,
D.C.C.A.O.

Incls. (2).
1. Draft of Administrative Instruction.
2. Appendix "A".

3341

Copy to: 15th. Army Group A.M.G.

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1409

Declassified E.O. 12356 Section 3.3/NND No. 785021

Forwarded 46/37
2 Jan Reg II

(F)

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
INTERIOR SUB-COMMISSION

2 January 1944

SUBJECT: Administrative Instructions on Local Government Reorganization, Region II.

TO : Admin. Director.

1. Can I be informed as to the position of the Administrative Instructions placed before you for approval on 7 December 1943?

2. It is noted that Matera Province has not as yet

(A) Citizen members of G.P.A.
(B) A Deputazione Provinciale.

3. If Matera and other provinces in Region II are to be brought into conformity with Region I, early approval and issuance of this Directive in regard to Local Government organization would appear essential. Other matters such as Regional meetings of Prefects (reunioni) are also desirable. The longer the issuance of this Directive is delayed, the greater will be the tendency for Local Government to be delayed in its crystallization and its development of uniformity.

R. G. B. SPICER
Lt. Col.
Deputy Director
Interior Sub-Commission

3340

(5)

46/33

(F)

ALLIED MILITARY GOVERNMENT
__ REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO.

SUBJECT: Reorganization of Provincial and Communal Administration.

TO : All Senior Civil Affairs Officers,

1. In order to restore Provincial and Municipal Administration to a pre-Fascist level, and in the interest of securing uniformity in the form and structure of local government, the following instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N.148. It is necessary to revise certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

3. The top position in provincial administration is that of Prefect. Next in order come the Vice-Prefect and Vice-Prefect Inspector (Vice Prefetto Ispettore). When the post of Prefect is vacant, and a suitable civil service career official of the necessary grade and qualification is not available, a person must be nominated to the position who, beside the requisite executive ability, should have a suitable political background. The same principle applies when a vacancy exists for a Vice-Prefect and no suitable career official is available for appointment.

4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the combined Chiefs of Staff.

5. The selection of officials outside the civil service, as an emergency measure, is warmly recommended for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

6. A table of administrative grades of civil service career personnel in the Prefecture is attached for information (Appendix B), together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix C).

7) The principal organs of provincial government which are to be revived in consultation with the Prefect are the following:

a) CONSIGLIO DI PREFETTURA ("Prefectural Council"): It is normally composed of the Prefect or his substitute, who presides, and two senior Councillors ("Consiglieri") of the Prefecture. Its powers and functions are principally advisory and are regulated by specific laws, although the Prefect may request the opinion of

Declassified E.O. 12356 Section 3.3/NND No. 785021

of local government, the following instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N.148. It is necessary to revise certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

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4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the combined Chiefs of Staff.

5. The selection of officials outside the civil service, as an emergency measure, is warmly recommended for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

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a) CONSIGLIO DI PREFETTURA ("Prefectural Council"): It is normally composed of the Prefect or his substitute, who presides, and two senior Councillors ("Consiglieri") of the Prefecture. Its powers and functions are principally advisory and are regulated by specific laws, although the Prefect may request the opinion of the Council on any matter. It also has certain functions relating to the approval of accounts of communes and certain institutions, in which capacity its composition is enlarged to include additional officials.

3333

b) GIUNTA PROVINCIALE AMMINISTRATIVA ("Provincial Administrative Board"): The formation and functions of this body are regulated by a series of laws and regulations which date from 1865. It is composed of ten members with the Prefect or his substitute as President of the Board, and includes the following officials

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/37

of the Prefecture: a Vice-Prefect Inspector, two Councillors, the Chief Accountant (Ragioniere Capo") and the Intendant of Finance ("Intendente di Finanza"). The remaining four members are citizen appointees chosen from experts in legal, administrative or technical matters, nominated by the Prefect and approved by the Senior Civil Affairs Officer acting for Allied Military Government.

c) DEPUTAZIONE PROVINCIALE ("Provincial Deputation"): This body is revived to replace the fascist-created Rettorato, the latter body being now abolished. In pre-fascist provincial government, the Deputation was normally appointed by, and from among the members of, a larger elected body known as the Consiglio Provinciale ("Provincial Council"). For present purposes, since the elective Consiglio is not possible at this time, the Deputation is to be nominated by the Prefect and approved by the Senior Civil Affairs Officer on behalf of the Allied Military Government. It consists of a President and ten unpaid citizen members. The President is also the Head of Provincial Administration ("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

8. Municipal Administration is to be organized as follows:

a) SINDACI : In place of "Podesta" the democratic title of "Sindaco" (Mayor) must be universally adopted. As it is not possible to revive the electoral system at this time, new appointments or changes in the position of Mayor will be made by the Prefect who will issue a regular decree for this purpose after the person nominated has been approved by the Senior Civil Affairs Officer acting for the Allied Military Government. Appointments of Vice-Sindaci are to be similarly effected.

b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks, and changes should be effected only through him under the standing procedure which must be closely followed.

c) GIUNTA COMUNALE ("Municipal Board of Aldermen"): This body is revived to replace the fascist-created Consulta Comunale. Normally, as in the case of the of the Provincial Deputation, its members, called "assessori" (Aldermen"), would be selected by, and from among the members of, an elected Consiglio Comunale ("Municipal Council"). Under present emergency conditions, the Giunta Comunale is to be nominated by the Mayor with the concurrence of the Senior Civil Affairs Officer or local Civil Affairs Officer, and the appointments confirmed by the Prefect of the Province. The numerical composition of the Giunta varies according to the population as follows:

INHABITANTS	ASSESSORI (ALDERMEN)
Over 250,000	10
" 60,000	8
" 30,000	6
" 3,000	4
Smaller Communities	2

In order to cope with exceptional conditions, however, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

9. In the selection of members of the above agencies, consideration should be given to various shades of political opinion. Labor and agriculture, including the

Declassified E.O. 12356 Section 3.3/NND No. 785021

Provincial Administration ("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

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b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks, and changes should be effected only through him under the standing procedure which must be closely followed.

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In order to cope with exceptional conditions, however, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

9. In the selection of members of the above agencies, consideration should be given to various shades of political opinion. Labor and agriculture, including the small farmers, must be adequatley represented.

10. For the purpose of securing a proper understanding and a uniform application of these instructions, as well as other matters affecting local governments, meetings of all Senior Civil Affairs Officers will be held at regular intervals. Similar meetings of all Prefects will also be held in order to assure a uniform application of the attached General Order (Appendix A) which is being issued to all Prefects in this Region.

11. In conformity with the above, from now onwards, all Provincial and Municipal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of the Senior Civil Affairs Officer or Civil or Civil Affairs Officer concerned.

REGIONAL CIVIL AFFAIRS OFFICER

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/31

APPENDIX A

ALLIED MILITARY GOVERNMENT

REGION HEADQUARTERS

OFFICIAL ORDER
Nº -

Whereas the Unified Text of Municipal and Provincial laws approved by Royal decree of March 3, 1934, n.385, concerning the composition and functions of the Provincial and Municipal administrations, do not conform to the new political situation, necessary changes have to be made. Bearing in mind the Unified Text of Municipal and Provincial laws approved by Royal decree of February 3, 1915, n.148, as those which better respond to liberal and democratic ideas, and

Whereas it is not possible at present to hold administrative elections which would mean applying in full the Unified Text of the law of February 3, 1915 n.148;

Considering, therefore, the necessity of issuing temporary regulations in order that the Comunal and Provincial Administrations may function, since those rules contained in above mentioned Unified Text cannot be applied;

Considering that the Unified Text of 1915 contains regulations which consent exceptionally the substitution of the Council of Aldermen to Town Council and the Provincial Delegation to Provincial Council, at the present moment they may be given general terms;

Whereas, therefore, exceptionally, and as a temporary measure it is only necessary to issue regulations for the appointment of Mayors, Council of Aldermen, President of the Provincial Administration and of the Provincial Delegation;

In virtue of the power conferred on me, I_____
_____Regional Civil Affairs Officer,_

O R D E R

1. The Mayor is appointed by the Prefect subject to approval of the Allied Military Government.

2. The Council of Aldermen is appointed by the Prefect, subject to the authorization of the Allied Military Government.

3. Each Province has a President and a Provincial Deputation.

Declassified E.O. 12356 Section 3.3/NND No. 785021

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Considering that the Unified Text of 1915 contains regulations which consent exceptionally the substitution of the Council of Aldermen to Town Council and the Provincial Delegation to Provincial Council, at the present moment they may be given general terms;

Whereas, therefore, exceptionally, and as a temporary measure it is only necessary to issue regulations for the appointment of Mayors, Council of Aldermen, President of the Provincial Administration and of the Provincial Delegation;

In virtue of the power conferred on me, I_____ _____Regional Civil Affairs Officer,_

O R D E R

1. The Mayor is appointed by the Prefect subject to approval of the Allied Military Government.

2. The Council of Aldermen is appointed by the Prefect, subject to the authorization of the Allied Military Government.

3. Each Province has a President and a Provincial Deputation.

4. The president is the head of the Provincial Administrat[illegible] and President of the Provincial Delegation.

5. The President is appointed by the Prefect subject to the approval of the Allied Military Government.

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Declassified E.O. 12356 Section 3.3/NND No. 785021

46/30

6. The members of the Provincial Delegation are appointed by the Prefect subject to approval by the Allied Military Government.

7. Until such time as the Town and Provincial Councils are constituted the Town Council wil be substituted by the Council of Aldermen and the Provincial Council by the Provincial Delegation who wil retain all the other powers attributed to them by the aforementioned Unified Text of Municipal, and Provincial laws of 1915.

8. To the grounds for ineligibility established by the Unified Text of 1915 are added the following: No one is eligible to the office of Mayor, Alderman, President of the provincial administration and delegation, or Provincial Delegate, if they have held an office in the Fascist Party.

9. All other regulations of the Unified Text of the Provincial and Comunal Laws approved by Royal decree of February 3, 1915, n.148, remain in force provided they are not in contrast with the present order or with special rulings issued or to be issued by the Allied Military Government.

10. In the application of the dispositions contained in the above articles, and for doubtful cases of a general character rulings will be issued by the Allied Military Government.

Regional Civil Affairs Officer

Distribution

Spares 33

Declassified E.O. 12356 Section 3.3/NND No. 785021

GOVERNO MILITARE ALLEATO
Quartiere Generale Regionale della

46/29

ORDINE UFFICIALE
N° -

RITENUTO che il T.U. della legge comunale e provinciale, approvato con R.D. 3 marzo 1934, n.383, non risponde alla mutata situazione politica;

CONSIDERATO che si dimostra opportuno richiamare in vigore, per quanto è possibile, il T.U. della legge comunale e provinciale, approvato con R.D. 3 Febbraio 1915 n.148, come quello, che risponde ai principi democratici liberali ed alla libera coscienza politica delle popolazioni;

CHE non è possibile, per il momento, indire le elezioni amministrative, che costituiscono il presupposto della piena applicazione del citato T.U. del 3 Febbraio 1915 n.148;

RITENUTA, pertanto, la opportunità di dettare norme transitorie per il funzionamento delle amministrazioni comunali e provinciali, se ed in quanto non possa trovare piena applicazione il ripetuto T.U.;

CONSIDERATO che il ripetuto T.U. del 1915 contiene norme, che consentono, in via di eccezione, la sostituzione della Giunta Municipale al Consiglio Comunale e della Deputazione Provinciale al Consiglio Provinciale, alle quali, nell'attuale momento, si può dare applicazione in termini generali;

CHE, pertanto, in via di eccezione, e sempre con carattere transitorio, occorre soltanto dettare le norme per la nomina dei Sindaci, delle Giunte Municipali, del Presidente dell'Amministrazione Provinciale e della Deputazione Provinciale;

VALENDOMI dei poteri conferitimi, io _____, Ufficiale Capo degli Affari Civili della Sicilia,

O R D I N O

3335

I. Il Sindaco è nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

2. La Giunta Municipale è nominata dal Prefetto, previa autorizza=

Declassified E.O. 12356 Section 3.3/NND No. 785021

RITENUTO che il T.U. della legge comunale e provinciale, approvato con R.D. 3 marzo 1934, n.383, non risponde alla mutata situazione politica;

CONSIDERATO che si dimostra opportuno richiamare in vigore, per quanto è possibile, il T.U. della legge comunale e provinciale, approvato con R.D. 3 Febbraio 1915 n.148, come quello, che risponde ai principi democratici liberali ed alla libera coscienza politica delle popolazioni;

CHE non è possibile, per il momento, indire le elezioni amministrative, che costituiscono il presupposto della piena applicazione del citato T.U. del 3 Febbraio 1915 n.148;

RITENUTA, pertanto, la opportunità di dettare norme transitorie per il funzionamento delle amministrazioni comunali e provinciali, se ed in quanto non possa trovare piena applicazione il ripetuto T.U.;

CONSIDERATO che il ripetuto T.U. del 1915 contiene norme, che consentono, in via di eccezione, la sostituzione della Giunta Municipale al Consiglio Comunale e della Deputazione Provinciale al Consiglio Provinciale, alle quali, nell'attuale momento, si può dare applicazione in termini generali;

CHE, pertanto, in via di eccezione, e sempre con carattere transitorio, occorre soltanto dettare le norme per la nomina dei Sindaci, delle Giunte Municipali, del Presidente dell'Amministrazione Provinciale e della Deputazione Provinciale;

VALENDOMI dei poteri conferitimi, io_____, Ufficiale Capo degli Affari Civili della Sicilia,

O R D I N O

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1. Il Sindaco è nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

2. La Giunta Municipale è nominata dal Prefetto, previa autorizzazione del Governo Militare Alleato.

3. Ogni Provincia ha un Presidente ed una Deputazione Provinciale.

4. Il Presidente è Capo dell'Amministrazione Provinciale e presidente della Deputazione Provinciale.

5. Il Presidente è nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

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Declassified E.O. 12356 Section 3.3/NND No. 785021

46/28

6. I membri della Deputazione Provinciale sono nominati dal Prefetto previa approvazione del Governo Militare Alleato.

7. Sino a quando non saranno costituiti i consigli comunali e provinciali al Consiglio Comunale si intenderà sostituita la giunta municipale ed al Consiglio Provinciale la Deputazione Provinciale, fermo rimanendo gli altri poteri attribuiti, in via normale, alla giunta municipale ed alla Deputazione Provinciale dal ripetuto T.U. della legge comunale e provinciale del 1915.

8. Alle cause di ineleggibilità stabilite dal T.U. del 1915 si aggiunge la seguente: Non sono eleggibili alla carica di Sindaco, Assessore, Presidente dell'amministrazione e deputazione provinciale, Deputato provinciale, coloro, che abbiano coperte cariche nel P.N.F.

9. Rimangono salve tutte le altre disposizioni del T.U. della legge comunale e provinciale, approvato con R.D. 3 Febbraio 1915 n.148, in quanto non contrastino col presente decreto o con speciali disposizioni emanate o da emanare dal Governo Militare Alleato.

10. Per l'applicazione delle disposizioni contenute negli articoli precedenti e per la risoluzione di casi dubbi di carattere generale, saranno dettate istruzioni dal Governo Militare Alleato, che avranno carattere normativo.

Ufficiale Capo degli Affari Civili

Distribution

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/27

ALLIED MILITARY GOVERNMENT

_____REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO. _____

APPENDIX B

Civil Servants are divided into three groups, A, B, and C.

The first deals with political and administration affairs; the second handles accountancy and administration; the third takes care of archives, registry, typing, etc.

ADMINISTRATIVE RANKS

Grade	XI	Under Secretary
"	X	Secretary
"	IX	First Secretary
"	VIII	Councilor Second Class
"	VII	" First "
"	VI	Vice Prefect-Inspector
"	V	" " -"Vicario"
"	IV	Prefect Second Class
"	III	" First "

In addition to the foregoing, there is another category of personnel appointed by the Ministry of the Interior, who have not passed the prescibed civil service examination, consequently without rank, known as "personale avventizio".

Declassified E.O. 12356 Section 3.3/NND No. 785021

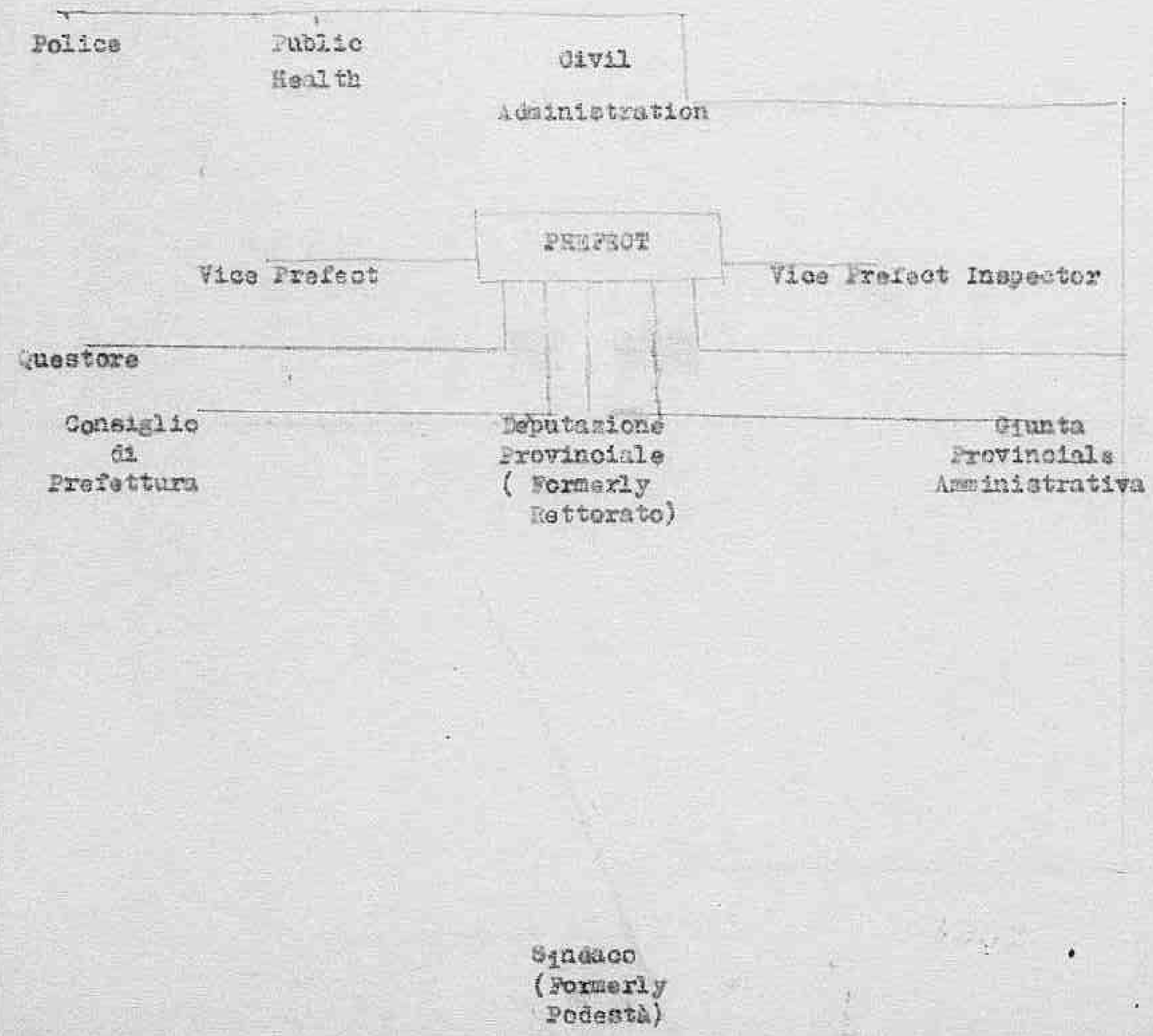
ALLIED MILITARY GOVERNMENT

_____ REGION HEADQUARTERS

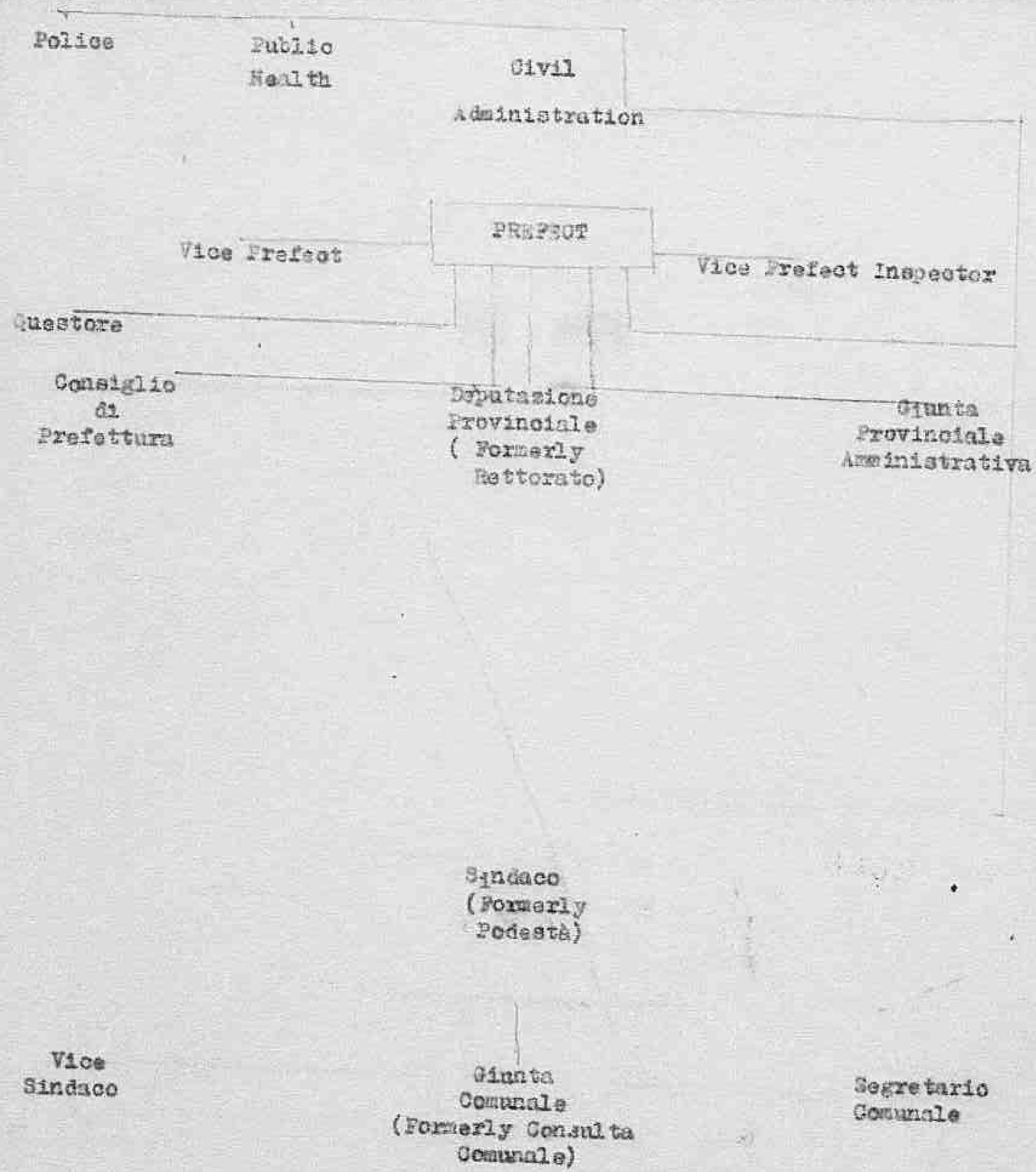
ADMINISTRATIVE INSTRUCTION NO. _____

APPENDIX C

MINISTRY OF INTERIOR



Declassified E.O. 12356 Section 3.3/NND No. 785021



Declassified E.O. 12356 Section 3.3/NND No. 785021

142

1423

Declassified E.O. 12356 Section 3.3/NND No. 785021

copies mailed
Dec. 31, 43
Region (2)
46/25

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
APO 394

30 December 1943

SUBJECT: Proposed Draft of "Administrative Instructions on Local Government Reorganization".

TO : 2nd Lt. B. M. Ziegler.

1. Attached, for your advance information only, is proposed draft of "Administrative Instructions on Local Government Reorganization" and accompanying transmittal letter to Regional Civil Affairs Officer, Region II.

2. Draft has been forwarded through channels for approval, and this office has not yet been informed of final action thereon.

3. Draft is based on similar instructions already issued and put into effect in Region I.

4. You will be advised when and if instructions are to be issued in Region II.

5. You will be notified as and when any changes are made.

R. G. B. SPICER
Lt. Col., Deputy Chief
Interior Sub-Commission

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Declassified E.O. 12356 Section 3.3/NND No. 785021

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46/24

HEADQUARTERS
ALLIED MILITARY GOVERNMENT

December 1943.

SUBJECT: Administrative Instructions on Local Government Reorganization.

TO : Regional Civil Affairs Officer, Region II.

1. Attached Administrative Instructions are for the purpose of securing uniformity of local government organization in Region II, in line with similar action already taken in Region I.

2. They will be issued by you immediately upon receipt to all Senior Civil Affairs Officers in your Region, and shall be put into effect forthwith.

3. Extra copies of the General Order (Appendix A), properly executed by you, in both English and Italian text, will be issued by you to all Prefects in your Region.

4. Regular meetings of Senior Civil Affairs Officers and of Prefects, as per paragraph 10 of the Instructions, will be arranged for by you, to begin at an early date after issuance of the Administrative Instruction and General Order.

By command of

1425

Declassified E.O. 12356 Section 3.3/NND No. 785021

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
APO 394

F

476
46/23

30 December 1943

SUBJECT: Proposed Draft of "Administrative Instructions on Local Government Reorganization".

TO: Major Ballinger.

1. Attached, for your advance information only, is proposed draft of "Administrative Instructions on Local Government Reorganization and accompanying transmittal letter to Regional Civil Affairs Officer Region II.

2. Draft has been forwarded through channels for approval and this office has not yet been informed of final action thereon.

3. Draft is based on similiar instructions already issued and put into effect in Region I.

4. You will be advised when and if instructions are to be issued in Region II.

5. You will be notified as and when any changes are made.

R. G. B. SPICER,
Lt.Col. Deputy Chief,
Interior Sub Commission.

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Declassified E.O. 12356 Section 3.3/NND No. 785021

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
APO 394

(F) 46/22

30 December 1943

SUBJECT: Proposed Draft of "Administrative Instructions on Local Government Reorganization".

TO: Lt. P.Harvey (U.S.N.R.)

1. Attached, for your advance information only, is proposed draft of "Administrative Instructions on Local Government Reorganisation" and accompanying transmittal letter to Regional Civil Affairs Officer, Region II.

2. Draft has been forwarded through channels for approval, and this office has not yet been informed of final action thereon.

3. Draft is based on similiar instructions already issued and put into effect in Region I.

4. You will be advised when and if instructions are to be issued in Region II.

5. You will be notified as and when any changes are made.

R.G.H.SPICER,
Lt.Col.Deputy Chief,
Interior Sub_Commission.

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(F) 90/22 46/21

ALLIED MILITARY GOVERNMENT

_____REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO. _____

APPENDIX B

Civil Servants are divided into three groups, A.,B., and C.

The first deals with political and administration affairs; the second handles accountancy and administration; the third takes care of archives, registry, typing, etc.

ADMINISTRATIVE RANKS

Grade	XI	Under Secretary
"	X	Secretary
"	IX	First Secretary
"	VIII	Councilor Second Class
"	VII	" First "
"	VI	Vice Prefect-Inspector
"	V	" " "Vicario"
"	IV	Prefect Second Class
"	III	" First "

In addition to the foregoing, there is another category of personnel appointed by the Ministry of the Interior, who have not passed the prescibed civil service examination, consequently without rank, known as "personale avventizio".

Declassified E.O. 12356 Section 3.3/NND No. 785021

1428

Declassified E.O. 12356 Section 3.3/NND No. 785021

Pages 18, 19 + 20 are same as 15, 16 + 17 and were extracted and filed at the Lt Col Spicer on 10/25/44

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(F) 46/17

ALLIED MILITARY GOVERNMENT
UNION-HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO. 1

SUBJECT: Reorganization of Provincial and Communal Administration.

TO : All Senior Civil Affairs Officers.

1. In order to restore Provincial and Municipal Administration to a pre-Fascist level, and in the interest of securing uniformity in the form and structure of local government, the following instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N.148. It is necessary to revise certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

3. The top position in provincial administration is that of Prefect. Next in order come the Vice-Prefect and Vice-Prefect Inspector (Vice Prefetto Ispettore). When the post of Prefect is vacant, and a suitable civil service career official of the necessary grade and qualifications is not available, a person must be nominated to the position who, beside the requisite executive ability, should have a suitable political background. The same principle applies when a vacancy exists for a Vice-Prefect and no suitable career official is available for appointment.

4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the combined Chiefs of Staff.

5. The selection of officials outside the civil service, as an emergency measure, is warmly recommended, for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

6. A table of administrative grades of civil service [illegible]

Declassified E.O. 12356 Section 3.3/NND No. 785021

as the form and structure of local government, and instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N.148. It is necessary to revive certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

3. The top position in provincial administration is that of Prefect. Next in order come the Vice-Prefect and Vice-Prefect Inspector (Vice Prefetto Ispettore). When the post of Prefect is vacant, and a suitable civil service career official of the necessary grade and qualifications is not available, a person must be nominated to the position who, beside the requisite executive ability, should have a suitable political background. The same principle applies when a vacancy exists for a Vice-Prefect and no suitable career official is available for appointment.

4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the Combined Chiefs of Staff.

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6. A table of administrative grades of civil service career personnel in the Prefecture is attached for information (Appendix B), together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix C).

7. The principal organs of provincial government which are to be revived in consultation with the Prefect are the following:

a) CONSIGLIO DI PREFETTURA ("Prefectural Council"): It is normally composed of the Prefect or his substitute, who presides, and two senior Councillors ("Consiglieri") of the Prefecture. Its powers

and

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/16

and functions are principally advisory and are regulated by specific laws, although the Prefect may request the opinion of the Council on any matter. It also has certain functions relating to the approval of accounts of communes and certain institutions, in which capacity its composition is enlarged to include additional officials.

b) GIUNTA PROVINCIALE AMMINISTRATIVA ("Provincial Administrative Board"): The formation and functions of this body are regulated by a series of laws and regulations which date from 1865. It is composed of ten members with the Prefect or his substitute as President of the Board, and includes the following officials of the Prefecture: a Vice-Prefect Inspector, two Councillors, the Chief Accountant ("Ragioniere Capo") and the Intendant of Finance ("Intendente di Finanza"). The remaining four members are citizen appointees chosen from experts in legal, administrative or technical matters, nominated by the Prefect and approved by the Senior Civil Affairs Officer acting for Allied Military Government.

c) DEPUTAZIONE PROVINCIALE ("Provincial Deputation"): This body is revived to replace the Fascist-created Rettorato, the latter body being now abolished. In pre-Fascist provincial government, the Deputation was normally appointed by, and from among the members of, a larger elected body known as the Consiglio Provinciale ("Provincial Council"). For present purposes, since the elective Consiglio is not possible at this time, the Deputation is to be nominated by the Prefect and approved by the Senior Civil Affairs Officer on behalf of the Allied Military Government. It consists of a President and ten unpaid citizen members. The President is also the Head of Provincial Administration ("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

8. Municipal Administration is to be organised as follows:

a) SINDACI: In place of "Podestà" the democratic title of "Sindaco" (Mayor) must be universally adopted. As it is not possible to revive the electoral system at this time, new appointments or changes in the position of Mayor will be made by the Prefect who will issue a regular decree for this purpose after the person nominated has been approved by the Senior Civil Affairs Officer acting for the Allied Military Government. Appointments of Vice-Sindaci are also similarly effected.

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b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The

Declassified E.O. 12356 Section 3.3/NND No. 785021

Cape") and the Intendent of Finance ("Intendente di Finanza"). The remaining four members are citizen appointees chosen from experts in legal, administrative or technical matters, nominated by the Prefect and approved by the Senior Civil Affairs Officer acting for Allied Military Government.

a) DEPUTAZIONE PROVINCIALE ("Provincial Deputation"): This body is revived to replace the Fascist-created Rettorato, the latter body being now abolished. In pre-Fascist provincial government, the Deputation was normally appointed by, and from among the members of, a larger elected body known as the Consiglio Provinciale ("Provincial Council"). For present purposes, since the elective Consiglio is not possible at this time, the Deputation is to be nominated by the Prefect and approved by the Senior Civil Affairs Officer on behalf of the Allied Military Government. It consists of a President and ten unpaid citizen members. The President is also the Head of Provincial Administration("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

6. Municipal Administration is to be organized as follows:

a) SINDACO : In place of "Podestà" the democratic title of "Sindaco" (Mayor) must be universally adopted. As it is not possible to revive the electoral system at this time, new appointments or changes in the position of Mayor will be made by the Prefect who will issue a regular Decree for this purpose after the person nominated has been approved by the Senior Civil Affairs Officer acting for the Allied Military Government. Appointments of Vice-Sindaci are similarly effected.

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b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks, and changes should be effected only through him under the standing procedure which must be closely followed.

c) GIUNTA COMUNALE ("Municipal Board of Aldermen"): This body is revived to replace the Fascist-created Consulta Comunale. Normally, as in the case of the Provincial Deputation, its members, called "assessori" ("Aldermen"), would be selected by, and from among the members of, an elected Consiglio Comunale ("Municipal Council"). Under

present

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/15

present emergency conditions, the Giunta Comunale is to be nominated by the Mayor with the concurrence of the Senior Civil Affairs Officer or local Civil Affairs Officer, and the appointments confirmed by the Prefect of the Province. The numerical composition of the Giunta varies according to population as follows:

INHABITANTS	NUMBERS (MINIMUM)
Over 250,000	10
" 60,000	8
" 30,000	6
" 3,000	4
Smaller Communities	2

In order to cope with exceptional conditions, however, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

9. In the selection of members of the above agencies, consideration should be given to various shades of political opinion. Labor and agriculture, including the small farmers, must be adequately represented.

10. For the purpose of securing a proper understanding and a uniform application of these instructions, as well as other matters affecting local government, meetings of all Senior Civil Affairs Officers will be held at regular intervals. Similar meeting of all Prefects will also be held in order to ensure a uniform application of the attached General Order (Appendix A) which is being issued to all Prefects in this Region.

11. In conformity with the above, from now onwards, all Provincial and Municipal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of of the Senior Civil Affairs Officer or Civil Affairs Officer concerned.

Regional Civil Affairs Officer.

Declassified E.O. 12356 Section 3.3/NND No. 785021

In order to cope with exceptional conditions, however, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

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11. In conformity with the above, from now onwards, all Provincial and Municipal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of of the Senior Civil Affairs Officer or Civil Affairs Officer concerned.

Regional Civil Affairs Officer.

3325

Declassified E.O. 12356 Section 3.3/NND No. 785021

HEADQUARTERS
ALLIED MILITARY GOVERNMENT

(F) 46/44

- December 1943

SUBJECT : Administrative Instructions on local Government Reorganization.

TO : Regional Civil Affairs Officer, Region II.

1. Attached Administrative Instructions are for the purpose of securing uniformity of local government organization in Region II, in line with similiar action already taken in Region I.

2. They will be issued by you immediately upon receipt to all Senior Civil Affairs Officers in your Region, and shall be put into effect forthwith.

3. Extra copies of the General Order (Appendix A), properly executed by you, in both English and Italian text, will be issued by you to all Prefects in your Region.

4. Regular meetings of Senior Civil Affairs Officers and of Prefects, as per paragraph 10 of the Instructions, will be arranged for by you, to begin at an early date after issuance of the Administrative Instruction and General Order.

By command of

Declassified E.O. 12356 Section 3.3/NND No. 785021

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Declassified E.O. 12356 Section 3.3/NND No. 785021

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HEADQUARTERS
ALLIED MILITARY GOVERNMENT
INTERIOR SUB-COMMISSION
APO 512

7 December 1943.

SUBJECT: Local government Organization, Region II

TO : Administrative Director.

1. Attached is a draft of proposed administrative instructions on local government to be sent to Region II for issuance to all Senior Civil Affairs Officers in that Region.

2. The draft has been prepared on the instructions of Lt. Col. C. Poletti, Director, Interior, and this Sub-Commission has consulted in detail Region I's responsible officers in its preparation.

3. Also attached is a draft of proposed covering letter to R.C.A.O. Region II.

R.G.B. Spicer
Lt. Colonel
Deputy-Director INT.

APPENDIX A

(F) 46/12

ALLIED MILITARY GOVERNMENT
~~SECTION A.M.G. HEADQUARTERS~~
A.P.O. 512 — 11/11/43
REGION — HEADQUARTERS

OFFICIAL ORDER

No. ~~22~~

Whereas the Unified Text of Municipal and Provincial laws approved by Royal decree of March 3, 1934, n. 385, concerning the composition and functions of the Provincial and Municipal administrations, do not conform to the new political situation, necessary changes have to be made. Bearing in mind the Unified Text of Municipal and Provincial laws approved by Royal decree of February 3, 1915, n. 148, as those which better respond to liberal and democratic ideas, and

Whereas it is not possible at present to hold administrative elections which would mean applying in full the Unified Text of the law of February 3, 1915 n. 148;

Considering, therefore, the necessity of issuing temporary regulations in order that the Communal and Provincial Administrations may function, since those rules contained in above mentioned Unified Text cannot be applied;

Considering that the Unified Text of 1915 contains regulations which consent exceptionally the substitution of the Council of Aldermen to Town Council and the Provincial Delegation to Provincial Council, at the present moment they may be given general terms;

Whereas, therefore, exceptionally, and as a temporary measure it is only necessary to issue regulations for the appointment of Mayors, Council of Aldermen, President of the Provincial Administration and of the Provincial Delegation;

In virtue of the power conferred on me, I ~~Charles Poletti, Lt. Colonel~~, Regional Civil Affairs Officer,

O R D E R

1. The Mayor is appointed by the Prefect subject to approval of the Allied Military Government.

2. The Council of Aldermen is appointed by the Prefect, subject to the authorization of the Allied Military Government.

3. Each Province has a President and a Provincial Deputation.

4. The president is the head of the Provincial Administration and President of the Provincial Delegation.

5. The President is appointed by the Prefect subject to the approval of the Allied Military Government.

Declassified E.O. 12356 Section 3.3/NND No. 785021

Whereas the Unified Text of Municipal and Provincial laws approved by Royal decree of March 3, 1934, n. 385, concerning the composition and functions of the Provincial and Municipal administrations, do not conform to the new political situation, necessary changes have to be made. Bearing in mind the Unified Text of Municipal and Provincial laws approved by Royal decree of February 3, 1915, n. 148, as those which better respond to liberal and democratic ideas, and

Whereas it is not possible at present to hold administrative elections which would mean applying in full the Unified Text of the law of February 3, 1915 n. 148;

Considering, therefore, the necessity of issuing temporary regulations in order that the Communal and Provincial Administrations may function, since those rules contained in above mentioned Unified Text cannot be applied;

Considering that the Unified Text of 1915 contains regulations which consent exceptionally the substitution of the Council of Aldermen to Town Council and the Provincial Delegation to Provincial Council, at the present moment they may be given general terms;

Whereas, therefore, exceptionally, and as a temporary measure it is only necessary to issue regulations for the appointment of Mayors, Council of Aldermen, President of the Provincial Administration and of the Provincial Delegation;

In virtue of the power conferred on me, I ~~Charles Poletti, Lt. Colonel~~, _____, Regional Civil Affairs Officer,

O R D E R

1. The Mayor is appointed by the Prefect subject to approval of the Allied Military Government.

2. The Council of Aldermen is appointed by the Prefect, subject to the authorization of the Allied Military Government.

3. Each Province has a President and a Provincial Deputation.

4. The president is the head of the Provincial Administration and President of the Provincial Delegation.

5. The President is appointed by the Prefect subject to the approval of the Allied Military Government.

6. The members of the Provincial Delegation are appointed by the Prefect subject to approval by the Allied Military Government. 3322

7. Until such time as the Town and Provincial Councils are constituted the Town Council will be substituted by the Council of Aldermen and the Provincial Council by the Provincial Delegation who

Declassified E.O. 12356 Section 3.3/NND No. 785602

46/11

will retain all the other powers attributed to them by the aforementioned Unified Text of Municipal, and Provincial laws of 1915.

8. To the grounds for inelegibility established by the Unified Text of 1915 are added the following; No one is elegible to the office of Mayor, Alderman, President of the provincial administration and delegation, or Provincial Delegate, if they have held an office in the Fascist Party.

9. All other regulations of the Unified Text of the Provincial and Communal laws approved by Royal decree of February 3, 1915, n. 148, remain in force provided they are not in contrast with the present order or with special rulings issued or to be issued by the Allied Military Government.

10. In the application of the dispositions contained in the above articles, and for doubtful cases of a general character rulings will be issued by the Allied Military Government.

CHARLES POLETTI
Lt. Colonel,
Regional Civil Affairs Officer.

Distribution

B
Spares 35

3321

Declassified E.O. 12356 Section 3.3/NND No. 785021

Commissione Alleata di Controllo

Comando Alleato

GOVERNO MILITARE ALLEATO
Quartiere Generale Regionale della
~~Sicilia~~

~~11/11/43~~

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ORDINE UFFICIALE

No. ~~25~~ _____

RITENUTO che il T.U. della legge comunale e provinciale, approvato con R.D. 3 marzo 1934, n. 385, non risponde alla mutata situazione politica;

CONSIDERATO che si dimostra opportuno richiamare in vigore, per quanto e' possibile, il T.U. della legge comunale e provinciale, approvato con R.D. 3 Febbraio 1915 n. 148, come quello, che risponde ai principi democratici liberali ed alla libera coscienza politica delle popolazioni;

CHE non e' possibile, per il momento, indire le elezioni amministrative, che costituiscono il presupposto della piena applicazione del citato T. U. del 3 febbraio 1915 N. 148;

RITENUTA, pertanto, la opportunita' di dettare norme transitorie per il funzionamento delle amministrazioni comunali e provinciali, se ed in quanto non possa trovare piena applicazione il ripetuto T.U.;

CONSIDERATO che il ripetuto T.U. del 1915 contiene norme, che consentono, in via di eccezione, la sostituzione della Giunta Municipale al Consiglio Comunale e della Deputazione Provinciale al Consiglio Provinciale, alle quali, nell'attuale momento, si puo' dare applicazione in termini generali;

CHE, pertanto, in via di eccezione, e sempre con carattere transitorio, occorre soltanto dettare le norme per la nomina dei Sindaci, delle Giunte Municipali, del Presidente dell'Amministrazione Provinciale e della Deputazione Provinciale;

VALENDOMI dei poteri conferitimi, io, Charles Poletti, Tenente Colonnello, Ufficiale Capo degli Affari Civili della Sicilia,

O R D I N O

1. Il Sindaco e' nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

2. La Giunta Municipale e' nominata dal Prefetto, previa autorizzazione del Governo Militare Alleato.

3. Ogni Provincia ha un Presidente ed una Deputazione Provinciale.

Declassified E.O. 12356 Section 3.3/NND No. 785021

con R.D. 3 marzo 1934, n. 385, non risponde alla mutata situazione politica;

CONSIDERATO che si dimostra opportuno richiamare in vigore, per quanto e' possibile, il T.U. della legge comunale e provinciale, approvato con R.D. 3 Febbraio 1915 n. 148, come quello, che risponde ai principi democratici liberali ed alla libera coscienza politica delle popolazioni;

CHE non e' possibile, per il momento, indire le elezioni amministrative, che costituiscono il presupposto della piena applicazione del citato T. U. del 3 febbraio 1915 N. 148;

RITENUTA, pertanto, la opportunita' di dettare norme transitorie per il funzionamento delle amministrazioni comunali e provinciali, se ed in quanto non possa trovare piena applicazione il ripetuto T.U.;

CONSIDERATO che il ripetuto T.U. del 1915 contiene norme, che consentono, in via di eccezione, la sostituzione della Giunta Municipale al Consiglio Comunale e della Deputazione Provinciale al Consiglio Provinciale, alle quali, nell'attuale momento, si puo' dare applicazione in termini generali;

CHE, pertanto, in via di eccezione, e sempre con carattere transitorio, occorre soltanto dettare le norme per la nomina dei Sindaci, delle Giunte Municipali, del Presidente dell'Amministrazione Provinciale e della Deputazione Provinciale;

VALENDOMI dei poteri conferitimi, io, Charles Poletti, Tenente Colonnello, Ufficiale Capo degli Affari Civili della Sicilia,

O R D I N O

1. Il Sindaco e' nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

2. La Giunta Municipale e' nominata dal Prefetto, previa autorizzazione del Governo Militare Alleato.

3. Ogni Provincia ha un Presidente ed una Deputazione Provinciale.

4. Il Presidente e' capo dell'Amministrazione Provinciale e presidente della Deputazione Provinciale.

5. Il Presidente e' nominato dal Prefetto, previa approvazione del Governo Militare Alleato.

3520

Declassified E.O. 12356 Section 3.3/NND No. 785021

46/5

6. I membri della Deputazione Provinciale sono nominati dal Prefetto, previa approvazione del Governo Militare Alleato.

7. Sino a quando non saranno costituiti i consigli comunali e provinciali, al Consiglio Comunale si intendera' sostituita la giunta municipale ed al Consiglio Provinciale la Deputazione Provinciale, fermi rimanendo gli altri poteri attribuiti, in via normale, alla giunta municipale ed alla Deputazione Provinciale dal ripetuto T.U. della legge comunale e provinciale del 1915.

8. Alle cause di ineleggibilita' stabilite dal T.U. del 1915 si aggiunge la seguente: Non sono eleggibili alla carica di Sindaco, Assessore, Presidente dell'amministrazione e deputazione provinciale, Deputato provinciale, coloro, che abbiano coperte cariche nel P.N.F.

9. Rimangono salve tutte le altre disposizioni del T.U. della legge comunale e provinciale, approvato con R.D. 3 febbraio 1915 n. 148, in quanto non contrastino col presente decreto o con speciali disposizioni emanate o da emanare dal Governo Militare Alleato.

10. Per l'applicazione delle disposizioni contenute negli articoli precedenti e per la risoluzione di casi dubbi di carattere generale, saranno dettate istruzioni dal Governo Militare Alleato, che avranno carattere normativo.

Charles Poletti

CHARLES POLETTI
Tenente Colonnello
Ufficiale Capo degli Affari Civili
della Sicilia

Distribution
B
Prefects
Spares

Declassified E.O. 12356 Section 3.3/NND No. 785021

~~46/4~~

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ALLIED MILITARY GOVERNMENT
SICILY REGION HEADQUARTERS

10/30/43

ADMINISTRATIVE INSTRUCTION NO. 4

APPENDIX B

Civil Servants are divided into three groups, A., B., and C.

The first deals with political and administration affairs; the second handles accountancy and administration; the third takes care of archives, registry, typing, etc.

ADMINISTRATIVE RANKS

Grade	XI	Under Secretary
"	X	Secretary
"	IX	First Secretary
"	VIII	Councilor Second Class
"	VII	" First "
"	VI	Vice Prefect—Inspector
"	~~VI~~ V	" " —"Vicario"
"	IV	Prefect Second Class
"	III	" First "

In addition to the foregoing, there is another category of personnel appointed by the Ministry of the Interior, who have not passed the prescribed civil service examination, consequently without rank, known as "personale avventizio".

Declassified E.O. 12356 Section 3.3/NND No. 785021

42/3

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R1/26.011/ANH-pm
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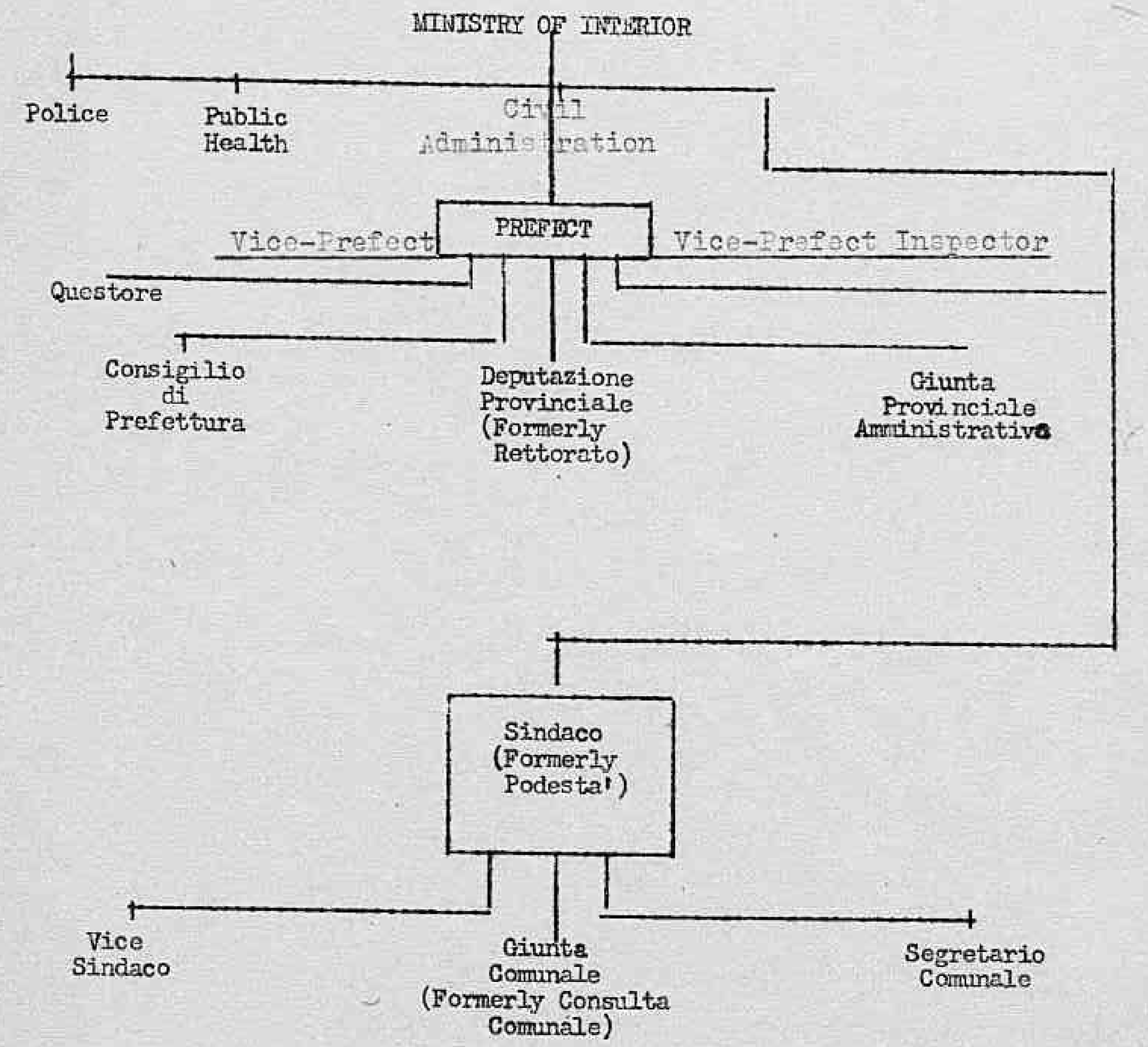
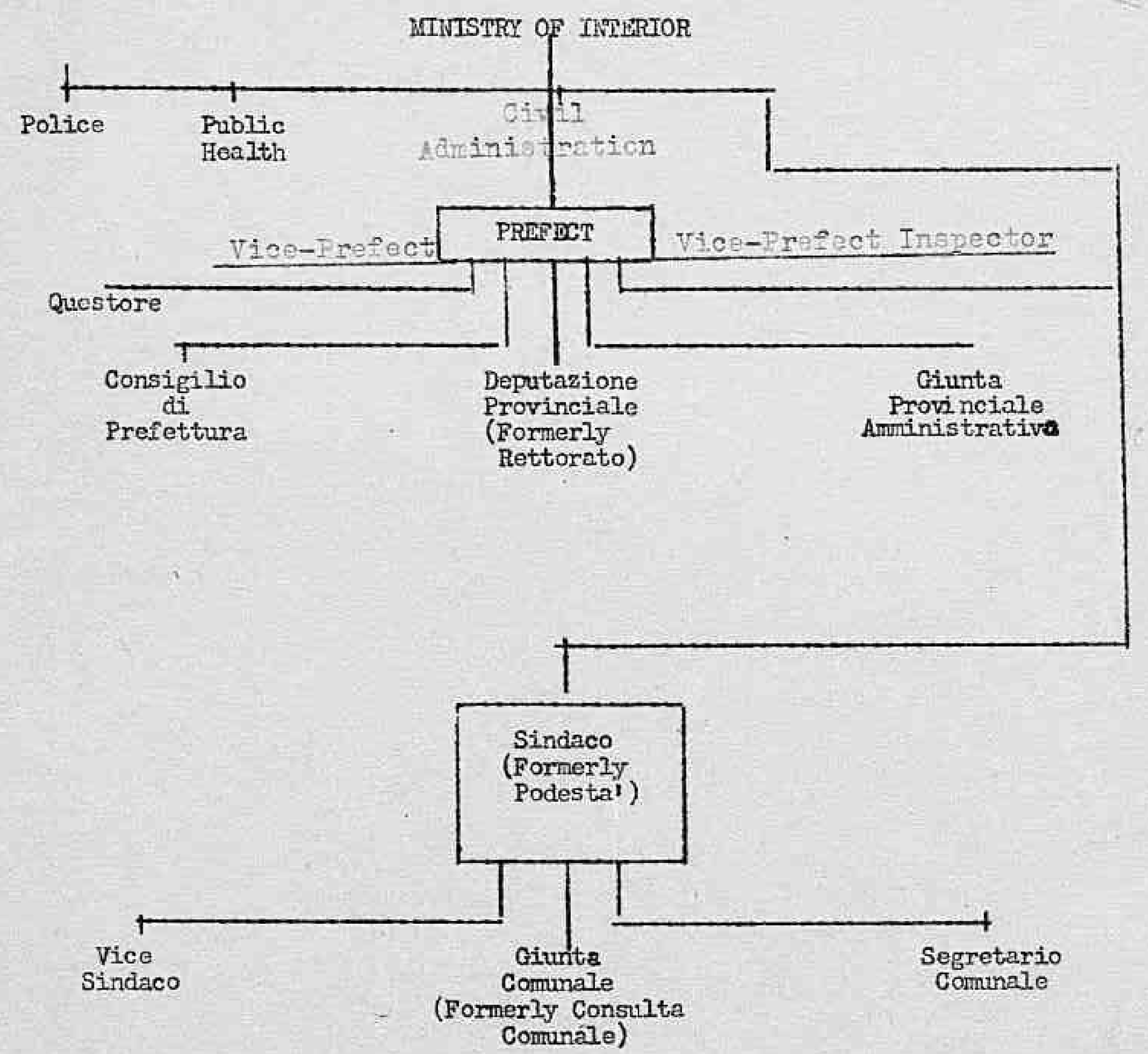
ALLIED MILITARY GOVERNMENT
SICILY REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO 4

APPENDIX B C



Declassified E.O. 12356 Section 3.3/NND No. 785021



3317

PAGE
Declassified E.O. 12356 Section 3.3/NND No. 785021

ALLIED MILITARY GOVERNMENT
SICILY REGION HEADQUARTERS

R1/26.011/ANH-pm

10/30/43

ADMINISTRATIVE INSTRUCTIONS NO. 4

SUBJECT: Reorganization of Provincial and Communal Administration

TO : All Senior Civil Affairs Officers

1. In order to restore Provincial and Municipal Administration to a pre-fascist level and in the interests of uniformity the following instructions are laid down for immediate application in each individual province.

2. When the post of Prefect is vacant and a suitable civil service career official of the necessary grade and qualifications is not available an Acting Prefect must be nominated who, besides the requisite capabilities, should have a suitable political background. The same principle applies if a vacancy exists for a Vice-Prefect and no suitable career official is available to fill the appointment.

3. In both instances nominations, supported by information for guidance, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the Combined Chiefs of Staff.

4. The selection of officials outside the civil service, although an emergency measure is warmly recommended, for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

5. A table of organization of Prefecture personnel is attached for information (Appendix A) together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix B).

6. The organs of local government which are to be revived in consultation with the Prefect are the following:

CONSIGLIO DI PREFETTURA which is composed of the Prefect or his substitute, who presides, and two senior Councillors of the Prefecture. Its powers and functions are regulated by specific laws and the Prefect may request the opinion of the Council on any matter. Included in its functions is the approval of accounts of communes and charitable institutions.

GIUNTA PROVINCIALE AMMINISTRATIVA: The formation and functions of this body are regulated by a series of laws and regulations which date from 1865. It is composed of 10 members with the Prefect or his substitute as President, and includes from the Prefecture, two Consiglieri, a Deputy Prefect-Inspector and the Chief Accountant. The remaining members are chosen from experts in legal, administrative or technical affairs, nominated by the Prefect and approved by the Senior Civil Affairs Officer acting for AMG.

DEPUTAZIONE PROVINCIALE: Replaces the Rettorato. The Deputazione consists of a President and unpaid members nominated by the Prefect and approved by the Senior Civil Affairs Officer on behalf of AMGOT. The President is also head of Provincial Administration. In Provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers of the President and the Deputazione are regulated according to

Declassified E.O. 12356 Section 3.3/NND No. 785021

1. In order to restore Provincial and Municipal Administration to a pre-fascist level and in the interests of uniformity the following instructions are laid down for immediate application in each individual province.

2. When the post of Prefect is vacant and a suitable civil service career official of the necessary grade and qualifications is not available an Acting Prefect must be nominated who, besides the requisite capabilities, should have a suitable political background. The same principle applies if a vacancy exists for a Vice-Prefect and no suitable career official is available to fill the appointment.

3. In both instances nominations, supported by information for guidance, are to be submitted to the Regional Civil Affairs Officer for transmission through channels for approval by the Combined Chiefs of Staff.

4. The selection of officials outside the civil service, although an emergency measure is warmly recommended, for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

5. A table of organization of Prefecture personnel is attached for information (Appendix A) together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix B).

6. The organs of local government which are to be revived in consultation with the Prefect are the following:

CONSIGLIO DI PREFETTURA which is composed of the Prefect or his substitute, who presides, and two senior Councillors of the Prefecture. Its powers and functions are regulated by specific laws and the Prefect may request the opinion of the Council on any matter. Included in its functions is the approval of accounts of communes and charitable institutions.

GIUNTA PROVINCIALE AMMINISTRATIVA: The formation and functions of this body are regulated by a series of laws and regulations which date from 1865. It is composed of 10 members with the Prefect or his substitute as President, and includes from the Prefecture, two Consiglieri, a Deputy Prefect-Inspector and the Chief Accountant. The remaining members are chosen from experts in legal, administrative or technical affairs, nominated by the Prefect and approved by the Senior Civil Affairs Officer acting for AMG.

DEPUTAZIONE PROVINCIALE: Replaces the Rettorato. The Deputazione consists of a President and unpaid members nominated by the Prefect and approved by the Senior Civil Affairs Officer on behalf of AMGOT. The President is also head of Provincial Administration. In Provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers of the President and the Deputazione are regulated according to the unified test of communal and provincial laws which should be consulted if further details are required.

7. Communal Administration is to be regulated in the following manner:

SINDACI: In place of Podesta' the democratic title of sindico (mayor) must be universally adopted. As it is not possible to apply the electoral system at the present time, new appointments or changes were necessary will be made by the Prefect who will issue the regular decree after consideration of any nominations submitted by Senior Civil Affairs Officers.

3316

Declassified E.O. 12356 Section 3.3/NND No. 785562

46/1

SEGRETARIO COMUNALE: (Town Clerk):- This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks and changes should be effected only through him under the standing procedure which must be closely followed.

GIUNTA COMUNALE: Normally this body would be selected by the consiglio comunale from amongst its own members duly elected by public ballot. Under present emergency conditions, the Giunta Comunale is to be nominated by the mayor with the concurrance of Senior Civil Affairs Officers or local Civil Affairs Officers and the appointments confirmed by the Provincial Prefect. The numerical composition of the Giunta varies according to population as follows:

INHABITANTS	ASSESSORI (ALDERMEN)
Over 250,000	10
" 60,000	8
" 30,000	6
" 3,000	4
Smaller Communities	2

but in order to cope with exceptional conditions, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The afore-mentioned unified text of communal and provincial laws define the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

8. In the selection of the members of the above agencies, consideration should be given to various shades of political opinion, excluding extremists, and labor and agriculture must be adequately represented.

9. It will be found that local officials are fully conversant with the legislation and procedure in regard to local government bodies, and can act upon Senior Civil Affairs Officers directives for the rapid execution of this order.

10. In conformity with the above, from now onwards, all Provincial and Communal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of the Senior Civil Affairs Officer or Civil Affairs Officer concerned.

/s/ CHARLES POLETTI
CHARLES POLETTI
Lt. Colonel
Regional Civil Affairs Officer

Declassified E.O. 12356 Section 3.3/NND No. 785021

INHABITANTS	ASSESSORI (ALDERMEN)
Over 250,000	10
" 60,000	8
" 30,000	6
" 3,000	4
Smaller Communities	2

but in order to cope with exceptional conditions, Senior Civil Affairs Officers may consider it advisable to increase the number at their discretion. The afore-mentioned unified text of communal and provincial laws define the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

8. In the selection of the members of the above agencies, consideration should be given to various shades of political opinion, excluding extremists, and labor and agriculture must be adequately represented.

9. It will be found that local officials are fully conversant with the legislation and procedure in regard to local government bodies, and can act upon Senior Civil Affairs Officers directives for the rapid execution of this order.

10. In conformity with the above, from now onwards, all Provincial and Communal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of the Senior Civil Affairs Officer or Civil Affairs Officer concerned.

/s/ CHARLES POLETTI
CHARLES POLETTI
Lt. Colonel
Regional Civil Affairs Officer

3316

Declassified E.O. 12356 Section 3.3/NND No. 785021

ALLIED CONTROL COMMISSION

ADMINISTRATIVE INSTRUCTION NO

SUBJECT: Reorganization of Provincial and Communal Administration.

TO : All Provincial Commissioners.

1. In order to restore Provincial and Municipal Administration to a pre-Fascist level, and in the interest of securing uniformity in the form and structure of local government, the following instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N. 148. It is necessary to revise certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

3. The top position in provincial administration is that of Prefect. Next in order come the Vice-Prefect and Vice-Prefect Inspector (Vice Prefetto Ispettore). When the post of Prefect is vacant, and a suitable civil service career official of the necessary grade and qualifications is not available, a person must be nominated to the position who, beside the requisite executive ability, should have a suitable political background. The same principle applies when a vacancy exists for a Vice-Prefect and no suitable career official is available for appointment.

4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Commissioner for transmission through channels for approval by the Chief Commissioner (RCMG Section CA Branch).

5. The selection of officials outside the civil service, as an emergency measure, is warmly recommended, for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

6. A table of administrative grades of civil service career personnel in the Prefecture is attached for information (Appendix B), together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix C).

3314

Declassified E.O. 12356 Section 3.3/NND No. 785021

1. In order to restore Provincial and Municipal Administration to a pre-Fascist level, and in the interest of securing uniformity in the form and structure of local government, the following instructions are laid down for immediate application in each individual province.

2. The various government officers and organs herein mentioned derive their powers and functions from certain fundamental laws embodied in a Unified Text of Municipal and Provincial Laws of 1915, N. 148. It is necessary to revise certain provisions of these laws which were superseded or repealed under fascism. It will be found that local officials are conversant with the legislation and procedure in regard to local government bodies, and, upon issuance of the attached General Order (Appendix A), can proceed with its immediate execution.

3. The top position in provincial administration is that of Prefect. Next in order come the Vice-Prefect and Vice-Prefect Inspector (Vice Prefetto Ispettore). When the post of Prefect is vacant, and a suitable civil service career official of the necessary grade and qualifications is not available, a person must be nominated to the position who, beside the requisite executive ability, should have a suitable political background. The same principle applies when a vacancy exists for a Vice-Prefect and no suitable career official is available for appointment.

4. In both instances nominations, supported by information as to the qualifications of nominees, are to be submitted to the Regional Commissioner for transmission through channels for approval by the Chief Commissioner (RCMG Section CA Branch).

5. The selection of officials outside the civil service, as an emergency measure, is warmly recommended, for the choice of public spirited men with personality and universally accepted probity should not only enable the system of indirect rule to be greatly extended, but also infuse into the organs of local government a fresh vitality which is so abundantly needed.

6. A table of administrative grades of civil service career personnel in the Prefecture is attached for information (Appendix B), together with a chart outlining local government organization in relation to the Ministry of the Interior (Appendix C). 3314

7. The principal organs of provincial government which are to be revived in consultation with the Prefect are the following:

a) CONSIGLIO DI PREFETTURA ("Prefectural Council"): It is normally composed of the Prefect or his substitute, who presides, and two senior Councillors ("Consiglieri") of the Prefecture. Its powers

and

Declassified E.O. 12356 Section 3.3/NND No. 785021

and functions are principally advisory and are regulated by specific laws, although the Prefect may request the opinion of the Council on any matter. It also has certain functions relating to the approval of accounts of communes and certain institutions, in which capacity its composition is enlarged to include additional officials.

b) GIUNTA PROVINCIALE AMMINISTRATIVA ("Provincial Administrative Board"): The formation and functions of this body are regulated by a series of laws and regulations which date from 1865. It is composed of ten members with the Prefect or his substitute as President of the Board, and includes the following officials of the Prefecture: a Vice-Prefect Inspector, two Councillors, the Chief Accountant ("Ragioniere Capo") and the Intendant of Finance ("Intendente di Finanze"). The remaining four members are citizen appointees chosen from experts in legal administrative or technical matters, nominated by the Prefect and approved by the Provincial Commissioner acting for Allied Control Commission.

c) DEPUTAZIONE PROVINCIALE ("Provincial Deputation"): This body is revived to replace the fascist-created Rettorato, the latter body being now abolished. In pre-fascist provincial government, the Deputation was normally appointed by, and from among the members of, a larger elected body known as the Consiglio Provinciale ("Provincial Council"). For present purposes, since the elective Consiglio is not possible at this time, the Deputation is to be nominated by the Prefect and approved by the Provincial Commissioner on behalf of the Allied Control Commission. It consists of a President and ten unpaid citizen members. The President is also the Head of Provincial Administration ("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

8. Municipal Administration is to be organized as follows:

a) SINDACI : In place of "Podesta" the democratic title of "Sindaco" (Mayor) must be universally adopted. As it is not possible to revive the electoral system at this time, new appointments or changes in the position of Mayor will be made by the Prefect who will issue a regular decree for this purpose after the person nominated has been approved by the Provincial Commissioner acting for the Allied Control Commission. Appointments of Vice-Sindaci are to be similarly effected.

b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks, and changes should be effected only through him under the standing procedure which must be closely followed.

c) GIUNTA COMUNALE ("Municipal Board of Aldermen"): This body is revived to replace the fascist-created Consulta Comunale. Normally

Declassified E.O. 12356 Section 3.3/NND No. 785021

[illegible] members [illegible] Board, and includes the following officials of the Prefecture: a Vice-Prefect Inspector, two Councillors, the Chief Accountant ("Ragioniere Capo") and the Intendant of Finance ("Intendente di Finanza"). The remaining four members are citizen appointees chosen from experts in legal administrative or technical matters, nominated by the Prefect and approved by the Provincial Commissioner acting for Allied Control Commission.

c) DEPUTAZIONE PROVINCIALE ("Provincial Deputation"): This body is revived to replace the fascist-created Rettorato, the latter body being now abolished. In pre-fascist provincial government, the Deputation was normally appointed by, and from among the members of, a larger elected body known as the Consiglio Provinciale ("Provincial Council"). For present purposes, since the elective Consiglio is not possible at this time, the Deputation is to be nominated by the Prefect and approved by the Provincial Commissioner on behalf of the Allied Control Commission. It consists of a President and ten unpaid citizen members. The President is also the Head of Provincial Administration ("Capo dell'Amministrazione Provinciale"). In provinces of less than six hundred thousand inhabitants, the number of members is reduced. The duties and powers are regulated by the Unified Text of 1915, above mentioned, which should be consulted if further details are required.

8. Municipal Administration is to be organized as follows:

a) SINDACI : In place of "Podesta" the democratic title of "Sindaco" (Mayor) must be universally adopted. As it is not possible to revive the electoral system at this time, new appointments or changes in the position of Mayor will be made by the Prefect who will issue a regular decree for this purpose after the person nominated has been approved by the Provincial Commissioner acting for the Allied Control Commission. Appointments of Vice-Sindaci are to be similarly effected.

b) SEGRETARIO COMUNALE ("Town Clerk"): This official is a civil servant and cannot be appointed mayor, nor be lightly dismissed. The Prefect has full power to effect transfers, retirements, and appointments of Town Clerks, and changes should be effected only through him under the standing procedure which must be closely followed.

c) GIUNTA COMUNALE ("Municipal Board of Alderman"): This body is revived to replace the fascist-created Consulta Comunale. Normally, as in the case of the Provincial Deputation, its members, called "assessori" ("Aldermen"), would be selected by, and from among the members of, an elected Consiglio Comunale ("Municipal Council"). Under

present

Declassified E.O. 12356 Section 3.3/NND No. 785021

present emergency conditions, the Giunta Comunale is to be nominated by the Mayor with the concurrence of the Provincial Commissioner or Provincial Officer, and the appointments confirmed by the Prefect of the Province. The numerical composition of the Giunta varies according to population as follows:

INHABITANTS	ASSESSORI (ALDERMEN)
Over 250,000	10
" 60,000	8
" 30,000	6
" 3,000	4
Smaller Communities	2

In order to cope with exceptional conditions, however, Provincial Senior Commissioners may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

9. In the selection of members of the above agencies, consideration should be given to various shades of political opinion. Labor and agriculture, including the small farmers, must be adequately represented.

10. For the purpose of securing a proper understanding and a uniform application of these instructions, as well as other matters affecting local government, meetings of all Provincial Commissioners will be held at regular intervals. Similar meeting of all Prefects will also be held in order to assure a uniform application of the attached General Order (Appendix A) which is being issued to all Prefects in this Region.

11. In conformity with the above, from now onwards, all Provincial and Municipal Decrees and Orders must be issued in the name of the Prefect or local Mayor respectively and bear only the "VISTO" of the Provincial Commissioner or Provincial Officer concerned.

Regional Commissioner

Declassified E.O. 12356 Section 3.3/NND No. 785021

In order to cope with exceptional conditions, however, Provincial Senior Commissioners may consider it advisable to increase the number at their discretion. The above-mentioned Unified Text of 1915 defines the appointment, powers, duties, and responsibilities of Mayors and Town Councils.

9. In the selection of members of the above agencies, consideration should be given to various shades of political opinion. Labor and agriculture, including the small farmers, must be adequately represented.

10. For the purpose of securing a proper understanding and a uniform application of these instructions, as well as other matters affecting local government, meetings of all Provincial Commissioners will be held at regular intervals. Similar meeting of all Prefects will also be held in order to assure a uniform application of the attached General Order (Appendix A) which is being issued to all Prefects in this Region.

11. In conformity with the above, from now onwards, all Provincial and Municipal Decrees and Orders must be issued in the name of the Prefect or local May r respectively and bear only the "VISTO" of the Provincial Commissioner or Provincial Officer concerned.

Regional Commissioner

3313

Declassified E.O. 12356 Section 3.3/NND No. 785021

- (APPENDIX A - REVISED)

ALLIED CONTROL COMMISSION

REGION HEADQUARTERS

REGIONAL ORDER
No _____

Date _____

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 March, 1934, n. 385, does not conform to the altered political situation; and

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 5 February, 1915, n. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full, and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances, the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, President of Provincial Administration, and members of the Deputazione Provinciale,

BY VIRTUE OF the powers conferred on me, I, _____, Regional Commissioner, do hereby

ORDER

1. The Mayor shall be appointed by the Prefect, subject to approval of the Allied Control Commission.

2. The Giunta Municipale shall be appointed by the Prefect, subject to the authorization of the Allied Control Commission.

3. Each Province shall have a President and a Deputazione Provinciale.

4. The President shall be the Head of Provincial Administration and President of the Deputazione Provinciale.

3312

Declassified E.O. 12356 Section 3.3/NND No. 785021

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 March, 1934, n. 385, does not conform to the altered political situation; and

WHEREAS the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February, 1915, n. 148, is considered to conform more nearly to liberal and democratic principles and to the free political conscience of the people; and

WHEREAS it is not possible at present to conduct public administrative elections, as would be necessary if full effect were given to said Unified Text of 5 February, 1915, n. 148, and

WHEREAS, therefore, it is considered advisable to issue temporary regulations for the functioning of municipal and provincial administration, insofar as the aforesaid Unified Text cannot be applied in full, and

WHEREAS said Unified Text of 1915 contains provisions that permit in exceptional circumstances, the substitution of the Giunta Municipale for the Consiglio Comunale, and of the Deputazione Provinciale for the Consiglio Provinciale, which provisions may at present be given effect in general terms; and

WHEREAS, therefore, in view of the present exceptional circumstances, and as a temporary measure, it is necessary to issue regulations only for the appointment of Mayors, members of the Giunta Municipale, President of Provincial Administration, and members of the Deputazione Provinciale,

BY VIRTUE OF the powers conferred on me, I, _____, Regional Commissioner, do hereby

ORDER

1. The Mayor shall be appointed by the Prefect, subject to approval of the Allied Control Commission.

2. The Giunta Municipale shall be appointed by the Prefect, subject to the authorization of the Allied Control Commission.

3. Each Province shall have a President and a Deputazione Provinciale.

4. The President shall be the Head of Provincial Administration and president of the Deputazione Provinciale.

5. The President shall be appointed by the Prefect, subject to approval of the Allied Control Commission.

6. The members of the Deputazione Provinciale shall be appointed by the Prefect, subject to approval of the Allied Control Commission.

3312

Declassified E.O. 12356 Section 3.3/NND No. 785021

7. Until such time as the Consiglio Comunale and the Consiglio Provinciale shall have been constituted, the Giunta Municipale shall be substituted for the Consiglio Comunale, and the Deputazione Provinciale for the Consiglio Provinciale; and the Deputazione Provinciale shall retain all other powers normally vested in them by the aforesaid Unified Text of Communal and Provincial Laws of 1915.

8. To the grounds for ineligibility established by the Unified Text of 1915 is hereby added the following: No one is eligible for appointment to the office of Mayor, Assessor (member of the Giunta Muunicipale), President of provincial administration and of the Deputazione Provinciale, or Delegate (member of the Deputazione Provinciale), if he has held an office in the Fascist Party.

9. All other provisions of the Unified Text of Communal and Provincial Laws approved by Royal Decree of 3 February 1915, n. 148, shall be and remain in full force and effect, to the extent that they are not in conflict with the present order or with special regulations issued or to be issued by the Allied Control Commission.

10. In the application of the provisions of the foregoing articles, and for the solution of general problems of interpretation arising thereunder, rulings may be issued by the Allied Control Commission, which will have the same effect as this order.

Distribution:

Regional Commissioner

Declassified E.O. 12356 Section 3.3/NND No. 785021

ALLIED CONTROL COMMISSION
_____ REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO. _____

APPENDIX B

Civil Servants are divided into three groups, A., B., and C.

The first deals with political and administration affairs; the second handles accountancy and administration; the third takes care of archives, registry, typing, etc.

ADMINISTRATIVE RANKS

Grade	XI	Under Secretary
"	X	Secretary
"	IX	First Secretary
"	VIII	Councilor Second Class
"	VII	" First "
"	VI	Vice Prefect - Inspector
"	V	" " - "Vicario"
"	IV	Prefect Second Class
"	III	" First "

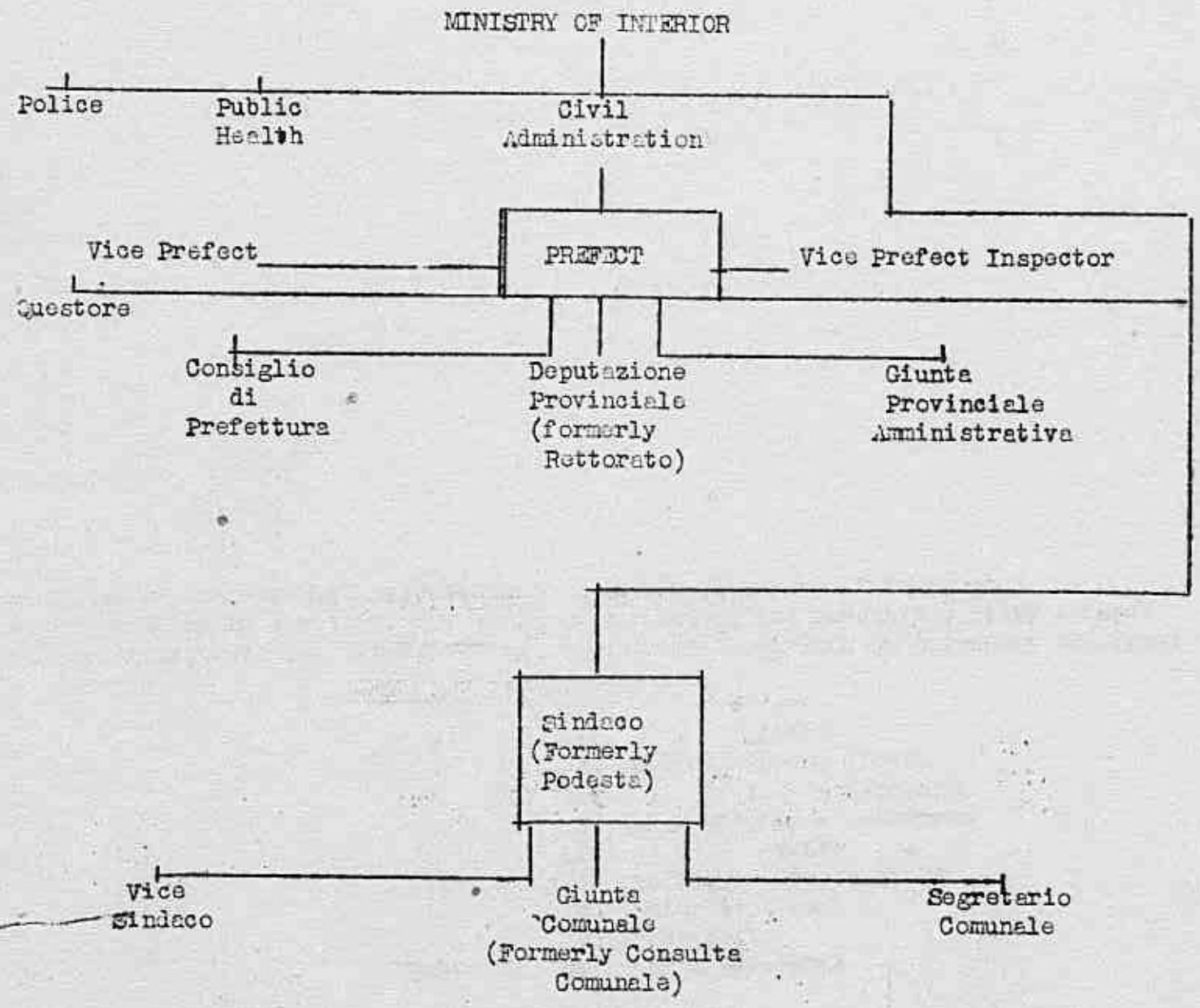
In addition to the foregoing, there is another category of personnel appointed by the Ministry of the Interior, who have not passed the prescribed civil service examination, consequently without rank, known as "personale avventizio".

Declassified E.O. 12356 Section 3.3/NND No. 785021

ALLIED CONTROL COMMISSION
_____ REGION HEADQUARTERS

ADMINISTRATIVE INSTRUCTION NO. _____

APPENDIX C



Declassified E.O. 12356 Section 3.3/NND No. 785021

1461