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

ACC/45/19/16

10000/141/781

ELECTORAL LISTS & EL
AUG. - DEC. 1945; (JAN. -

Declassified E.O. 12356 Section 3.3/NND No. 780021

10000/141/781 ELECTORAL LISTS & ELECTIONS, VENEZIA-GIULIA
AUG. - DEC. 1945; (JAN. - JULY 1946)

Consul Affairs Sec

Cable at 62 dispatched by this office.

KR. 27
Sept. 8

Declassified E.O. 12356 Section 3.3/NND No. 770027

FILE

DATE	MINUTE SHEET NO.	PAGE
15/July	CA Section (50) Ref. minutes 48 + 49, please see signal at fo 56 dispatched this afternoon as approved by VP this morning. Copies have been distributed to CC, EC + Polads. PVV 15/7 Clifton Gillman, Major Head Cont. S/C.	56
15 July	Head for. S/C 51 Seen - Thank you Air Chief Marshal CAS	
CAS	52. Cable opposite drafted by Ex. Com and dispatched, including internal distribution, by this office. 15/7.	47-48
	53 Ex. Comm. 1. Ref AF Hdq Cable at 61. CC at 59. Recommended (for work'g) compilation should proceed. The question of the area to which the Order should apply was NOT raised. In keeping with this policy a draft reply to 51.	

Declassified E.O. 12356 Section 3.3/NND No. 770021

15/July

Ref. minute 48 + 49. Please see signal at fo 56 dispatched this afternoon as approved by VP this morning. Copies have been distributed to CC, EC + Polads. 56

PVV 15/7

Clifton Dillon, Major
Head Egypt. S/C.

15 July Draft for S/C 51

Seen - Thank you

Duff Cooper
Capt
CAS

52.

CAS Cable opposite drafted by Ex. Com and dispatched, including internal distribution, by this office. 41-8

15/7.

53

Ex. Comm.

1. Ref AFHQ Cable at 61. CC at 59. I recommended that work of compilation should proceed. The question of the Area to which the Order should apply was reviewed. In keeping with this policy a draft reply to 61. is at 62.
As regards the area covered by the General Order I do not know what boundaries Vienna as of the boundaries of the new State have been drawn at PARIS. Even if not in the POLAD qualification I should be wholly in favour of applying the Order in ZONE A. if we are going to continue to recommend compilation.
2. As regards draft at 62 my own view is that we should cancel the formalization of the G.O. for reasons given at 54. Moreover more than another month has passed since C.C. sent Wire at 59.

W Parr
Brig.
U.S.C.A.S.

Declassified E.O. 12356 Section 3.3/NND No. 788021

DATE	MINUTE SHEET NO.	PAGE
11 July	CAS (47) At fo. 54 is the memo. you directed to be prepared this morning. 5 additional copies for distribution are also annexed TX - 495 E G Lee Dillman, Major Local Govt. S/C (48) V.P. CAS MC Ltr Sic/Immediate later Local Govt. letter on f 54 was discussed at CC's Political meeting today when it was decided (1) To advise AFHQ ~~XIG~~ Caserta to withhold promulgation of the General Order (2) To signal AFHQ advising whether, in view of the decisions of the Paris Conference regarding V.G the preparation of the electoral lists should proceed Would you take action accordingly	54 4147

Declassified E.O. 12356 Section 3.3/NND No. 778021

TX-495

Local Govt. S/C

(48)

V.P. CAS MC

Local Govt. letter on f 54 was discussed at CC's Political meeting today when it was decided

(1) To advise AFHQ ~~XIV~~ Corps to withhold promulgation of the General Order

(2) To signal AFHQ advising whether, in view of the decisions of the Paris Conference regarding V.G. the preparation of the electoral lists should proceed

Would you take action accordingly

178/1217

4147

(49)

15 July Local Govt. S/C

minute 48

The V.P. directs that action be taken immediately.

Brigadier
CAS

Declassified E.O. 12356 Section 3.3/NND No. 778021

Section N° 5 (1)

FILE

DATE	MINUTE SHEET NO.	PAGE

(42)

3 Dec. - CAS -

Herewith letter for signature pursuant to Min. 41.

R. R. Temple, Major
Dir. L.G. S/C

(43)

11 Dec 45 I have sent one of the employees to find out if the ex-comm office had any available information in respect of folio 24; she reported to me that Ex-comm office had no information whatsoever ~~was~~ available in respect of letter F54349 referred to in folio 24. 24. 25

R R

(44)

CAS A/B

4 Feb. Please see folio 43 for your information. It summarises our activity with regard to the preparation of electoral rolls in Venezia-Giulia other pertinent for. all 42, 39, 38, 34a, 34.

4146

NFTel HQ S/C R.R. Temple, Major
Director hoc. Govt. S/C

(45)

L.G.S.C.

Noted. File returned J Keeler. Maj.
Ca. Section

5 Feb. (46)

Declassified E.O. 12356 Section 3.3/NND No. 770021

R. R. Temple, Major
Dir. L.g.S/C

(43)

11 Dec 45 I have sent one of the employees to find out if the ex-commo office had any available information in respect of folio 24; she reported to me that Ex-commo office had no information whatsoever ~~was~~ available in respect of letter F54349 referred to in folio 24. 24. 25

24. 25

(44)

4 Feb. CAS AMB

Please see folio 43 for your information. It summarizes our activity with regard to the preparation of electoral rolls in Venezia-Giulia other pertinent for. ref 42, 39, 38, 34a, 34.

4146

Noted 11/2/46

R. R. Temple Major
Director hdq. joint. S/C

(45)

L.G.S.C.

Noted. File returned pKeates. Maj.
Ca. Retrin

5 Feb.

(46)

16 April Decoder

Ref. fo. 47, I telephoned Dr STRANO this afternoon & got his express confirmation of the point made in para. 5. (47)

Declassified E.O. 12356 Section 3.3/NND No. 788021

FILE		
DATE	REVISED SHEET NO.	PAGE

38

21 Nov. CAS -

you asked that No. 20 be brought forward. No. 21 is in response thereto and should go to Legal S/c. 20 21 22

R.K. Temple, Maj
Dir. L & S/c

39

30 Nov CAS.

1/ No legal officer is available at present.

2/ after the handover Major McLelm or Major Gilchrist will be appointed to Venezia Giulia. and One of them may be put in charge of the Preparation of Electoral lists or alternatively a legal officer already on the spot who can have been earmarked for this job.

J.I.H. Lindsay
Wales

Legal-1/c
30 Nov 45

+ on both.

40

30 Nov. CAS - Please note minute 39. Do you wish to add anything for the response to SCAO - 13th Corps. which should be sent by you - the addressee.

R.K. Temple, Maj 4145
Dir. L & S/c.

Declassified E.O. 12356 Section 3.3/NND No. 759021

brought forward. No. 22 is in response thereto and should go to legal S/c.

R.F. Temple, Maj
Dir. of S/c

30 Nov

CAS.

39.

1) No legal officer is available at present.

2) After the handover Major McColm or Major Gilchrist+ will be appointed to Venezia Giulia. One of them may be put in charge of the Preparation of Electoral lists or alternatively replace a legal officer already on the spot who may have been earmarked for this job.

G.C. Hennessy
Legal S/c
30 Nov 45
+ or both.

40

30 Nov.

CAS - Please note minute 39. Do you wish to add anything for the response to SCAO - 13th Corps which should be sent by you - the addressee.

R.F. Temple, Maj 4145
Dir. of S/c.

41.

L Genl.

There is nothing one can tell XIII Corps except that this strength will be increased as soon as possible but that that cannot be until after the handover.

This will delay the work of preparation 3 years.

Please submit reply for sign.

H.H. Wilson Lt Col

CAS
30 NOV. 1945
X 525.

Declassified E.O. 12356 Section 3.3/NND No. 759021

FILE

DATE

MEMO SHEET NO. 36

PAGE

1945

5 Nov. Note: In a conference in which Brig. Carr, Col. Bowman (SCAO Ven-Giulia) and Maj. Temple participated, the problems involved in the compilation of the electoral lists in Venezia-Giulia were outlined as stated in minute 30. Col. Bowman agreed that, in spite of the difficulties he could anticipate, it was desirable to get on with the job since the territory was juridically still part of Italy. He also agreed to take on the task of preparing the necessary orders, administrative regulations, forms etc. He would assign a lawyer to handle the matter and probably have him report to Lt. Govt. S/C for periodic conferences and advice. A letter from this HQ. to him is to be written, it was agreed.

R K Temple Major
Director L.G. S/C

37

8 Nov. CA Section -

1. I spoke with Mr. Hopkinson who agreed that although his office

41.

1-9

20

Declassified E.O. 12356 Section 3.3/NND No. 778021

ezia-Giulia were outlined as stated in minute 30. Col. Bowman agreed that, in spite of the difficulties he could anticipate, it was desirable to get on with the job since the territory was juridically still part of Italy. He also agreed to take on the task of preparing the necessary orders, administrative regulations, forms etc. He would assign a lawyer to handle the matter and probably have him report to Loc. Govt. S/C for periodic conferences and advice. A letter from this HQ. to him is to be written it was agreed.

R R Temple Major
Director L.G. S/C

37

8 Nov. CA Section -

1. I spoke with Mr. Hopkinson who agreed that, although his office was not able to obtain any precise information as to what the Jugoslavs were doing on elections, it was desirable that the preparatory work of compiling electoral lists in Venezia-Giulia begin at once.

2. Draft of letter to SCAO Venezia-Giulia submitted herewith (folio 19) for your approval. Refer minute 36 please.

Ralph R. Temple, Major
Director Loc. Govt. S/C

Declassified E.O. 12356 Section 3.3/NND No. 770021

MINUTE SHEET

TO: AF CA Sec.

1 As you will see from their Minutes (vide, in the case of Poled A, marginal notes to Minute 30) both Poled A and I see no objection to the compilation of the voters list in accordance with Italian statutes though Poled I does suggest that no further action should be taken until a reply to a particular communication has been received from Belgrade.

2 I have the following comments on Minute 30:

Para 3 (a). I do not agree with the wording which suggests that Yugoslavs have been "deprived" of the right. "Denial" would be a better word; deprivation suggests that they have, at some time, had that right.

I disagree with the argument in the last paragraph of Para 3(a). To maintain the status quo in not to pre-judge a case. On the contrary, to grant a new right would be an act which would compromise the position.

Para 3(b) I see no necessity for contact. As has previously been pointed out, if information is required from Italian Government files, AMG can obtain it. That applies whether the files are in a Provincial Cancellari Giudiciale or in Rome.

With regard to sub-para (ii) there is no reason why AMG should not appoint, after receiving a nomination from the President of the Council of Ministers.

3 I agree with Minute 31 that there is no need to suggest difficulties to XIII Corps. The purpose of Staff officers is to make things smooth and easy. All that is necessary is to lay down the lines upon which the lists will be compiled.

25 Oct 45.

S.H. WHITE, Lt Col,
CMO CA Sec.

34

C.M.O.

I agree that we must not suggest difficulties but we must help XIII Corps A.M.G. by telling them in broad terms what compilation of electoral rolls involves. E.G. Only Italian subjects over 21 can be enrolled, can compilation under an A.M.G. Order, Contact with 43 Record Offices outside Venezia Giulia (Except A.M.G. - A.C. channels A.M.G. to appoint the President of the Commission for

Declassified E.O. 12356 Section 3.3/NND No. 775021

Para 3 (a) I do not agree with the wording which suggests that Yugoslavs have been "deprived" of the right. "Denied" would be a better word; deprivation suggests that they have, at some time, had that right.

I disagree with the argument in the last paragraph of Para 3(a). To maintain the status quo is not to pre-judge a case. On the contrary, to grant a new right would be an act which would compromise the position.

Para 3(b) I see no necessity for contact. As has previously been pointed out, if information is required from Italian Government files, AMG can obtain it. That applies whether the files are in a Provincial Gabellari Giudiziale or in Rome.

With regard to sub-para (d) there is no reason why AMG should not appoint, after receiving a nomination from the President of the Council of Ministers.

I agree with Minute 31 that there is no need to suggest difficulties to XIII Corps. The purpose of Staff Officers is to make things smooth and easy. All that is necessary is to lay down the lines upon which the lists will be compiled.

H.H. [illegible], Lt Col,
GSO 1A Sec.

25 Oct 45.

34.

C.S.O.

I agree that we must not suggest difficulties but we must help XIII Corps A.M.G. by telling them in broad terms what compilation of electoral rolls involves. E.G. Only Italian subjects over 21 can be involved, also Compilation under an A.M.G. Order, Contact Lt 43 Record Offices outside Venezia Giulia through A.M.G. H.C. channels A.M.G. to appoint the President of the Commission for disfranchisement etc.

B.F. Glen Pstad(B) reports. reply from Belgrade.

I7/x.

M Ram Brigadier.
V.P.C.A.S.

35.

local govt

for action please

H.H. [illegible]

26 OCT. 1945

Declassified E.O. 12356 Section 3.3/NND No. 788021

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

Nothing to be Written in this Margin.

1 Minutes. No 52 (continued)

Italian Embassy have addressed to
the British Embassy Belgrade as
to whether Venezia Giulia East
of the new line was being
treated as an integral part of
Yugoslavia for purposes of
elections, representation in State
and Federal assemblies etc.
We have not yet had any
reply from Belgrade but the F.O.
(to whom the telegram was repeated)
wishes the comment that it was
Yugoslavs are treating Zone 'B'
as Yugoslavia, the Italian Journal
would be entitled "to make use of
every opportunity to treat territory
West of the line as Italian."
This is a long way from the view
of Sir. Harding and Col. Bowman!
I suggest that before proceeding any
further we might await Belgrade's
reply. Oct. 26th

4142

FILE

DATE | MINUTE SHEET NO. | PAGE

Minute No. 30 (continued)

(iii) Local officials are used throughout the procedure but contact with the Italian Government is unavoidable if the Italian system is to be used.

4. I would like to get your observations on the foregoing, inasmuch as they must be mentioned to XIII Corps and although we may anticipate objection.

R.R. Temple, Major

RALPH R. TEMPLE, Major
Director, Local Govt. S/C

RRT/pec

10/23 Local Govt. S/C 31

I do not consider the obstacles mentioned above as insurmountable. Why must they be mentioned to XIII Corps? In communicating with XIII Corps why could not some general phrase such as you used in para 6 of your letter to AFHQ, Syst. 19 (Tactics 15A) be included without suggesting specific obstacles to XIII Corps?

J.W. Ellery-James
Pol. Rd. (Am)

32

There is a telegram just received at the British Embassy from the F.O.

Declassified E.O. 12356 Section 3.3/NND No. 778021

system is to be used.

4. I would like to get your observations on the foregoing, inasmuch as they must be mentioned to XIII Corps and although we may anticipate objection.

R.R. Temple, Major

RALPH R. TEMPLE, Major
Director, Local Govt. S/C

RRT/pec

31

10/23 Local Govt. S/c

I do not consider the obstacles mentioned above as insurmountable. Why must they be mentioned to XIII Corps? In communicating with XIII Corps why could not some General phrase such as you used in para 6 of your letter to AFHQ, Syst. 19 (Serfio 15A) be included without specific obstacles to XIII Corps?

J.W. Edley Jones
Pol. Rd. (Am)

32

There is a telegram just received at the British Embassy from the F.O. to ~~Washington~~ Belgrade which indicates that the F.O. have taken changed their ground and would probably not object to holding of national elections in Venezia Giulia west of the Morgan line. The point arose out of an enquiry by the British

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FILE		
DATE	MINUTE SHEET NO.	PAGE

17 Oct 45 **Polads A & B:** (30)

1. Please refer to folios 13A, 15 and 15A, copies of which were heretofore sent to you and also to SCAO Venezia-Giulia.

2. No indication as to the attitude of AMG Venezia-Giulia has been made and before this HQ communicates with the SCAO, it is desired to get your observations on several aspects of the matter.

3. On the assumption that everyone is agreed at these Headquarters on the desirability of using a system of registration which would provide the basis for Communal or National elections and that the procedure to be adopted for Venezia-Giulia follow as closely as possible that for the remainder of Italy--this procedure of course defined in AMG General Order--it is necessary to indicate some of the difficulties involved.

(a) Since Italian law is to be the basis for the registration system, its provisions as to who has the franchise must be followed. Italian law provides that only Italian citizens over 21 have the right to vote. With the presence of many Yugoslavs in the area, who perhaps have not become Italian citizens but who seriously intend to remain in the area, the deprivation to them of the right to vote might give rise to much resentment and perhaps public disorder. They might claim that rather than acting as a trustee, AMG is prejudging the status of these people and no persuasion on the part of AMG that this is merely a compilation to be utilized when and if the territory is officially returned to the Italian Government will assuage their feelings.

It is quite correct that only Italian subjects should have vote with in 1939 Italian frontiers. JJ

(b) It would be impossible to avoid contact between the area and the Italian Government in connection with certain phases of the procedure:

(i) For example, Cassellari Giudiziali (Criminal Registry Offices) which play a large part in the Italian system may be located in parts of Venezia-Giulia under Yugoslav control or may be in a state of destruction if located in AMG Venezia-Giulia. Since it would be impossible to obtain penal certificates from these Cassellari Giudiziali and, in any event, recent criminal records from Cassellari Giudiziali in the territory which are not destroyed, it would be necessary to get copies of penal certificates from the Central Criminal Registry in Rome. Furthermore, there are a good many Italians in Venezia-Giulia who were born in other provinces on the mainland. Since the law requires that the penal certificates be secured from the Cassellario of the province in which they were born, this means contact between the Mayor of the Commune in Venezia-Giulia and the Cassellario Giudiziale of the provinces on the mainland. If the latter, in turn, are destroyed, as is the case of 14, here

No objection if through AMG JJ 4140

Declassified E.O. 12356 Section 3.3/NND No. 759021

been made and before this HQ communicates with the SCAO, it is desired to get your observations on several aspects of the matter.

3. On the assumption that everyone is agreed at these Headquarters on the desirability of using a system of registration which would provide the basis for Communal or National elections and that the procedure to be adopted for Venezia-Giulia follow as closely as possible that for the remainder of Italy--this procedure of course defined in AMG General Order--it is necessary to indicate some of the difficulties involved.

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It is quite correct that only Italian subjects should have vote with in 1939 Italian frontiers. JJ

(b) It would be impossible to avoid contact between the area and the Italian Government in connection with certain phases of the procedure:

(i) For example, Cassellari Giudiziali (Criminal Registry Offices) which play a large part in the Italian system may be located in parts of Venezia-Giulia under Yugoslav control or may be in a state of destruction if located in AMG Venezia-Giulia. Since it would be impossible to obtain penal certificates from these Cassellari Giudiziali and, in any event, recent criminal records from Cassellari Giudiziali in the territory which are not destroyed, it would be necessary to get copies of penal certificates from the Central Criminal Registry in Rome. Furthermore, there are a good many Italians in Venezia-Giulia who were born in other provinces on the mainland. Since the law requires that the penal certificates be secured from the Cassellario of the province in which they were born, this means contact between the Mayor of the Commune in Venezia-Giulia and the Cassellario Giudiziale of the provinces on the mainland. If the latter, in turn, are destroyed, as is the case of 14, here again contact with the Central Cassellario will be necessary. Of course, the transmission of the lists will be through AMG channels.

No objection if through AMG. JJ 4140

(ii) Another example of contact with the Central Government is in the case of the Provincial Commissions established under DLL 159 for the disfranchisement of persons for Fascist activity. Here the procedure adopted in AMG territory on the mainland, following the Italian law, is for the President of the Council of Ministers of Rome to appoint the President of the Commission (with AC approval) and then have the President of the Court of Appeals in the province nominate the other 2 members who are thereupon formally appointed by the Provincial Commissioner.

ok. JJ

Declassified E.O. 12356 Section 3.3/NND No. PRO 021

FILE

DATE | MEMO SHEET No. | PAGE

4169

Declassified E.O. 12356 Section 3.3/NND No. 788021

TO: CAS 27 September 29, 1945

I agree with comments of POLAD (B). Furthermore there are two points in XIII Corps letter of September 15 (Folio 14B) on which some confusion seems to exist:

(1) The emphasis is placed on elections rather than on the first step in the electoral procedure; that is, the preparation of electoral lists. In paragraph 7 General Harding says "registration and other preparation for elections is bound to be a lengthy process" and that their preparation in the South of Italy has been in progress for "at least six months". In paragraph 8, however, he suggests that elections in Venezia Giulia be postponed until January 1, 1946. I feel that we should get agreement in principle on the preparation of electoral lists in Venezia Giulia and begin on the registration of voters in that area and not worry about postponing the date of elections. That will take care of itself.

(2) XIII Corps' letter speaks of local elections as though they had to be held simultaneously throughout the country or throughout a given area. This need not be the case and there is no reason that I know of why each commune in Venezia Giulia could not hold communal elections whenever the registration of voters for the commune is completed. This might answer the doubt of a sufficient police force expressed by the General in paragraph 6 since such police force as exists in Venezia Giulia might be transferred from commune to commune as the elections are held throughout the area.

J. Wesley Jones
Political Adviser (A)

28

LG

It is probably desirable that the gist of 26 + 27 be conveyed to AFHQ to enable them to reply to 15. If you concur - please draft a suitable letter

CA - 5
7 OCT. 1945
X-6378

4188

29

CAS.

1. Pursuant to my conversation with Lt.Col. White and Brig. Carr, herewith on folio 17

Declassified E.O. 12356 Section 3.3/NND No. 788021

of Italy has been in progress for "at least six months". In paragraph 8, however, he suggests that elections in Venezia Giulia be postponed until January 1, 1946. I feel that we should get agreement in principle on the preparation of electoral lists in Venezia Giulia and begin on the registration of voters in that area and not worry about postponing the date of elections. That will take care of itself.

(9) XIII Corps' letter speaks of local elections as though they had to be held simultaneously throughout the country or throughout a given area. This need not be the case and there is no reason that I know of why each commune in Venezia Giulia could not hold communal elections whenever the registration of voters for the commune is completed. This might answer the doubt of a sufficient police force expressed by the General in paragraph 6 since such police force as exists in Venezia Giulia might be transferred from commune to commune as the elections are held throughout the area.

J. Wesley Jones
Political Adviser (A)

28

LG

It is probably desirable that the gist of 26 + 27 be conveyed to AFHQ to enable them to reply to 15B. If you concur - please draft a suitable letter

CA. S
7 OCT. 1945
X-620

4138

29

CAS.

1. Pursuant to my conversation with Lt.Col. White and Brig. Carr, herewith on folio 17 an analysis of the position regarding election matters in Venezia-Giulia

2. I recommend a conference be called by the V.P. with Poleda and this S/C and anyone else deemed necessary, to clarify AC policy.

R. R. Temple, Major
Director L.G. S/C
9 Oct. 45

X-620

Declassified E.O. 12356 Section 3.3/NND No. 759027

MINUTE SHEET NO.

DATE		PAGE
	23	
21 Sept.	Letter fo. 13 dispatched this date. P.S.C. 21/9	13/14
21 Sep. 45	To. CAS 24 Folio 14 + 14a passed to you for information R. R. Chipps Lt. C. L.G.S.C.	
	- 25 -	
24 Sep 45	TO: Executive Commissioner (Sam) Folio (A) " (B)	
	See Folios 14A and 14B.	
	The matter will be kept alive because we have now raised with AFHQ (see Folio 14A) the question of preparation of Electoral Lists in VENEZIA GIULIA.	
	(Ex. Comm. may wish to draft fo. CC). M.C. M. CARR, Brig., VP CA Section.	
	TTV/20/5 Tue 24/9. DSD 25/9	
	26	
	I do not think it was ever intended that the purpose of the local elections in Venezia Giulia, A.M.G. should make use of Italian officials under, and receiving instructions from the central 4137 Rome. I think that	

Declassified E.O. 12356 Section 3.3/NND No. 770021

L.G.S.C.

passed to you for information R. R. Wright Lt.

- 25 -

24 Sep 45 TO: Executive Commissioner (Sec)
Folio (A)
" (B)

See Folios 14A and 14B.

The matter will be kept alive because we have now raised with AFHQ (see Folio 13A) the question of preparation of Electoral Lists in VENEZIA GIULIA.

(Ex. Comm. may wish to see F.O. CF).

M. CARR, Brig.,
VG CA Section.

TTY 20/5

Tel 25/9. D.R.D. 25/9

26

I do not think it was ever intended that for the purpose of the local elections in Venezia Giulia, A.M.G. should make use of Italian officials under, and receiving instructions from the central Italian Govt. in Rome. I think that this should be made clear to Gen. Harding.

Sept 28
Pol. adv. (B).

4137

Declassified E.O. 12356 Section 3.3/NND No. PRO 021

MINUTE SHEET. Reference

[illegible] desirability of commenting at so definite a juncture as is done in the first sentence of para 2.

H. Hopkinson
Pol. adv (Br)
Sept. 14

(A)

Poland B.

May we assume that you have no objection to the ~~preparation~~ preliminary step of preparing the lists.

H. White 14/9

CA.S.
17 SEP 1945

(19)

C.A. Section.

We see no objection to the preparation of the lists.

18/ix/45

(A. S. HELFORD)
Asst. Political Adviser (Br.)

(20)

4136

L Gov.

Please see 19

H. White 19/9

Declassified E.O. 12356 Section 3.3/NND No. 788021

Pol. adv (Br)
Sept. 14

(18)

Polad B.

may we assume that you have no objection to the ~~preparation~~ preliminary step of preparing the lists.

H Hilldring Actd

CA.S.
17 SEP. 1946

(19)

CA Section.

We see no objection to the preparation of the lists.

18/ix/46

(A. S. HALFORD)
Asst. Political Adviser (Br.)

(20)

4156

LGovt.

Please see my

H Hilldring Actd

CA.S
8 SEP. 1946

(21)

CAS

19 Sept. letter referred to in minute (15) now submitted for signature, please

Alfred Sultan Brig
for Director, LG&C.

22.

VP.

This is purely informative so that AFHQ should know what is going on — it is not addressed to us.

CA.S 20 SEP. 1946 Paragraph in min 11. asks us to inform AFHQ

H Hilldring Actd

OVER

(1398) 13869/957
1,000,000 5/39 JC&SL Ltd
Gp644/229
(REGIMINT)
CODE 5-340

Declassified E.O. 12356 Section 3.3/NND No. 770021

MINUTE SHEET NO.

DATE	(15)	PAGE
13 Sept.	CA Section 1. Reference minute (11) – (14), draft letter to AFHQ herewith at fo. 12 for approval please.	12. 13
	2. Please note para. 3 thereof. This is based upon :– (a) US Ambassador's letter at fo. 6 : + (b) remarks by Poland (B) noted at fo. 8, para. 2.	6. 7 8. 9
	3. The authority from the US Govt. is quite clear from fo. 6. Mr Hopkinson's remarks at fo. 8 however ~~does~~ were made in the course of an exploratory conversation + do not specifically mention the preparation of electoral lists	
	4. It is therefore submitted that before the draft at fo 12 is approved, the file be minuted to Poland (B) for his concurrence.	
	5. Please see also fos. 10 + 11, which indicate developments at AFHQ but do not affect the question of electoral lists.	to 11 at 12
	for C. H. Stevens Major Director, C. A. Sec.	
	Poland B. (16) Please see min 15. May we have your comments on draft please	
	CA S. 10 SEP. 1945 (17) We now had a telegram from the Foreign office from which it is clear that the British front keeps that 13 corps can	4135

Declassified E.O. 12356 Section 3.3/NND No. 759021

herewith at fo. 12 for approval please.

2. Please note para. 3 thereof. This is based upon: -

(a) US Ambassador's letter at fo. 6: + 6.7

(b) remarks by Poland (B) noted at fo. 8, para. 2. 8.9

3. The authority from the US Govt. is quite clear from fo. 6. The US Mission's remarks at fo. 8 however ~~were~~ were made in the course of an exploratory conversation + do not specifically mention the postponement of electoral lists.

4. It is therefore submitted that before the draft at fo 12 is approved, the file be minuted to Poland (B) for his concurrence.

5. Please see also fos. 10 + 11, which indicate developments 10 11
at AFHQ but do not affect the question of electoral 11 12
lists.

for Director, G.G. S/C.

Poland. B.

Please see min 15.

May we have your comments on 12A please

CA S.
18 SEP. 1945

(17)

We have had a telegram from the Foreign office from which it is clear that the British front. hope that 13 corps can be persuaded to reverse their decision in regard to holding of local elections. The press has also recently reported Col Bowman as saying that he was in favour of holding these elections. In the circumstances I am a bit doubtful about 4135

Declassified E.O. 12356 Section 3.3/NND No. 760021

11

Chief Commissioner.

1. I would ask you to read Minute 9, submission of which I have postponed until I had the Political Advisers' opinions on Colonel Bowman's statement made to the press referred to in his letter to you of Aug 26. You will see the minutes on this subject in File 2806/33 attached.

2. Decision is now needed on the points raised in para 7 of Minute 9. My own views are that we should start the compilation of the electoral lists, advising AMMG and asking for comment, and that we should certainly consult the Italian Government for advice and suggestions in the preparation of the Regional Order which it will be necessary to issue.

3. Do you agree?

8.Sep.45.

Brigadier,
Executive Commissioner.

12

10

9 Yes
Gms
CC

SEP 9 REC'D
0930

13

V.P.C.A.S.

Action as afforded.

(14)

L. Gov.

4134

Declassified E.O. 12356 Section 3.3/NND No. 788221

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3. Do you agree?

MSC
Brigadier,
Executive Commissioner.

8.Sep.45.

12

10/9 Yes GWS C

SEP 9 PM 0930

13

V.P.C.A.S.

Action as afforded.

MSC 10/9.

(14)

L.G.(O).

For action please

J.H.Wild Lt Col.

11 SEP. 1945

4134

Declassified E.O. 12356 Section 3.3/NND No. MR 021

MINUTE SHEET NO. 6

DATE	Minute No. 9 (Cont'd)	PAGE

ii) that the compilation of election registers, which serve as the basis for Italian local and national elections, be commenced as soon as possible;

iii) that the basis of such compilation be an AMG order embracing as much of the Italian procedural system as possible;

iv) that the Italian Government be consulted for advice and suggestions in the preparation of such an order;

v) that A.F.H.Q. be advised of the foregoing decisions and solicited for its observations. (Copies to XIII Corps).

5. There is, however, one point arising out of these recommendations which concerns recommendation (iv); this Sub-Commission feels that it is hardly competent to compile the AMG order suggested at recommendation (iii) without consultation with the Italian Government, at least on the technicalities. However, both Political Advisers, American and British, consider that this should not be done and the order should be drawn up without reference to the Italian Government. This view has been expressed to the Director of this Sub-Commission verbally since the meeting held on 24 Aug 45. (Folio 8). Polad (A), however, has no very strong objection to reference being made to the Italian Government on technical matters only.

8 9

6. In this connection it is to be noted that in the Ambassador's letter to the Chief Commissioner at Folio 5 the Ambassador uses the words "the Italian Government should be permitted, the Department feels to hold communal elections anywhere and whenever it is ready, including Bolzano Province and the Province of Venezia Giulia". This appears to envisage not only contact with the Italian Government but its machinery being used in connection with elections.

5 6

7. It is therefore for decision:

i) whether A.F.H.Q. be approached for authority to start the compilation of the lists; and,

ii) whether the action recommended in para. 4 be carried out, and in particular, what action shall be taken with regard to sub-para (iv) of para. 4.

R.R. Cripps

R.R. CRIPPS, Colonel
Director
Local Government S/C.

27 August 1945.

Executive 10

4133

Declassified E.O. 12356 Section 3.3/NND No. 799027

possible;

iv) that the Italian Government be consulted for advice and suggestions in the preparation of such an order;

v) that A.F.H.Q. be advised of the foregoing decisions and solicited for its observations. (Copies to XIII Corps).

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R.R. Cripps

R.R.CRIPPS, Colonel
Director
Local Government S/C.

27 August 1945.

10

Executive Commissioner

Ref. Mem. 9. Can a decision please be given. If you feel Mem. 9 is too involved to submit to C.C. a brief Aide-Memoire could be prepared, but the matter is rather a complicated one and Mem. 9 puts it concisely.

3078/45

M. Dunlop
V.P.C.A.S.

31/8.

4133

14

Declassified E.O. 12356 Section 3.3/NND No. 788021

MINUTE SHEET NO. 5

DATE	Minute No. 26	PAGE
24 Aug. 45	Director: (8) 1. Reference my memorandum 7 on elections and election lists for Venezia-Giulia, (fo. 36) and note of conference with Polads (fo. 37), 8 I recommend that VP CAS be advised to seek the following directive from the Chief Commissioner: (i) That recognition be given to the statement of AMG XIII Corps, which does not consider it expedient to allow local elections at this stage. (ii) That the compilation of election registers which serve as the basis for Italian local and national elections be commenced as soon as possible. (iii) That the basis of such compilation be an AMG order and embrace as much of the Italian procedural system as possible. (iv) That the Italian Government be consulted for advice and suggestions in the preparation of such an order. (v) That XIII Corps be advised of the foregoing decisions and solicited for its observations. R.R. Temple Major RALPH R. TEMPLE, Major Deputy Director Local Government Sub Commission RRT/pec Noted R.R.C. Vide minute No. 9. (9)	7 8 9
27 Aug. 45	To: Civil Affairs Section. Reference your Minute No.7 dated 22 August 1945. 1. The telegram of XIII Corps to AFHQ at Folio 3 does not make any reference to the question of commencing the compilation of Electoral Lists. It is considered that the matter will have to be taken up with A.F.H.Q. for 2 reasons: a) that the decision not to hold even the communal elections is not entirely in accordance with the objectives of the State Department contained in the letter of the American Ambassador at Folio 6. b) there is no indication whether or not A.F.H.Q. and XIII Corps considered that the compilation of electoral lists should be begun. 3. In accordance with your instructions contained in Minute No.7	3 4 5 6 4132

Declassified E.O. 12356 Section 3.3/NND No. 775021

(i) That recognition be given to the statement of AMG XIII Corps, which does not consider it expedient to allow local elections at this stage.

(ii) That the compilation of election registers which serve as the basis for Italian local and national elections be commenced as soon as possible.

(iii) That the basis of such compilation be an AMG order and embrace as much of the Italian procedural system as possible.

(iv) That the Italian Government be consulted for advice and suggestions in the preparation of such an order.

(v) That XIII Corps be advised of the foregoing decisions and solicited for its observations.

R.R. Temple Major

RALPH R. TEMPLE, Major
Deputy Director
Local Government Sub Commission

RRT/pec

NARA RG 331 Box 1809.

(9)

27 Aug. 45

To: Civil Affairs Section.

Reference your Minute No.7 dated 22 August 1945.

1. The telegram of XIII Corps to AFHQ at Folio 3 does not make any reference to the question of commencing the compilation of Electoral Lists. It is considered that the matter will have to be taken up with A.F.H.Q. for 2 reasons:

a) that the decision not to hold even the communal elections is not entirely in accordance with the objectives of the State Department contained in the letter of the American Ambassador at Folio 6.

b) there is no indication whether or not A.F.H.Q. and XIII Corps considered that the compilation of electoral lists should be begun.

3. In accordance with your instructions contained in Minute No.7 a meeting has been held with the Political Advisers to discuss this matter, the notes of which are at Folios 7 & 8. From these notes it will be seen that there are considerable complications in starting the compilation of the electoral lists and it might be as well to discuss the matter with the Chief Commissioner before proceeding to take the matter up with A.F.H.Q.

4. If they are to be compiled, it is the view of this S/C that the following action is necessary:

i) that recognition be given to the statement of AMG XIII Corps, which does not consider it expedient to allow local elections at this stage;

/ (ii) that the

34

56

4132

7 & 8

8.4

Declassified E.O. 12356 Section 3.3/NND No. 7RR 021

MINUTE SHEET NO. 4

DATE		PAGE

26 (6)

To Local govt S/c

Ref minute 25 (5) para 5

Signal is being held for reference to C C as a policy matter.

CAS.

H.R. Sladden
Col
22 Aug 45

27. (7)

Local Govt. S/c.

1. Re Min 25 (5) para 1. letter signed.
2. As regards the wire at 23 (5) I notified the C.C.S. Meeting this morning of the latest position.

The question arose as to the preparation of electoral rolls and I presumed it was (the intention of A.F.H.Q that this also should be held in abeyance.

The view expressed at the C.C.S. meeting was that there might be no objection to ordering on the preparation of electoral rolls. Poland (A) still had some information and views on the subject. I do not know whether this aspect of the matter has been considered in this or any Allied file.

5

K 5
56

131

Declassified E.O. 12356 Section 3.3/NND No. 759021

Ref minute 25 para 5

Signal is being held for reference to CC as a policy matter.

CAS.

22 Aug 45

Local Govt. S/C. 27. (7)

1. Re Min 25 para 1. letter signed. KS
2. As regards the wire at 5/1 2 Rifield the C.C.'s Meeting this morning of the latest position. 56

The question arose as to the preparation of electoral rolls and I presumed it was the intention of A.F.H.Q that this also should be held in abeyance.

The view expressed at the C.C.'s meeting was that there might be no objection to ordering on the preparation of electoral rolls. Poland (A) had some information and views on the subject. I do not know whether 4131 the aspect of the matter has been considered in the various States/Te.

5
We should like an early decision as we would be have consulted Poland and any States concerned on the question of starting on compilation of the rolls.

Please take instruction.

22/8 MC. V.P. C.N.S.

Since writing above 34B has arrived 4 (6)

(5) MC

Declassified E.O. 12356 Section 3.3/NND No. 788021

MINUTE SHEET NO. ~~11~~ 3

DATE	~~25~~ (3)	PAGE
18 Aug. 45	**To: Civil Affairs Section:** 1. At Folio (1) 26 there is a letter addressed to this Sub-Commission by Prime Minister Parri in which he : a) refers to the position as far as registration is concerned of refugees from ZARA; and b) asks for our direction with regard to VENEZIA GIULIA as far as elections are concerned. 2. With regard to his second point the whole question of elections in VENEZIA GIULIA is at present under consideration both by AFHQ and the Combined Chiefs of Staff and we have as yet no directions other than that they will not be held pending a decision. 3. With regard to the first point, ZARA is not in an area controlled by AMG and this Commission has no responsibility for it. 4. Refugees are by law entitled to be registered in the province in which they are temporarily residing and can, if they wish, at a later date, have themselves transferred to the Electoral List of their native province if they desire to go there. 5. I have (4) therefore drafted for your signature a reply which is at Folio ~~32~~. I have purposely used the expression "it is believed" when referring to the law on the subject in order that this Commission may not be responsible for the interpretation. R.R. Cripps R.R. CRIPPS, Colonel Director Local Government S/C. Local Govt S/C (3) Folio ~~33~~ (4). I presume you will take necessary action CAS. 20 Aug Blakeley Col	~~25~~ 1-2 28 5 4
21 Aug. 45	~~(25)~~ (5) **CA Section:** 1. At fo. 32 (4) is letter to M/INT on the "ZARATINI", re-drafted in accordance with VP's instructions and for his signature, please 4 I 30 2. Signal from AMG XIII Corps at fo. 30. (3) This is the signal required in para 4 of AFHQ letter at fo. 27. 3. This S/C agrees with the views expressed by AMG XIII Corps at (2)	5 4 4

Declassified E.O. 12356 Section 3.3/NND No. 788021

1. At Folio 26 there is a letter addressed to this Sub-Commission by Prime Minister Parri in which he :

   a) refers to the position as far as registration is concerned of refugees from ZARA; and

   b) asks for our direction with regard to VENEZIA GIULIA as far as elections are concerned.

2. With regard to his second point the whole question of elections in VENEZIA GIULIA is at present under consideration both by AFHQ and the Combined Chiefs of Staff and we have as yet no directions other than that they will not be held pending a decision.

3. With regard to the first point, ZARA is not in an area controlled by AMG and this Commission has no responsibility for it.

4. Refugees are by law entitled to be registered in the province in which they are temporarily residing and can, if they wish, at a later date, have themselves transferred to the Electoral List of their native province if they desire to go there.

5. I have therefore drafted for your signature a reply which is at Folio 31. I have purposely used the expression "it is believed" when referring to the law on the subject in order that this Commission may not be responsible for the interpretation.

R. R. Cripps

R.R.CRIPPS, Colonel
Director
Local Government S/C.

Local Govt Sc.
Folio 34. I presume you will take necessary action
CAS. 20 Aug
Hlmobley, Col

21 Aug. 45 CA Section:

1. At fo. 32 is letter to M/INT on the "ZARATINI", re-drafted in accordance with VP's instructions and for his signature, please.

2. Signal from AMG XIII Corps at fo. 30. This is the signal required in para 4 of AFHQ letter at fo. 27.

3. This S/C agrees with the views expressed by AMG XIII Corps at fo. 30.

4. It may also be observed that in any case elections could not be held in Venezia-Giulia until electoral lists are ready and it would take several months to prepare them, even if it should, at some future time, be decided to do so.

5. No action seems to be required by this HQ except that AFHQ might be notified of AC agreement with the views of AMG XIII Corps. Signal accordingly for approval at fo. 33.

R. R. Cripps

R. R. CRIPPS, Colonel
Director
Local Government S/C

CGRW/pec

Declassified E.O. 12356 Section 3.3/NND No. MR 92-21

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

MINUTE SHEET NO. 2

DATE		PAGE
14 Aug. 45.	A/dir. (2) (1) You might do that. I agree with your recommendation at para. 7. Despatch should be P.T. for V.P.'s signature in those cases, but do not use the expression "am so commanded there" say "if asked they may be able to return" L.G.S.C.	2

4329

Previously hi/slip ho 20 on file AC/1/12/2/A

MINUTE SHEET NO. 1.

DATE	(Minute No. 20)	PAGE
11 Aug. 45	**Director:**	

1. Please refer to folio p. 26 (original Italian at folio p. 26A). (1) (1A)

2. My interpretation of the telegram quoted within the letter from the Prime Minister is as follows:

3. One Avv. Miagostovich, Vice President of the Committee for the Assistance of the Italians of Dalmatia, the main office of which is in Venice (the exact address being San Stae No. 1957) states that his Committee, which represents 10,000 refugees from Zara, demands their registration on the electoral lists of Zara, which is still an integral part of the Kingdom of Italy. These refugees apparently are distributed all over the North, possibly concentrated to a large extent in Venice, because Miagostovich asks the Italian Government to give instructions to the Prefects of the North to accept registrations by extending the time-limits.

4. The 2 sentences in the telegram quoted seem to contradict each other, because on the one hand registration on the electoral lists of Zara is requested, and on the other, the implication is that they be registered in the provinces of the North where they presently are. As a matter of fact, Article 25 of Ministerial Decree of 24 October 1944 provides that refugees and evacuees will be registered in the Commune of their temporary residence, unless they request registration to be kept in the lists of the Commune of domicile by presenting an application to the Sindaco. This must be done 20 days from the date for the commencing of the compilation of the lists. However, any registered elector may apply for cancellation of registration in the Commune from which he desires to transfer 15 days from the publication of the definitive lists (approximately 115 days from the date for the beginning of compilation). He may thereafter apply to be registered in the Commune to which he desires to transfer, forwarding his declaration of cancellation afore-mentioned within 15 days thereafter. (Six months residence required or interests in commune). Art. 1, DLL. 12 Apr. 45.

5. The foregoing seems to protect adequately the franchise right of refugees and it is mentioned in various circulars sent to Prefects, in particular circular No. 5283Z of 15 June 1945.

6. Apparently, at first glance the rest of the letter from the Prime Minister is an attempt to be "cute". He knows perfectly well that electoral material was not forwarded to the provinces of Venezia Giulia, and that our instructions for the commencement of compilation of electoral lists as published in the Gazzetta Ufficiale excluded the provinces of Venezia Giulia. He also is aware of the existence of the Belgrade Agreement and the Morgan Line, which fixed the Territorial authority of AMG for the time being as west of the said Morgan Line. The province of Zara is thereby excluded from our jurisdiction and control.

Declassified E.O. 12356 Section 3.3/NND No. 788221

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4128

7. If the Prime Minister is seeking an enunciation of future policy, I doubt whether we are in a position now to define it. I suggest, therefore, that our response to the Prime Minister's letter merely indicate the fact that the territory is not under our control, but that existing law gives adequate protection for the registration of refugees in the Italian provinces where they are temporarily resident and that they have the opportunity for having their names transferred to Zara if and when they are so removed there.

R. R. Temple, Major

RALPH R. TEMPLE, Major
Deputy Director
Local Government S/C

RRT/pec

Declassified E.O. 12356 Section 3.3/NND No. 759021

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

C.A. Sec. 1735 62

ALLIED FORCE HEAD-QUARTERS
G-5 SECTION
APO 512

G-5 : 923.22

8 September 1946

19 SET. 1946

SUBJECT: Elections in Venezia Giulia

TO : AMG XIII Corps

MC 379

Reference this HQ Signal FX-70558 of 16 August '46.

1. Both British and American governments concur and do not desire a promulgation of the General Order relating to the preparation of electoral lists.

2. It is noted from the minutes of the SCAO meeting on 3 September that Major Baylins reported that preparation of the electoral lists was (with one exception) continuing satisfactorily. Will you please clarify what work it is that is proceeding as it is not understood here how electoral lists can be compiled without promulgation of the order determining the qualification for inclusion in the register and making the provision of information compulsory.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

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

Copy to: AIGCM

Office

Return to CAS to send:—
Copies to EC
EC
PS&D(A)
PS&D(B)

Original sent to Brig Palmer 16 Aug 46

9045 4127

ALLIED H.Q. HEADQUARTERS

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

Tele
62

2911303 AUGUST

AFPAL Rec Cen

15 COPIES

4731

SECRET

(61)

SECRET

YOUR POL DRAC SEVEN ZERO ZERO ONE ONE OF TWO THREE AUGUST SEVEN

PARA ONE RE MY OWN VIEWS AND THAT CONSIDERATION OF POLLS BOTH SUBSTANTIAL AND

PRACTICAL IF IT IS ANTICIPATED THAT THE CONSIDERATION OF THIS POLL WILL TAKE AT

LEAST SIX MONTHS TO BE SATISFACTORILY CARRIED OUT BY ABLE MEAN GROUND

CONSIDER THAT AN ALTERNATIVE METHODOLOGY SHOULD BE DEVISED IF GENERAL CRITERIA

APPLIED ONLY TO PROPOSED NEW ESTIMATES BE THOUGHT DESIRABLE THAT OTHER

SHOULD COVER THE WHOLE OF SOME PERIOD ABLE EXCEPT INCLUDING POLA TO

PARA TWO RE AS POLITICAL ADVISERS ARE CONCERNED BY THE DESTRUCTION OF THEIR

RESPECTIVE GOVERNMENT MEMOIR VIEWS ARE NOT USEFUL DISCUSSED

Internal Distribution

Chief Commissioner
Executive Commissioner.

4126

ENCIPHERED

EXECUTIVE COMMISSIONER FOR U.A. STATION

M S [illegible]H
Brigadier.
Executive Commissioner.

MAJ

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

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Cipher

Originator's Reference: FX 70911

Date/Time of Origin: 231823

Message Centre No: H/5962

Date Time Rec'd: AUG 240900

Precedence: IMMEDIATE

FROM: AFHQ SIGNED SACRED EIGHT

TO : MAIN 13 CORPS ALCOM ROME

SECRET

SECRET

REFERENCE OUR FX 70558. UK DELEGATION PARIS REQUEST THIS HQ VIEW ON DESIRABILITY OF PUBLISHING THE GENERAL ORDER FOR THE PREPARATION OF THE ELECTORAL ROLLS VENEZIA GIULIA AND PROCEEDING AT ONCE WITH THEIR PREPARATION TO AVOID DELAY IN HOLDING ELECTIONS AFTER GOVERNMENT OF TRIESTE CONSTITUTED.

PUBLICATION OF THE ORDER TO BE ACCOMPANIED BY STATEMENT FROM THIS HQ THAT IT IS NOT INTENDED TO HOLD LOCAL ELECTIONS WHILE FUTURE OF TERRITORY UNDER DISCUSSION BUT THAT THE ELECTORAL ROLLS ARE BEING PREPARED SO THAT THEY MAY BE READY FOR USE BY THE FUTURE GOVERNMENT OF TRIESTE, WHATEVER FORM THAT GOVERNMENT MAY TAKE.

PLEASE EXPRESS YOUR VIEWS ON BOTH EXPEDIENCY AND PRACTICABILITY OF PROPOSALS AND WHETHER PREPARATION SHOULD BE UNDERTAKEN IN WHOLE OF ZONE A, OR IN TRIESTE INTERNATIONAL ZONE ONLY.

AC DIST

ACTION: C A S 2

INFO : CHILF COMMR

EX COMMR

FILE

SKELETON

CIPHER TELEGRAM

This message will not be distributed outside British or U.S. Government Departments or Headquarters or transmitted in Cipher without being paraphrased. Messages marked O.T.P. must not be [illegible]

4125

ACTION

SECRET

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

INCOMING MESSAGE

C, A, dec.

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: FX 70558
Date / Time of Origin: AUG 161058B

Message Centre No: H/5719
Date Time Rec'd: AUG 170900B
Precedence: ROUTINE

FROM: AFHQ SIGNED SACMED CITE ENGEC
TO : AMG 13 CORPS
INFO: ALCOM RO ME, MAIN 13 CORPS

SECRET

SECRET

Ref Alcom cable 4172 dated 15 July 46 not to 13 Corps.

1. The promulgation of the General Order relating to the preparation of electoral lists will remain in suspense until the view of both governments have been received when further instruction will be issued.

2. In the meantime the practical work of compiling prepatory lists should not be interupted.

AC DIST

Action: C.A. Section
Info: Chief Commissioner
File
Skeleton

ALLIED COMMISSION CA SECTION 2420 HEADQUARTERS

ACTION

SECRET

HEADQUARTERS 17 AUG 1946 4124 A. C.

Declassified E.O. 12356 Section 3.3/NND No. 78-021

FM ALCOM

APEO FOR G-5

18 1000 JULY 1946

4217 SECRET

CONTINUE MY FOUR ONE SEVEN TWO OF ONE FIVE JULY PD

AS YOU KNOW I HAVE CONSISTENTLY RECOMMENDED SINCE SEPTEMBER ONE NINE FOUR FIVE THAT THE COMPILATION OF THESE LEGES WHICH WILL TAKE SOME SIX MONTHS SHOULD BE INITIATED PD AFTER CONSULTATION WITH MY POLITICAL ADVISERS I STILL RECOMMEND THAT THIS GENERAL ORDER SHOULD BE ISSUED AND THAT THE WORK CAN WHICH IS PART OF THE ADMINISTRATIVE DUTIES OF EVEN A TEMPORARY MILITARY GOVERNMENT CAN SHOULD PROCEED

DISTRIBUTION: Chief Commissioner
Exec. Commissioner
Poland (A)
Poland (B)

ROUTINE

Ex.Cons for CA Section.

343 M. S. LUSH 4123

(Sgd) M.S.LUSH, BRIGADIER,
EXECUTIVE COMMISSIONER

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

HEADQUARTERS ALLIED COMMISSION
A P O 394
Office of the Executive Commissioner

58

MEMO TO: Brigadier M. Carr,
VP, CA Section.

Reference attached draft cable, made above requested.
Will you please ~~follow up~~? Send I have already given
the gist of the cable over the phone to Col. Parsons at G-5.

DWL

Brig.,
Ex.Com.

4122

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

584

DRAFT.

TO : AFHQ FOR G-5.

Continuing my 4172 of 15 July.

After consultation with my Political Advisers I recommend that preparation of these lists should proceed in order that the administrative function of compiling the lists of persons entitled to vote may be completed before the termination of Allied Military Government and that administratively. The compilation itself will take probably not less than 6 months.

AFHQ Telgrm

Continuing my 4172 of 15 July,
As you know I can confidently recommended
Since September 1945
that the compilation of these lists which will
take some six months should be initiated.
After consultation with my political advisers
I still recommend that the general order should
be issued & that the work, which is part of the 4121
administrative duties of even a ~~temporary~~ temporary
military government should proceed.

4217

Declassified E.O. 12356 Section 3.3/NND No. 780021

Chief Commissioner
57

HQ ALLIED COMMISSION
AFHQ G5 AMG VENEZIA GIULIA

4172 15 July 1946 SECRET

PARA ONE FD SUBJECT IS PREPARATION OF ELECTORAL LISTS
VENEZIA GIULIA FD
PARA TWO FD TO AFHQ FD IN VIEW OF DECISIONS PARIS CONFERENCE
FOREIGN MINISTERS CMA INSTRUCTIONS REQUESTED WHETHER PREPARATION
ELECTORAL LISTS IN VENEZIA GIULIA SHOULD PROCEED FD
PAREN TO FOR ACTION AFHQ G5 AMG VENEZIA GIULIA FROM CARR
CITE AGFHI PAREN
PARA THREE FD TO AMG VENEZIA GIULIA FD PENDING AFHQ INSTRUCTIONS
REQUESTED ABOVE THIS HQ ADVISES SUSPENSION PROMULGATION GENERAL
ORDER ELECTORAL LISTS FD

ROUTINE
Local Government S/C.

4120

495

LOCAL GOVERNMENT S/C.

Copies to : CC
EC
Polad A
Polad B

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

56

HQ ALLIED COMMISSION

AFHQ G-5 AMG VENEZIA GIULIA

4172 15 JUN 1946 S E C R E T

PARA ONE PD SUBJECT IS PREPARATION OF ELECTORAL LISTS VENEZIA GIULIA PD
PARA TWO PD TO AFHQ PD IN VIEW OF DECISIONS PARIS CONFERENCE FOREIGN
MINISTERS CMA INSTRUCTIONS REQUESTED WHETHER PREPARATION ELECTORAL LISTS IN
VENEZIA GIULIA SHOULD PROCEED PD
PAREN TO FOR ACTION AFHQ G5 AMG VENEZIA GIULIA FROM CAFR CITE ACFBH PAREN
PARA THREE PD TO AMG VENEZIA GIULIA PD PENDING AFHQ INSTRUCTIONS REQUESTED
ABOVE THIS HQ ADVISES SUSPENSION PROMULGATION GENERAL ORDER ELECTORAL LISTS PD

Copies to :- CC
EC
Pol d A
" B.

4119

ROUTINE

Local Government S/C.

495

LOCAL GOVERNMENT S/C.

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

55

DRAFT

OUTGOING MESSAGE

HEADQUARTERS ALLIED COMMISSION

CALL:	CKT NR:	PRECEDENCE:
TRANSMISSION INSTRUCTIONS:	FROM:	DATE-TIME:
TO:	MSG INSTRUCTION:	GR / BT

HQ ALLIED COMMISSION — Originator do not write above this line

TO AFHQ G 5 AMG VENEZIA GIULIA

REF. No: ..... DATE: 15 JULY 1946 PRECEDENCE: SECRET

(See notes on reverse).

PARA ONE FD SUBJECT AS PREPARATION OF ELECTORAL LISTS VENEZIA GIULIA FD PD
PARA TWO FD TO AFHQ IN VIEW OF DECISIONS PARIS CONFERENCE FOREIGN MINISTERS CMFA INSTRUCTIONS REQUESTED WHETHER PREPARATION ELECTORAL LISTS IN VENEZIA GIULIA SHOULD PROCEED FD
PAREN TO FOR ACTION AFHQ G5 AMG VENEZIA GIULIA FROM CARR
CITE ACPBR PAREN PD
PARA THREE FD TO AMG VENEZIA GIULIA PENDING AFHQ INSTRUCTIONS REQUESTED ABOVE THIS HQ ADVISES SUSPENSION PROMULGATION GENERAL ORDER ELECTORAL LISTS FD

Type for Airgraph
Extra copies for EC - EC - Prod A - Prod B - 12/14 in all
EQG 13/7/46

4118

NOTES

1. The Classification, excepting "IN CLEAR BY ANY MEANS", will be inserted in the first word of the text. Grades are:

Authenticated: TOP SEC / SECRET / CONFIDENTIAL / RESTRICTED / IN CLEAR BY ANY MEANS

When no classification appears at the beginning of the text the message will be sent IN CLEAR

2. Precedence Heading as:

ROUTINE
URGENT (equals British MOST IMMEDIATE)
PRIORITY (equals British IMMEDIATE)
ROUTINE
DEFERRED (equals British IMPORTANT)

Code in exceptional cases only. Explanation and Definitions see Regulations.

OFFICE OF ORIGIN: Local Government S/C.

TEL. No. 4172

ORIGINATOR'S SIGNATURE: LOCAL GOVERNMENT S/C.

495

54

HEADQUARTERS ALLIED COMMISSION
APO 794
LOCAL GOVERNMENT SUB COMMISSION

AC/45/19/LG 11 July 1946.

SUBJECT : VENEZIA GIULIA - Preparation of Electoral Lists - Memorandum on present Situation and Policy.

TO : CA Section.

Policy.

16 14A 1. Policy is laid down in AFHQ letter G-5:000.1-1 dated 26 September 1945, (folio 16) which approves this HQ letter AC/45/19/LG dated 19 September 1945, (folio 14 A) : copies of both were sent to SCAO. The policy so defined is:

a. No actual elections should be held in Venezia Giulia at the present moment, i.e. autumn of 1945;

b. In any event no elections can be held until the electoral lists have been prepared;

c. The electoral lists should be prepared as soon as possible;

d. The preparation of the electoral lists should be based as closely as possible on the Italian system.

Present situation.

2. A General Order has been prepared by AMG laying down the procedure for preparing the electoral lists. This Order is based upon the Italian decrees and circulars in the matter. At the end of May the Order had been approved by AMG Legal Department. It then remained to be translated into Italian and Slovene. After this it will be signed and published.

New factors.

3. The decisions of the Paris Council of Foreign Ministers are so far known only from the press. For the purpose of this Memorandum they are assumed to be:

a. Venezia Giulia will be assigned to Jugoslavia, except the portion mentioned in the next sub-paragraph;

b. A part of Venezia Giulia equivalent to the Trieste and Gorizia Areas will be internationalized. The present Pola Area is included in the assignment to Jugoslavia.

c. The Constitution of the International Territory will be drafted by a special Commission of the "Big Four" - settled by the Peace Conference - and approved by UN Security Council;

d. The basic principles of the Constitution will be:

Declassified E.O. 12356 Section 3.3/NND No. 788021

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c. The Constitution of the International Territory will be drafted by a special Commission of the "Big Four" - settled by the Peace Conference - and approved by UN Security Council;

d. The basic principles of the Constitution will be:

i) the Governor to be appointed by the Security Council, after consulting Italy and Jugoslavia;

ii) the laws of the Territory to be based on democratic principles, including universal suffrage;

iii) the rights of the citizens and the fundamental freedoms to be protected.

4. The Peace Conference has been summoned for 29 July. It is doubtful if any appreciable practical steps towards the actual compilation of the electoral lists will have been taken by the time the Constitution of the International Territory comes into force.

Declassified E.O. 12356 Section 3.3/NND No. 788021

Points for consideration.

5. The new factors summarised above raise the following considerations:

a. The principal reason for modelling the Venezia-Giulia electoral lists procedure upon the Italian system is that Zone A is juridically part of Italy. The decision to internationalise the major portion of Zone A abolishes this reason. There will be no more reason to base the procedure on the Italian precedents than on the Jugoslav ones.

b. The use of Italian precedents may raise strong objections from certain States, e.g. Jugoslavia, concerned in the government of the internationalised territory;

c. In any event the AMG General Order will immediately cease to apply to Pola which goes to Jugoslavia;

d. The General Order may also cease to apply in other parts of Zone A as we do not know how far the boundaries of the international territory will coincide with those of the Trieste and Gorizia Areas of Zone A.

e. We have no idea what will happen to AMG Orders when the international status of the territory takes effect. It may be decided that they shall all cease to have validity;

f. The Order directing the preparation of electoral lists necessarily envisages the holding of elections at some time or other and the terms of the Order must necessarily govern to some extent the nature of such elections, e.g. the limits of the suffrage have to be defined in order to prepare the lists and thus the right to vote at any election has to be fixed. Assuming that the General Order will continue valid under the international regime, it may be charged against the Allies that they have prejudicially attempted to fix the limits of the suffrage beforehand.

6. A further point must be made which is not related to the decisions of the "Big Four" but to the time factor. Apart from the general principle that the Allies should encourage democratic institutions, one of the reasons for urging the speedy compilation of the electoral lists in Venezia-Giulia was the possibility of Jugoslavia holding elections in Zone B. This point was taken quite early - see para 3 of signal of 27 June 1945 at folio 4. In other words, the initiation of the electoral lists was looked upon as a stroke of political importance.

7. At the date of the signal, however, it was considered in this S/C that AMG General Order could be prepared and put into operation much quicker than has proved to be the case. In the meantime, it is understood that the Jugoslavs have held elections of a sort in Zone B several months ago although there is no certain information on this point.

8. From this point of view, therefore, we have been outstripped by the march of events and "missed the bus".

6

Declassified E.O. 12356 Section 3.3/NND No. 759021

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C.C.R. WILLIAMS
Major,
Local Government Sub Commission

CCRW/an

Copies to :- Polad A
Polad B
VP CAS
EC
CC
Fleet

Declassified E.O. 12356 Section 3.3/NND No. 770021

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

53

EXTRACT FROM MONTHLY REPORT-MAY 1946

ALLIED MILITARY GOVERNMENT VENEZIA GIULIA

+ + + + +

2. LOCAL GOVERNMENT.

During May two additional communes were subjected to General Order No. 11: DOLEGNA DEL COLLIO and BERGOGNA both in Gorizia Area.

The case of Bergogna is noteworthy in that this is the first totally Slav Commune in which it has been possible to implement G.O. No 11 . Dolegna del Collio is inhabitated by Italians and Slovenes in approximately equal numbers.

20. ELECTORAL ROLLS.

The General Order has now been passed by the Legal Division and will be translated into Italian and Slovene and then presented to the SCAO for signature. The queries dealing with refugees and appeal commissions have been settled and are now clearly defined in the order.

4115

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

52

SECRET

DRAFT.

TO: AMG 13 CORPS INFO AFHQ G.5

SUBJECT IS ELECTRAL ROLLS PD. WITH REFERENCE TO AFHQ LETTER G-5:000.1-1 OF TWO EIGHT SEPTEMBER ONE NINE FOUR FIVE AND PARA TWENTY OF YOUR MONTHLY REPORT FOR APRIL ONE NINE FOUR SIX THE FOLLOWING IS REQUESTED PD

(a) APPROXIMATE DATE WHEN GENERAL ORDER COVERING COMPILATION OF ELECTRAL ROLLS WILL BE POSTED PD

(b) YOUR OPINION AS TO THE LOCAL REACTION TO THE POSTING OF THE GENERAL ORDER AND THE COMPILATION OF THE ROLLS- PD

This will not have

MC

4114

Declassified E.O. 12356 Section 3.3/NND No. 788021

51

HEADQUARTERS ALLIED COMMISSION.
APO 394.
CIVIL AFFAIRS SECTION.

TO: Local Government Sub/Commission. 9th July 1946

9 JUL 1946

The question of the compilation of electral rolls in Venezia Giulia was discussed this morning at the Executive Commissioner's Conference at which both Polads were present. It was agreed that the measures for the compilation of these rolls should be pushed forward, but that we should find out from Venezia Giulia their views as to the local reaction to the posting of the general order covering the compilation of electral rolls and the actual compilation. I suggest we send a wire on the lines of the following draft:-

~~General~~ SECRET

SUBJECT: Electral Rolls.

Refer to AFHQ letter G-5.000.1-1 of 28th September 1945 and para 20 of your monthly report for April 1946

~~The~~ Policy that electral rolls should be compiled in Venezia Giulia as early as possible ~~still~~ holds good. The following is requested:

(a) Approximate date when General Order covering compilation of electral rolls will be posted.

(b) Your opinion as to the local reaction to the posting of the general order and the compilation of the rolls.

Please speak.

M. CARR, Brigadier.
VP. CA. Section.

4113

9421

Declassified E.O. 12356 Section 3.3/NND No. 788021

50

EXTRACT FROM MONTHLY REPORT APRIL 1946

ALLIED MILITARY GOVERNMENT

13 CORPS

20. Electoral Rolls.

The General Order dealing with the preparation of the Electoral Rolls has been completed and passed to Legal Division for final approval.

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

file 49

HEADQUARTERS ALLIED COMMISSION
APO 794
LOCAL GOVERNMENT SUB-COMMISSION

Vol. 295.

24 June 1946

AC/LG/12/16

SUBJECT: Elections in Venezia Giulia

TO : Poland (3)

With reference to your 20/Gen/46 of 17 April, the collection of laws relating to Yugoslavia elections is returned with our grateful thanks for obtaining the loan of this for us. When returning the document to U.K. Embassy at Belgrade, perhaps you will be good enough to convey the thanks and appreciation of this HQ for the gift of it.

C.G.R. WILLIAMS
Major
Local Government Sub-Commission

CGRW/cm

4111

9106

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

15/49

AC/39/46

Office of the British Political Adviser,
M.G. Allied Commission.

17th April, 1946.

23 APR 1946

To: Director, Local Government Sub-Commission,
M.G. Allied Commission.

Subject: Elections in Venezia Giulia.

Ref: Your AC/45/19 IG of February 6th.

Copy: U.S. Pol. Ad.
Brit. Embassy.

---- The British Embassy at Belgrade has sent the enclosed copy of a collection of the laws governing the Yugoslav elections. The commentary should not be taken seriously but the texts are accurate and cover the whole ground.

2. I hope that this will meet your purposes.

3. Please return this document to me when you have finished with it, as it is the only one that the Belgrade Embassy has and I must return it there.

Pol. Adviser (Br.)

4110

8259

Declassified E.O. 12356 Section 3.3/NND No. 780021

47

HEAD QUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

Tel: 314

AG/45/19/LG.

16 April 1946

SUBJECT : Venezia Giulia - Preparation of Electoral Lists.

TO : SCAO Venezia Giulia (Attn. Electoral Rolls Officer).

1. Copies of the Italian Decrees listed overleaf together with English translations are enclosed, as promised to Capt. Fort on his recent visit. These should, I think, bring up to date your file of the current Italian legislation on the subject.

2. Although you are concerned now with the preparation of the lists only and not with the elections themselves, copies of the Laws for the Communal Council and the Constituent Assembly Elections are included for two reasons :-

(a) an idea of how the elections are conducted will be a help in drafting instructions for compiling the lists ;
(b) the two Laws do affect the compilation of the lists directly on one point, in that they contain provisions re. to disqualifications for being registered.

3. On this last point you will observe that the Law on Communal Elections merely refers back (see Art.11) to the original Italian Decrees of September and October 1944 on the compilation of the lists. It does not therefore affect the draft General Order you have prepared. The Law on Constituent Assembly Elections however does affect it, because Arts. 5 and 6 alter the previous Italian law about disqualifications.

4. The effect of these Arts. 5 and 6 has been well set forth in the Minister of the Interior's circular no. 1890/L of 12 March of which I enclose a copy and an English translation.

5. This circular indicates that the new provisions about disqualification are applicable to local as well as to national elections. I have spoken to the Ministry and obtained their express confirmation of this point. Accordingly it is the advice of this HQ that the provisions of Arts. 5 and 6 of the new law be taken as the basis for the corresponding provisions of your General Order.

4109

(Sent by hand by Sgr Nicè)

RALPH R. TEMPLE
Major
Director
Local Government Sub Commission

CGRW/ww

Encl: as above

8169

4519

46

V-G
Stampa Italiana

I

IL TEMPO

Tuesday, April 9, 1946

Le elezioni amministrative avrebbero luogo anche a Trieste

TRIESTE, 8. — (*Ansa*). - Anche a Trieste avranno luogo probabilmente tra qualche mese le elezioni amministrative. L'*Ansa* apprende infatti, da fonte bene informata, che il Governo militare alleato per la Venezia Giulia ha intenzione di curare la formazione delle liste elettorali.

Administrative elections to take place also in Trieste.

Trieste 8.- (Ansa) Administrative elections will probably take place within a few months also in Trieste. In fact Ansa learns, from a well informed source, that the Allied Military Government for Venezia Giulia has the intention to take care of the compilation of the electoral lists.

II

1. Capt. Peet (Electoral Rolls Officer, AMG Venezia-Giulia) told me about other matters on 10 April. He mentioned the above press report.
2. He said it originated with some incautious words by the Area President at Trieste, indicating that preparations were being made for the drawing up of electoral lists. It is the journalists themselves who have jumped to the conclusion

Declassified E.O. 12356 Section 3.3/NND No. 788021

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IL

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3. Acting SCAO knows about this. He is not disturbed. It has so far provoked no re-action among either pro-Italian or pro-Slovene politicians or press. He doesn't intend to take any action.

16/4/46.

Declassified E.O. 12356 Section 3.3/NND No. 998021

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

Office of British
Political Adviser

28 MAR 1946

20/32/46

Director,
Local Government Sub-Commission,
Allied Commission.

Electoral lists and elections in Zone A, Venezia Giulia

Reference your memorandum AC/45/19/LG of 6th February.

The British Embassy in Rome has asked the British Embassy in Belgrade, in concert with the United States Embassy there, to endeavour to procure the material for which you ask in your memorandum under reference.

1.iii.46

Asst. Pdad (BR)

4107

8054

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

HEADQUARTERS ALLIED COMMISSION
APO 534
LOCAL GOVERNMENT SUB COMMISSION

AG/h5/19/1C.

Tel:47107

6 February 1946

SUBJECT : Electoral lists and elections in Zone A, Venezia Giulia

TO : Poland A
Poland B

1. It would be of great value to this S/C if English translations could be obtained of the laws governing the recent yugoslav national elections. As you know the question of the elections in Zone A of Venezia Giulia has been discussed and the S/C is now advising AMG on the prepa ration of electoral lists.

2. What I should like to have is not only a translation of the law prescribing the method of conducting the actual elections, but also of that which prescribes the qualifications of voters and the compilation of voters' registers, if any.

3. I should be most grateful to Poland A and B if they would be good enough to request the respective Home Embassies to enquire of the Belgrade Embassies whether they could supply the information desired.

RALPH R. TEMPLE
Major
Director
Local Government Sub Commission

OCS/mr

4106

8042

(43)

VENEZIA-GIULIA : PREPARATION OF ELECTORAL LISTS

P R O-M E M O R I A as to the results of the visits of Lt.ETHERIDGE and Dr. CECOVINI both of the legal branch of HQ AMG Venezia Giulia.

---

1. Lt.Etheridge and Dr. Cecovini were attached to this S/C from 25 to 31 January 1946, and have been in daily consultation with the Director and Officers of the S/C.

2. Among other matters the following interviews and visits took place, always accompanied by an Officer of the S/C:-

a) Conferences on 26 and 29 January with experts of the Electoral Service, M/Interior.

b) Visits on 29 January to the Electoral Office of Rome Prefecture and the Electoral Office of the Commune of Rome, to observe the practical working of the operations and gain knowledge for the establishment of corresponding organisations in Venezia Giulia.

3. The consultations with the experts of the M/Interior were held on the basis of their being consulted as techniciars and in a private capacity and not officially. This was readily accepted by those concerned, and they will not report thereon to their superiors or take ary action without the agreement of this S/C. The Italian experts have been most co-operative and helpful.

4. The results of the above may be summarized as follows :-

a) The Draft Order as at folio 34A is agreed and AMG will proceed to print and publish it in due course.

b) A number of administrative instructions for the carrying out of the Order will be necessary. AMG have been supplied with a complete set of M/Interior's circulars and directives, considered applicable to Venezia Giulia and an index of the rest, some 170 in all. A set of all the forms or notices, certificates, lists, etc. issued by the Ministry has also been supplied. AMG will prepare a digest of the essential circulars, etc. in the form of a comprehensive administrative instruction.

c) The procedure to be adopted for the ascertainment of the penal precedents of potential electors will be further examined by AMG with particular attention to the state of the records of the Trieste, Gorizia and Pola Tribunals, the availability of the records of the latter Tribunal, the state of the police records in Venezia Giulia and of the personnel and functioning of the offices where they are held.

d) AMG will give immediate attention to the establishment in Communes and Areas of Electoral Offices properly organised and staffed to carry out the operations for the preparation of the electoral lists. 4105

e) AMG will consult the S/C at a later date should they require any assistance in :-

i) The printing of forms for the lists ;
ii) The manufacture of ballot paper stamps.
iii) any other phase of the matter.

Declassified E.O. 12356 Section 3.3/NND No. 788021

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4 February 1946

R. R. Temple Major

Distribution :- 45/19
Float

RALPH R. TEMPLE
Major
Director
Local Government Sub Commission

CGRW/ww

Declassified E.O. 12356 Section 3.3/NND No. 788021

NOTE of visit on 29 January 1946 to the ELECTORAL OFFICE OF THE PREFECTURE O F ROME and to the ELECTORAL OFFICE OF THE COMMUNE OF ROME, (arranged by Dott. Strano, Head of Electoral Service, Ministry of Interior, at request of Major Temple)

Participants: Major Temple, Director of Local Government S/C,AC
Lt. Etheridge, Legal Branch, AMG Venezia Giulia
Dott. Ceccvini, " " " "
Sgr. Arrigo Nice interpreting.

1. ELECTORAL OFFICE OF THE PREFECTURE OF ROME

This office located at N.8 Via San Marco (near Piazza Venezia) is headed by Dott. Giovenco. Major Temple asked Dott. Giovenco to explain what were the functions of his office and how it was organized. He pointed out that the purpose of our visit was to give us an opportunity to see his office in actual operation with a view of observing the practical execution of the electoral law and procedures.

Dott. GIOVENCO said that the main purpose of his office was to control and supervise all the electoral operations which are to be complied with by the Communes. The Communes send in a report on the trend of the operations every ten days. It was thus possible to see which Communes were lagging behind and so be in a position to assist them to overcome their difficulties.

Major TEMPLE asked how control and supervision were actually carried out by the office. Dott. GIOVENCO replied that in the first place there were the two Inspectors General of the Prefecture whose task was to supervise the electoral operations as a whole. He himself and the other officials of his staff dealt with any special cases. Asked if there had been any communal secretaries who had to be substituted on account of incompetency, Dott. GIOVENCO said that there had been just a few cases of such substitutions, mainly because of negligence on the part of said officials. In all cases, they had been replaced by other officials of the same rank and qualifications.

We then made a tour of the office itself. Dott. GIOVENCO conducted us first into the Accountant's room. This section of the office has the task of keeping a record of all expenses in connection with the electoral operations and service, and to see to it that they are kept within the allotment. Electoral expenses are born by the State and hence the necessity of Prefectural supervision. Bookkeeping records are held for each Commune. Each Commune has its own file, containing records of expenditure, invoices, contracts, orders, estimates and miscellaneous correspondence. There is a general ledger in which all the Communes of the province are listed. On the debit side there are entered the various contributions made by the State; on the credit side entry is made of all the expenses born by each commune in ~~alphabetical~~ order. By this method it is possible at a glance to see whether expenses are kept within limits.

Next room we entered was the Office of Statistics. One of the activities of this section is the preparation of statistical records of the results of the elections themselves. Graphs are being prepared which will show the percentages relative to the number of electors who actually voted, both male and female.

Declassified E.O. 12356 Section 3.3/NND No. 789021

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Next room we entered was the Office of Statistics. One of the activities of this section is the preparation of statistical records of the results of the elections themselves. Graphs are being prepared which will show the percentages relative to the number of electors who actually voted, both male and female, void votes and so on. The importance of this work is enhanced by the fact that it is long since Italy had its last elections.

Dott. GIOVENCO then showed us into the Central Clearing Office. It deals with the incoming and outgoing mail which are registered in three special protocols. It contains the archives. Each Commune has its own file containing reports on the trend of the operations, instruction from the Prefecture, and general correspondence. A separate file is kept for each stage of the operation. The first stage is that of the compilation of the lists, up to their approval. The second starts with the proper electoral operations which begin with the fixing of the date of the elections. A map on the wall shows the trend of the

Declassified E.O. 12356 Section 3.3/NND No. 788021

operations for each Commune by means of entries of dates, in proper columns, of the completion of each operation. It is possible in this way to discover at a glance which are the Communes lagging behind and need to be assisted.

In this same room there are also special files (with red covers) also divided by Communes containing decisions of the Mandamental Commissions as to the exclusions of electors from the lists. These records contain the names of the electors to be stricken off the lists and the reasons therefor. Three copies of this document are made: one goes to the Commune which has to effect the necessary changes on the lists, one to the Judiciary authorities, and one to the Electoral Office of the Prefecture. When the Communes send in the exemplars of the definitive electoral lists, the Electoral Office of the Prefecture is thus able to check up as to whether the Communes have effected the changes ordered by the Mandamental Commissions.

Dott. GIOVENCO showed us records prepared by him in which entries are made concerning the completion of the various proper electoral operations from the fixing of the date of the elections up to the holding of the elections themselves. He pointed out that since the time for each operation is short and because of the existing difficulties this is the crucial period that needs close watching. Any loss of time may mean the annulment of the elections. These records are also kept by Communes.

Lastly we came to the Shipping Department, which takes care of the transmission to the various Communes of the electoral material. A regular bookkeeping system has been devised in order to register shipments and consignments of important forms and materials. Dott. GIOVENCO explained the control that will be kept on the delivery of the ElectoralCertificates and Duplicate Electoral Certificates, by means of detachable stubs to be used as receipts. Only a fixed number of these certificates equal to the number of the registered electors plus a small surplus will be delivered to each Commune which will have to return all unused certificates. Another record is kept for the outgoing parcels.

Dott. GIOVENCO stressed again the importance of his office in controlling and supervising all electoral operations. He said it was necessary to enforce strict discipline on the Communes who were naturally inclined to take things easy. He pointed further more (out) that the scope of his office went beyond the tasks of mere control and supervision. It was at times necessary to intervene in executive way and take action in order to bring things back to normal. Dott. GIOVENCO was asked if in his opinion reports for the period of ten days by the Communes on the preliminary operations were adequate or should they be submitted at longer intervals. He replied he would make them even more frequent, if possible, in order to follow the work very closely.

2. ELECTORAL OFFICE OF THE COMMUNE OF ROME.

This office is located in the Campidoglio. We were met by the director Dott. MUNARI. He first showed us into a room where all the first records for the compilation of the electoral lists are kept. They consist of cards containing an extract of the population register (Anagrafe). There are two types of cards: white ones for men, red ones for women. All these cards are arranged in alphabetical order and kept in wooden boxes, each containing about 2000 cards. Dott. MUNARI then showed us the general lists and the sectional lists. He stressed the difficulties that had to be overcome due to lack of mat rial and printing facilities.

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Declassified E.O. 12356 Section 3.3/NND No. 788021

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Here we met Dott. GINO CRISPO, Secretary General of the Commune of Rome. He thanked the Director, Major Temple, for the honor of the visit and took the occasion to call his attention to a problem that still had to be solved, viz. the securing of premises for the polling places. There are about 900 such places to be

Declassified E.O. 12356 Section 3.3/NND No. 788021

provided for in Rome. Dott. CRISPO asked whther the Allied Commission could help them in this matter which was worrying them. Major Temple replied that to his knowledge the Allied Military Authorities had already sent out instruction to their officers to meet as far as possible the requirements of the Italian officials for premises to be used on the day of the elections for voting. The Secretary General of the Commune also asked whether Major Temple could interpose his good offices towards the setting aside of PALAZZO DELLE ESPOSIZIONI in Via Nazionale, which is now occupied by a British Sergeants' Club for the purpose of installing there temporary offices for the handling out of duplicate Electoral Certificates. Dott. MINARI pointed out that about 300 thousand people are estimated to call at this office in the few days prior to the elections to get their certificates. This is due to the poor mail facilities, and that many women are registered by their maiden names instead of their husband's names and so on. To deal with the crowd of applicants, a big building with many windows for the distribution of the certificates would be most suitable. The Palazzo delle Esposizioni would be ideal for the purpose; it had been used for other similar purposes before. Major Temple suggested that the Secretary General write a letter containing this request with all particulars to him that he would bring it to the attention of the proper authorities. Dott. CRISPO said that the Sindaco Principe Doria Phamphili had already written but could not give details as to the adressee . He stated that he would send us a copy of that letter.

3. POLLING PLACE.

Finally we paid a visit to a polling place, to get an idea of the furnishings and of their arrangement. We saw the booths, the tables, partitions dividing the electoral hall, the urns etc. We saw how school benches and shelves could be utilized for this purpose. It was pointed out that some communal schools had been left bare of all furnishings by the Germans and everything will have to by provided by the Communes.

31 Jan. 1946

Distribution :- 45/19
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an. spare

R. R. Temple major

RALPH R. TEMPLE
Major,
Director,
Local Government Sub Commission

4102

Declassified E.O. 12356 Section 3.3/NND No. 788021

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

File
48/19/2

(41)

LOCAL GOVERNMENT S/C HQ AFSOUTH

AMG VENEZIA GIULIA

ROUTINE

802

REF YOUR 15 STRICH 295 FD

LIEUT MERRIDEN AND DOTT GIOVINI LEFT ROME BY AIR 31 JANUARY FD

4101

ROUTINE

LOCAL GOVERNMENT S/C

Declassified E.O. 12356 Section 3.3/NND No. 780021

Legal 1544

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 15/293
Date/Time of Origin: 30JAN1730

Message Centre No: G/8410
Date Time Rec'd: 31JAN 1600
Precedence: ROUTINE

FROM: HQ AMG 13 CORPS
TO : LIEUT ETHERIDGE ALCOM (ATTN LEGAL)

UNCLASSIFIED.

PRESENCE OF CECOVINI URGENTLY REQUIRED. SIGNAL E T A.

AC DIST

ACTN: LEGAL
INFO: CHIEF COMMISSIONER
FILE 2
FICAT

ACTION

HEADQUARTERS
31 JAN 1946

4100

7981

45/194 (39)

SUBJECT: Note of interview Ministry of the Interior

DATE : 29 January 1946 - 1745 hrs.

PRESENT: Dott. STRANO, Chief of the Electoral Service, Ministry of the Interior
Dott. VINCENTI, Deputy Chief of the Electoral Service, Ministry of the Interior
Lt. Etheridge, Legal Officer AC Venezia Giulia
Dr. CECOVINI, Italian Legal Adviser to AMG Venezia Giulia
Major C.G.R. Williams, Executive Officer I/G. S/C

1. Dr. Strano gave Dr. Cecovini a complete set of various forms, notices, etc. issued by the Ministry in connection with the preparation of electoral lists and also specimens of various forms of the lists themselves.

2. Dr. Cecovini asked if the Ministry could supply these forms to Venezia Giulia. All their printing was done locally by private firms and it was very expensive and not satisfactory. Dr. Cecovini thought the number of electors would be 400,000 at the most.

3. Dr. Strano made enquiries. The Ministry has not sufficient forms in stock of these numbers of electors. He said he could easily arrange with the Poligrafico to print what was required.

4. Lt Etheridge and I asked Dr. Strano not to take any action in the matter at the moment as we were at present consulting him purely in a private capacity. At a later stage AMG could ask the S/C if they could provide the forms and the S/C could then make arrangements with the Poligrafico through Dr. Strano. In this way, officially the forms would be supplied by the S/C.

5. Lt Etheridge pointed out that all the forms would have to be printed in 3 languages--English and Slovene as well as Italian. Dr. Strano said he could find out how far the Poligrafico was capable of printing in foreign languages and types, in a general way, without mentioning anything about AC or AMG or Venezia Giulia. Thus, if the S/C should take up the matter at a later date, he would be in a position to give an answer. The British Officers saw no objection to Dr. Strano enquiring in general terms in this way.

6. Dr. Cecovini enquired also about the provision of stamps for marking the ballot papers. Dr. Strano showed him a sample of those manufactured by the Italian Mint. Dr. Cecovini enquired if the Ministry could supply stamps for Venezia Giulia. He estimated the total number of sections (and therefore the total number of stamps required) at 400 - 500 at the outside. Dr. Strano said the Ministry could certainly do that. The British Officers asked however that nothing be said to the Mint at present, but the AMG should put the point to the S/C at a later date.

7. Major Williams referred to the Draft Decree for allowing the penal precedents of men to be ascertained through the Police instead of the Judicial Records Offices (as already allowed in the cases of women) which the Ministry had recently sent us. He asked Dr. Strano's opinion as to applying that procedure in Venezia Giulia.

8. Dr. Strano thought it would be better to adhere to the Casellario procedure. He thought that there would have been great changes in Police personnel and that their records would be incomplete, stolen or destroyed. Dr. Cecovini agreed and said that the Casellari at Trieste and Gorizia were functioning and could account for the penal precedents of the majority of voters. He and Lt Etheridge were not sure of the position at Pola, whether the Casellario was not on the other side of the Morgan Line and so not available. Those not born in Venezia Giulia Dr. Cecovini put at about 100,000. Dr. Strano said these could easily be handled at the Central Casellario which could now deal with 45,000 a day.

Declassified E.O. 12356 Section 3.3/NND No. 788021

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9. I pointed out that in Central and Southern Italy great delay had been caused by the Casellario procedure, even where Casellari had suffered no damage, so that I did not feel confident that the same procedure would not also produce great delays in Venezia Giulia. I suggested that more accurate information should be obtained before any decision was made. For instance, the availability of the Pola Casellario ought to be determined and enquiries made as to the availability of the Police records and those of the Trieste and Gorizia Casellari. AMG could then consider the matter further and await in the meantime Dr. Strano's opinion. This was agreed.

Distribution: - 45/19/E
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Float

C.G.R. WILLIAMS
Major
Executive Officer
Local Government Sub Commission

CGRW/rbe

Declassified E.O. 12356 Section 3.3/NND No. 778021

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

AC/4/26/LG

45/19 40
38

SUBJECT: Note of Interview - HQ AC

DATE : 26 January 1946

PRESENT: Dr. STRANO, Head of Electoral Service, Ministry of Interior
Maj R. R. TEMPLE, Director, Local Government Sub Commission
Mr. NICE, Interpreter

1. Although Dr. STRANO was in to see me on another matter, I took the opportunity to present to him Lt. ETHERIDGE and Dr. CECOVINO, who had come down from Venezia Giulia in connection with the preparation of electoral lists in that area.

2. We had an off-the-record discussion of some of the ~~Provinces~~ problems, and Dr. STRANO indicated that h[illegible] would not even inform the Minister of the subject, in order to keep our confidence.

3. At my suggestion he said he would arrange to have the aforesaid Venezia Giulia people visit the electoral office of the Prefecture of Rome and also that of the Commune of Rome in order to get first-hand knowledge of the organization of an office for the handling of electoral matters. He also agreed to furnish us with copies of all electoral forms issued by his office.

4. I stated to Dr. STRANO that there would probably be further consultations with him, and he expressed his thanks for our interest and promised his fullest cooperation.

R. R. Temple major

RALPH R. TEMPLE
Major
Director
Local Government Sub Commission

RRT/rbe

Draft 25/19
1411
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Post

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

Legal 2/c 66

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 15/210
Date/Time of Origin: 231600A

Message Centre No: G/7956
Date Time Rec'd: 24JAN0930
Precedence: PRIORITY

FROM: HQ ANG 13 CORPS

TO : ALCOM (ATTN LEGAL)

UNCLASSIFIED:

LIEUT ETHERIDGE AND DR CECOVINI HELD UP BY WEATHER. WILL SEND SOONEST DISCUSS ELECTORAL LAW.

ACTION: ~~LEGAL~~ AC DIST SC

INFO: CHIEF COMMISSIONER
FILE 2
FLOAT

ACTION

LEGAL ~~ABC~~ MAIL

→ CLO
→ DCLO
Chief Counsel
CJO
Italian - Section
CLERKS

Rec'd 24 Jan 46.

HEADQUARTERS 24 JAN 1946 A. C.

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1972

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

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 8/72/2
Date/Time of Origin: JAN 181507 A

RESTRICTED

Message Centre No: G/7653
Date Time Rec'd: JAN 191130
Precedence: IMPORTANT

FROM: AMG XIII CORPS FROM BOWMAN

TO : HQ ALCOM FOR LOCAL GOVERNMENT SUB COMMISSION

ACTION

RESTRICTED.

Reference your AC/1/12/2/LG 9 January Lieutenant Etheridge and doctor Cecovini will proceed your Headquarters as early next week as transport available and weather permits for duties set forth paragraph 5 relative repatriation electoral rolls.

AC DIST.

ACTION: LOCAL GOVT SC
INFO: CHIEF COMMISSIONER
FILE 2
FLOAT.

HEADQUARTERS
19 JAN 1946

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

Local Govt. SP

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: S/P/202

Date/Time of Origin: JAN 161800

Message Centre No: G/7516

Date Time Rec'd: JAN 171100

Precedence: ROUTINE

FROM: HQ AMG XIII CORPS

TO : HQ ALCOM FOR LOC GOV SUB COMM.

UNCLASSIFIED.

Ref your AC/1/12/2/LG of 09.

Para 5. Dott Cecovini will proceed Rome earliest.

AC DIST

ACTION : LOCAL GOVT SC

INFO : CHIEF COMMISSIONER

FILE 2

RLOAT

ACTION

17 JAN 1946

4095

7947

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

(34)

HEADQUARTERS ALLIED COMMISSION
APO 324
LOCAL GOVERNMENT SUB COMMISSION

Tel: 478190

AG/1/12/2/IG

9 January 1946

SUBJECT: Compilation of Electoral Lists

TO : SCAO Venezia Giulia

1. Reference is made to the recent call here of Major Clerum when he left with this Sub Commission a draft of a proposed General Order on the above subject.

2. As you are aware Major Clerum was not able to be of any assistance in this matter, as he was posted to MTOUSA as soon as he arrived in Rome. However, officers of this Sub Commission have examined the draft General Order and have held consultations with Italian technical experts on the subject.

3. The draft General Order is returned herewith with certain small suggested alterations typed in red ink. The Italian experts considered it an excellent piece of work.

4. It must however be stressed that, with the publication of this General Order, the necessity will arise for the issuance of many directives clearing up points of administrative detail in connection with the preparation of the lists. The Italian Ministry of Interior to date have had to issue some 170 circulars and directives on this subject as well as innumerable letters in reply to specific queries, and there is no reason to anticipate that similar difficulties will not arise in Venezia Giulia as arose in other parts of Italy.

5. For this reason it is considered of the utmost importance that, failing the arrival here of a legal Officer from Venezia Giulia (which according to your cable 8/72/2 of 7th January is impossible), the Italian lawyer Dott. GIUOVINI, who drafted the General Order, should be sent here as soon as possible in order that he may familiarise himself with the many of technical and administrative detail which is likely to arise in the preparation of the electoral lists.

6. Meanwhile this Sub Commission is collecting all available information on the subject and, although very short of staff, is endeavoring to make a selection of those items which may be of use to you in Venezia Giulia in the preparation of the Electoral Lists.

1094

RALPH R. TEGTE
Major
Director
Local Government Sub Commission

vlm/rce

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C/Mc.

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GOVERNO MILITARE ALLEATO
13 Corps

ORDINE GENERALE No___

COMPILAZIONE DELLE LISTE ELETTORALI

Considerato che si rende opportuno di compilare le liste elettorali in quella parte della Venezia Giulia che e' amministrata dalle Forze Alleate (in appresso chiamata il "Territorio"),

Io ALFREDO C. BOWMAN , Colonello J.A.G.D., Ufficiale Superiore per gli Affari Civili

N.B. Penciled additions are by Dott. Bruno and have been typed in red on the original draft G.O. which has been returned to U.G. 1/Mc.

o r d i n o

ARTICOLO 1

(art.1 D.L.L. 28.9.44, n.247)

E' ordinata la compilazione di distinte liste elettorali maschili e femminili, a norma delle disposizioni seguenti, in tutti i Comuni situati nel Territorio.

ARTICOLO 2

(Art.1 D.M. 24,10,44)

A) Nella prima formazione delle liste elettorali maschili vi sono iscritti coloro che si trovano nelle condizioni previste dal titolo I del T.U. della legge elettorale politica approvato con R.D. 2.IX.1919, No.1495 e che abbiano compiuto il ventunesimo anno di eta' o lo compiano entro il 31 dicembre 1945.

B) Nella prima formazione delle liste elettorali femminili, vi sono iscritte tutte le donne che si trovino nelle condizioni previste dagli articoli 1 e 2 del T.U. della legge elettorale politica, approvato con R.D.2.IX.1919, n.1495, alle quali viene qui espressamente esteso il diritto di voto.

1093

ARTICOLO 3

(Art.2 D.M. 24.X.44 mod.)

Declassified E.O. 12356 Section 3.3/NND No. 788021

Io ALFREDO C. BOWMAN , Colonello J.A.G.D., Ufficiale Superiore per gli Affari Civili

N.B. Penciled additions are by Dott. Bruno and have been typed in red on the original draft G.O. which has been returned to V.G 11/6

o r d i n o

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ARTICOLO 2

(Art.1 D.M. 24,10,44)

A) Nella prima formazione delle liste elettorali maschili vi sono iscritti coloro che si trovano nelle condizioni previste del titolo I del T.U. della legge elettorale politica approvato con R.D. 2.IX.1919, No.1495 e che abbiano compiuto il ventunesimo anno di eta' o lo compiano entro il 31 dicembre 1945.

B) Nella prima formazione delle liste elettorali femminili, vi sono iscritte tutte le donne che si trovino nelle condizioni previste dagli articoli 1 e 2 del T.U. della legge elettorale politica, approvato con R.D.2.IX.1919, n.1495, alle quali viene qui espressamente esteso il diritto di voto.

ARTICOLO 3

(Art.2 D.M. 24.X.44 mod.)

Non possono essere iscritti nelle liste elettorali:

1) Coloro che sono in istato di interdizione o di inabilitazione per infermita' di mente.

2) I commercianti falliti , finche' dura lo stato di fallimento, anche oltre cinque anni dalla data della sentenza dichiarativa del fallimento , ovvero dalla data, in cui sono considerati falliti a norma dell'art.39 della legge 24 maggio 1903, N.197.

3) Coloro che sono ricoverati negli ospizi di carita' nonche' coloro che

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sono abitualmente a carico delle Istituzioni pubbliche di assistenza e bereficenza e degli Enti comunali di assistenza.

4) Coloro che, per motivi di carattere non politico, sono stati sottoposti ai provvedimenti di polizia previsti dagli articoli 164 e 181 del testo unico delle leggi di pubblica sicurezza, approvato con R. decreto 18 giugno 1931, n. 773, fino ad un anno dopo la cessazione degli effetti dei provvedimenti.

5) Coloro che siano sottoposti a misura di sicurezza detentiva o a liberta' vigilata, fino a un anno dopo la cessazione degli effetti dei provvedimenti.

6) Coloro che abbiano subito un qualsiasi provvedimento da parte di una Commissione di Epurazione finche' durano gli effetti del provvedimento stesso, o, qualora gli effetti siano permanenti o superiori ai 10 anni, per il periodo di 10 anni dalla data di detto provvedimento.

7) I condannati per mendicita' o per impiego di minori nell'accattonaggio (articolo 670, 671 Cod. pen.)

8) I condannati a pena che importi la interdizione perpetua dai pubblici uffici o, secondo la cessata legislazione penale, a pene restrittive della liberta' personale per un tempo maggiore di cinque anni.

9) I condannati all'interdizione temporanea dai pubblici uffici per tutto il tempo della sua durata.

10) I condannati per peculato, malversazione a danno di privati, concussione, corruzione, turbata liberta' degli incanti, calunnia, falsa testimonianza, falso giuramento, falsa perizia o interpretazione, frode processuale, subornazione, patrocinio o consulenza infedele o altre infedelta' del patrocinatore o del consulente tecnico, millantato credito del patrocinatore, associazione per delinquere, devastazione e saccheggio, per delitto contro la incolumita' pubblica, esclusi i colposi, per falsita' in moneta, in carta di pubblico credito e in valori di bollo, falsita' in sigilli o strumenti o segni di autenticazione, certificazione o riconoschimento,

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da un anno dopo la cessazione degli effetti dei provvedimenti.

5) Coloro che siano sottoposti a misura di sicurezza detentiva o a liberta' vigilata, fino a un anno dopo la cessazione degli effetti dei provvedimenti.

6) Coloro che abbiano subito un qualsiasi provvedimento da parte di una Commissione di Epurazione finche' durano gli effetti del provvedimento stesso, o, qualora gli effetti siano permanenti o superiori ai 10 anni, per il periodo di 10 anni dalla data di detto provvedimento.

7) I condannati per mendicita' o per impiego di minori nell'accattonaggio (articolo 670, 671 Cod. pen.)

8) I condannati a pena che importi la interdizione perpetua dai pubblici uffici o, secondo la cessata legislazione penale, a pene restrittive della liberta' personale per un tempo maggiore di cinque anni.

9) I condannati all'interdizione temporanea dai pubblici uffici per tutto il tempo della sua durata.

10) I condannati per peculato, malversazione a danno di privati, concussione, corruzione, turbata liberta' degli incanti, calunnia, falsa testimonianza, falso giuramento, falsa perizia o interpretazione, frode processuale, subornazione, patrocinio o consulenza infedele o altre infedelta' del patrocinatore o del consulente tecnico, millantato credito del patrocinatore, associazione per delinquere, devastazione e saccheggio, per delitto contro la incolumita' pubblica, esclusi i colposi, per falsita' in moneta, in carta di pubblico credito e in valori di bollo, falsita' in sigilli o strumenti o segni di autenticazione, certificazione o riconoschimento, falsita' in atti, per delitti contro la liberta' sessuale, esclusi quelli preveduti dagli articoli 522 e 526 Cod. pen. per offese al pudore e all'onore sessuale escluso quello preveduto dall'art. 528 per omicidio, lesioni personali non colpose gravi o gravissime, furto, eccettuati i casi previsti dall'art. 626, primo comma Cod.pen., rapinaestorsione, sequestro di persona a scopo di rapina o di estorsione, per danneggiamento o appropriazione indebita nei casi per i quali si procede d'ufficio, truffa, fraudolenta distruzione della cosa propria e mutilazione fraudolenta della

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propria persona, circonvenzione di persone incapaci, frode in emigrazione, ricettazione e bancarotta fraudolenta.

11) I condannati per i reati preveduti dagli articoli I e II del Proclama No. 5 del Governo Militare Alleato sull'Istituzione di Corti Straordinarie di Assise.

12) I condannati per delitto che, secondo le cessate legislazioni penali, corrispondono ai delitti contemplati nel numero precedente.

13) Coloro che, in una sentenza di condanna, siano stati dichiarati ubbriachi abituali, fino a cinque anni dopo la cessazione degli effetti della sentenza.

14) Gli esercenti i locali di cui al titolo VII del testo unico della legge di pubblica sicurezza approvato con R. decreto 18 giugno 1931, n. 773.

15) Le donne indicate nell'art. 354 del Regolamento per l'esecuzione del testo unico delle leggi di pubblica sicurezza, approvato con R.D. 6 maggio 1940 n. 635.

Sono eccettuati dalle disposizioni del comma precedente coloro nhe la cui condanna sia stata annullata o dichiarata priva di effetti giuridici in base a disposizioni legislative di carattere generale, I condannati ai quali sia stata applicata l'amnistia prevista dall'Ordine Generale No..... ed i condannati riabilitati.

ARTICOLO 4

(art.3 D.M. 24.X.44)

Entro venti giornidalla data di entrata in vigore del presente Ordine, ciascun Comune provvede alla compilazione di due elenchi distinti degli uomini e delle donne che si trovano nelle condizioni per essere iscritti nella lista elettorale, sono compresi nel registro della popolazione stabile del Comune stesso e vi hanno la residenza. (Linea Morgan).

In difetto di registro della popolazione stabile regolarmente tenuto, vi suppliscono le indicazioni fornite dagli atti di stato civile, da quelli dei censimenti ordinari e straordinari della popolazione, delle liste di leva, dai ruoli matricolari

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13) Coloro che, in una sentenza di condanna, siano stati dichiarati ubbriachi abituali, fino a cinque anni dopo la cessazione degli effetti della sentenza.

14) Gli esercenti i locali di cui al titolo VII del testo unico della legge di pubblica sicurezza approvato con R. decreto 18 giugno 1931, n. 773.

15) Le donne indicate nell'art. 354 dal Regolamento per l'esecuzione del testo unico delle leggi di pubblica sicurezza, approvato con R.D. 6 maggio 1940 n. 635.

Sono eccettuati dalle disposizioni del comma precedente coloro che la cui condanna sia stata annullata o dichiarata priva di effetti giuridici in base a disposizioni legislative di carattere gererale, I condannati ai quali sia stata applicata l'amnistia prevista dall'Ordine Generale No..... ed i condannati riabilitati.

ARTICOLO 4

(art.3 D.M. 24.X.44)

Entro venti giornidalla data di entrata in vigore del presente Ordine, ciascun Comune provvede alla compilazione di due elenchi distinti degli uomini e delle donne che si trovano nelle condizioni per essere iscritti nella lista elettorale, sono compresi nel registro della popolazione stabile del Comune stesso e vi hanno la residenza. (Linea Morgan).

In difetto di registro della popolazione stabile regolarmente tenuto, vi suppliscono le indicazioni fornite dagli atti di stato civile, da quelli dei censimenti ordinari e straordinari della popolazione, delle liste di leva, dai ruoli matricolari depositato nell'archivio comunale. Ove manchino anche tali indicazioni, puo' farsi ricorso a registri, atti e documenti in possesso di altri enti od uffici.

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ARTICOLO 5

(art. 4 D.M. 24.X.44)

A) Entro X cinque giorni dalla compilazione degli elenchi di cui all'articolo precedente, il Comune trasmette un estratto degli stessi, comprendente i nati nella

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circoscrizione di ciascun tribunale giacente nel Territorio, al rispettivo Ufficio del casellario giudiziale.

L'Ufficio del casellario , entro quindici giorni dalla ricezione della richiesta, restituisce al Comune gli estratti degli elenchi, previa apposizione dell'annotazione "Nulla" a fianco di ciascun nominativo per il quale non sussista alcuna iscrizione per reati che comportino la perdita della qualita' di elettore ed allega, per gli altri nominativi, il certificato delle Iscrizioni esistenti, osservato il disposto dell'art. 609 del Codice di procedura penale.

B) Per coloro che risultino nati in ~~circondari~~ di Tribunale ~~giacenti~~ fuori del Territorio, i Comuni provvedono a compilare, entro venti giorni dall'entrata in vigore del presente Ordine, appositi elenchi separati per ogni singolo circondario, ed entro i cinque giorni successivi ne trasmettono una copia al Quartiere Generale del Governo Militare Alleato della Venezia Giulia (Divisione Legale), ed una seconda copia al Comando di Zona della Polizia della Venezia Giulia. Detti comandi fatte le opportune ricerche negli atti esistenti presso i rispettivi uffici, trasmettono al Quartiere Generale della Venezia Giulia (DivisioneLegale), entro quindici giorni dalla ricezione, gli elenchi stessi, coll'annotazione a fianco di ciascun nominativo delle condanne risultanti a carico.

Il Governo Militare Alleato, raccolta in ordine a ciascun nominativo tutte le informazioni atte ad escludere o confermare la sussistenza di condizioni che comportino la perdita della qualita' di elettore, si trasmette gli elenchi ai singoli Comuni, coll'annotazione a fianco di ciascun nominativo delle informazioni raccolte.

ARTICOLO 6

(art.5 D. M. 24.X.44)

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A) Entro il termine previsto dall'art.4 del presente Ordine, le Istituzioni pubbliche di assistenza ~~ed~~ e beneficenza e gli Enti comunali di assistenza trasmettono alla segreteria del Comune cui appartengono l'elenco dei cittadini italiani maggiori

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reati che comportino la perdita della qualita' di elettore ed allega, per gli altri nominativi, il certificato delle Iscrizioni esistenti, osservato il disposto dell'art. 609 del Codice di procedura penale.

B) Per coloro che risultino nati in circondari di Tribunale giacenti fuori del Territorio, i Comuni provvedono a compilare, entro venti giorni dall'entrata in vigore del presente Ordine, appositi elenchi separati per ogni singolo circondario, ed entro i cinque giorni successivi ne trasmettono una copia al Quartiere Generale del Governo Militare Alleato della Venezia Giulia (Divisione Legale), ed una seconda copia al Comando di Zona della Polizia della Venezia Giulia. Detti comandi fatte le opportune ricerche negli atti esistenti presso i rispettivi uffici, trasmettono al Quartiere Generale della Venezia Giulia (Divisione Legale), entro quindici giorni dalla ricezione, gli elenchi stessi, coll'annotazione a fianco di ciascun nominativo delle condanne risultanti a carico.

Il Governo Militare Alleato, raccolta in ordine a ciascun nominativo tutte le informazioni atte ad escludere o confermare la sussistenza di condizioni che comportino la perdita della qualita' di elettore, si trasmette gli elenchi ai singoli Comuni, coll'annotazione a fianco di ciascun nominativo delle informazioni raccolte.

ARTICOLO 6

(art.5 D. M. 24.X.44)

4090

A) Entro il termine previsto dall'art.4 del presente Ordine, le Istituzioni pubbliche di assistenza e beneficenza e gli Enti comunali di assistenza trasmettono alla segreteria del Comune cui appartengono l'elenco dei cittadini italiani maggiori degli anni ventuno, o che li compiano entro il 31 dicembre 1945, ricoverati negli ospizi di carita' o che sono abitualmente a carico delle Istituzioni ed Enti predetti.

B) Entro lo stesso termine il Presidente della Corte Straordinaria d'Assise di Trieste ed i Presidenti delle Commissioni di Epurazione danno notizia ai Presidenti dei Comuni dei provvedimenti applicati rispettivamente ai sensi degli art. I e II del Proclama No. 5 del Governo Militare Alleato, ed ai sensi degli Ordini Generali No.7,

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6 e 20, nei confronti dei cittadini residenti in ciascun Comune.

ARTICOLO 7

(art. 6 D.M. 24.X.44)

Entro il termine previsto dell'art. 4 del presente Ordine, coloro che sono in possesso dei requisiti per l'iscrizione nelle liste elettorali del Comune possono presentare all'Ufficio Comunale la domanda d'iscrizione.

Di tale facolta' il Presidente del Comune e' tenuto a dare immediatamente notizia al pubblico, mediante avvisi affissi all'albo comunale e in altri luoghi pubblici.

Le domande devono essere redatte in conformita' dell'art. 11 del testo unico 2 settembre 1919, n.1495.

Alle domande devono essere uniti i documenti necessari a comprovare, nei richiedenti, il possesso dei requisiti voluti dalla legge.

Il richiedente che non sia nato nel Comune nella cui lista domanda di essere iscritto , deve allegare copia dell'atto di nascita, o, qualora cio' non sia possibile, altro documento idoneo.

Per coloro che ~~hanno~~ abbiano presentato domanda d'iscrizione e che non siano compresi negli elenchi previsti dall'art.4 del presente Ordine, il Comune provvede a richiedere il certificato del casellario giudiziale o rispettivamente a comunicare al Quartiere Generale del Comando Militare Alleato della Venezia Giulia ed al Comando di Zona della Polizia della Venezia Giulia i nominativi, ai sensi dell'articolo 5 del presente Ordine, nel termine e colle modalita' ivi prescritte.

ARTICOLO 8

(art. 7 D.M. 24.X.44)

Entro sessanta giorni dalla data di entrata in vigore del presente Ordine il Presidente del Comune, assistito dal segretario comunale, in base agli 4089

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possono presentare all'Ufficio Comunale la domanda d'iscrizione.

Di tale facolta' il Presidente del Comune e' tenuto a dare immediatamente notizia al pubblico, mediante avvisi affissi all'albo comunale e in altri luoghi pubblici.

Le domande devono essere redatte in conformita' dell'art. 11 del testo unico 2 settembre 1919, n.1495.

Alle domande devono essere uniti i documenti necessari a comprovare, nei richiedenti, il possesso dei requisiti voluti dalla legge.

Il richiedente che non sia nato nel Comune nella cui lista domanda di essere iscritto , deve allegare copia dell'atto di nascita, o, qualora cio' non sia possibile, altro documento idoneo.

Per coloro che abbiano presentato domanda d'iscrizione e che non siano compresi negli elenchi previsti dall'art.4 del presente Ordine, il Comune provvede a richiedere il certificato del casellario giudiziale o rispettivamente a comunicare al Quartiere Generale del Comando Militare Alleato della Venezia Giulia ed al Comando di Zona della Polizia della Venezia Giulia i nominativi, ai sensi dell'articolo 5 del presente Ordine, e nel termine e colle modalita' ivi prescritte.

ARTICOLO 8

(art. 7 D.M. 24.X.44)

Entro sessanta giorni dalla data di entrata in vigore del presente Ordine il Presidente del Comune, assistito dal segretario comunale, in base agli 4089 accertamenti compiuti dall'ufficio , ai sensi degli articoli 5, 6,e 7, procede alla formazione delle due liste elettorali, maschile e femminile, nelle quali sono iscritti coloro che , essendo stato compresi negli elenchi di cui all'articolo 4 del presente Ordine o avendo presentata domanda documentata ai termini dell'articolo 7, risultino in possesso dei requisiti voluti dalla legge.

A coloro la cui domanda d'iscrizione non sia stata accolta, il Presidente del Comune notifica il provvedimento entro il termine di cui al precedente comma con le modalita' previste dall'articolo 23, secondo comma, del testo unico 2 settembre 1919,

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No. 1495.

Di tutte le operazioni effettuate per la compilazione della lista e delle decisioni adottate sulle domande di iscrizioni devono essere redatti verbali, sottoscritti dal Presidente del Comune e dal segretario comunale.

ARTICOLO 9

(art.8 D.M. 24.X.44)

Le liste elettorali, maschili e femminili, devono essere compilate in doppio esemplare, autenticate, mediante sottoscrizione, del Presidente del Comune e del segretario comunale e devono contenere, in ordine alfabetico, il cognome e nome, la paternita', il luogo e la data di nascita e l'abitazione degli elettori.

ARTICOLO 10

(art.9 D.M. 24.X.44)

Entro tre giorni dalla compilazione e, comunque, non oltre la scadenza del termine stabilito dall'articolo 9 del presente Ordine, le liste sono pubblicate mediante deposito di un esemplare di ciascuna di esse, presso la segreteria del Comune, insieme con i titoli e documenti relativi a ciascun nominativo, ed affissione all'albo comunale e in altri luoghi pubblici di apposito manifesto, col quale il Presidente del Comune rende noto l'avvenuto deposito.

Dell'eseguita pubblicazione e' data immediata notizia al Presidente di Zona.

Contro le iscrizioni e le omissioni nelle liste ciascun cittadino puo' reclamare nel termine di dieci giorni dalla pubblicazione delle liste medesime con le modalita' previste dall'articolo 24 del testo unico del 2 settembre 1919, No. 1495.

Di tale facolta' e' dato avviso nel manifesto di cui al primo comma.

Durante il termine stabilito nel terzo comma, ogni cittadino ha diritto di prendere visione delle liste e dei documenti relativi.

ARTICOLO 11 4088

(art.10 D.M.24.X.44)

In caso di ritardo, da parte degli organi comunali, nell'adempimento dei

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(art.8 D.M. 24.X.44)

Le liste elettorali, maschili e femminili, devono essere compilate in doppio esemplare, autenticate, mediante sottoscrizione, del Presidente del Comune e del segretario comunale e devono contenere, in ordine alfabetico, il cognome e nome, la paternita', il luogo e la data di nascita e l'abitazione degli elettori.

ARTICOLO 10

(art.9 D.M. 24.X.44)

Entro tre giorni dalla compilazione e, comunque, non oltre la scadenza del termine stabilito dall'articolo 9 del presente Ordine, le liste sono pubblicate mediante deposito di un esemplare di ciascuna di esse, presso la segreteria del Comune, insieme con i titoli e documenti relativi a ciascun nominativo, ed affissione all'albo comunale e in altri luoghi pubblici di apposito manifesto, col quale il Presidente del Comune rende note l'avvenuto deposito.

Dell'eseguita pubblicazione e' data immediata notizia al Presidente di Zona.

Contro le iscrizioni e le omissioni nelle liste ciascun cittadino puo' reclamare nel termine di dieci giorni dalla pubblicazione delle liste medesime con le modalita' previste dall'articolo 24 del testo unico del 2 settembre 1919, No. 1495.

Di tale facolta' e' dato avviso nel manifesto di cui al primo comma.

Durante il termine stabilito nel terzo comma, ogni cittadino ha diritto di prendere visione delle liste e dei documenti relativi.

ARTICOLO 11

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(art.10 D.M.24.X.44)

In caso di ritardo, da parte degli organi comunali, nell'adempimento dei compiti prescritti dal presente ordine, il Presidente di Zona provvede in conformita' dell'articolo 21 del testo unico 2 settembre 1919, No. 1495.

ARTICOLO 12

(art. 11 D.M. 24.X.44)

E' istituita in ogni comune capo-luogo di mandamento giudiziale una Commissione elettorale, presieduta dal Presidente del Tribunale, ove esista, o dal Pretore e composta di quattro Commissari di cui uno e' designato dal Presidente di

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Zona e tre nominati dal Consiglio di Zona e scelti tra i cittadini dei Comuni interessati che abbiano i requisiti per essere iscritti nella lista elettorale, appartengano ad una delle categorie previste dall'art. 13 del testo unico 2 settembre 1919, No. 1499 o, in mancanza, abbiano adempiuto all'obbligo dell'istruzione elementare , e non siano ne' impiegati civili o militari dello Stato , ne' impiegati della Provincia, dei Comuni e delle Istituzioni pubbliche di assistenza e beneficenza in attivita' di servizio.

Nel Comune di Pola uno dei quattro Commissari verra' designato dal Presidente Comunale, e gli altri tre verranno nominati dal Consiglio Comunale.

Il Consiglio di Zona, rispettivamente a Pola il Consiglio Comunale, procedono altresi' alla nomina di tre Commissari supplenti, i quali prendono parte ai lavori della Commissione soltanto se mancano i Commissari effettivi.

Quando la situazione dei luoghi e la difficolta' delle comunicazioni lo consigliano, il Presidente di Zona, con provvedimento da emanare entro quindici giorni dalla data di entrata in vigore del presente Ordine, ha facolta' di determinare la competenza di ciascuna Commissione in difformita' della circoscrizione giudiziaria.

Il Segretario del Comune in cui ha sede la Commissione ne esercita le funzioni di segretario.

ARTICOLO 13

(art. 4 D.L.L. 12.4.45 No. 201)

Nei Mandamenti che abbiano una popolazione superiore a 50,000 abitanti, sono costituite sottocommissioni elettorali in proporzione di una ogni 50,000 abitanti o frazione di 50,000. Le sottocommissioni sono presiedute da magistrati in attivita' di servizio, a riposo, od onorari designati dal Presidente del Tribunale ed hanno la stessa composizione prevista per la Commissione del precedente Articolo.

Il Presidente della Commissione ripartisce i compiti fra questa e le sottocommissioni e ne coordina e vigila l'attivita' .

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Nel Comune di Pola uno dei quattro Commissari verra' destinato dal Presidente Comunale, gli altri tre verranno nominati dal Consiglio Comunale.

Il Consiglio di Zona, rispettivamente a Pola il Consiglio Comunale, procedono altresi' alla nomina di tre Commissari supplenti, i quali prendono parte ai lavori della Commissione soltanto se mancano i Commissari effettivi.

Quando la situazione dei luoghi e la difficolta' delle comunicazioni lo consigliano, il Presidente di Zona, con provvedimento da emanare entro quindici giorni dalla data di entrata in vigore del presente Ordine, ha facolta' di determinare la competenza di ciascuna Commissione in difformita' della circoscrizione giudiziaria.

Il Segretario del Comune in cui ha sede la Commissione ne esercita le funzioni di segretario.

ARTICOLO 13

(art. 4 D.L.L. 12.4.45 No. 201)

Nei Mandamenti che abbiano una popolazione superiore a 50,000 abitanti, sono costituite sottocommissioni elettorali in proporzione di una ogni 50,000 abitanti o frazione di 50,000. Le sottocommissioni sono presiedute da magistrati in attivita' di servizio, a riposo, od onorari designati dal Presidente del Tribunale ed hanno la stessa composizione prevista per la Commissione del precedente Articolo.

Il Presidente della Commissione ripartisce i compiti fra queste e le sotto-
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commissioni e ne coordina e vigila l'attivita' .

Le funzioni di segretario delle sottocommissioni sono assolte da impiegati del Comune, designati dal Presidente Comunale.

ARTICOLO 14

(art. 12 D.M. 24.X.44)

La Commissione elettorale compie le sue operazioni con la presenza del Presidente e di due almeno dei commissari.

Le deliberazioni sono adottate a maggioranza di voti; in caso di parita'

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prevale il voto del Presidente.

Di tutte le operazioni il Segretario redige processi verbali , sottoscritti da lui e da ciascuno dei membri presenti.

Copia del verbale e' trasmessa, a cura del Presidente, al Presidente di Zona ed al Procuratore di Stato presso il Tribunale del capoluogo della Zona.

ARTICOLO15

(art. 13 D.M. 24.X.44)

Entro cinque giorni successivi alla scadenza del termine per ricorrere contro la lista, previsto dal terzo comma dell'art.10 del presente Ordine, il Presidente Comunale deve trasmettere al Presidente della Commissione elettorale :

1) gli elenchi di cui all'art. 4 del presente Ordine ;

2) i verbali delle operazioni effettuate e delle decisioni adottate per la formazione della lista ;

3) un esemplare delle due liste elttorali ;

4) i reclami, con tutti i documenti che vi si riferiscono.

L'altro esemplare della lista e' conservato nella segreteria del Comune.

Delle liste e dei documenti pervenuti alla Commissione elettorale e' rilasciata ricevuta al Comune ed e' presa nota in un registro speciale, firmato in ciascun foglio dal presidente.

ARTICOLO 16

(art. 14 D.M. 24.X.44)

La Commissione elettorale :

1) Esamina le operazioni compiute dal Comune e decide sui reclami presentati contro di essa.

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2) Decide sulle nuove domande d'iscrizione, che possono esserle direttamente

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ARTICOLO15

(art. 13 D.L. 24.X.44)

Entro cinque giorni successivi alla scadenza del termine per ricorrere contro la lista, previsto dal terzo comma dell'art.10 del presente Ordine, il Presidente Comunale deve trasmettere al Presidente della Commissione elettorale :

1) gli elenchi di cui all'art. 4 del presente Ordine ;

2) i verbali delle operazioni effettuate e delle decisioni adottate per la formazione della lista ;

3) un esemplare delle due liste elttorali ;

4) i reclami, con tutti i documenti che vi si riferiscono.

L'altro esemplare della lista e' conservato nella segreteria del Comune.

Delle liste e dei documenti perveruti alla Commissione elettorale e' rilasciata ricevuta al Comune ed e' presa nota in un registro speciale, firmato in ciascun foglio dal presidente.

ARTICOLO 16

(art. 14 D.L. 24.X.44)

La Commissione elettorale :

1) Esamina le operazioni compiute dal Comune e decide sui reclami presentati contro di essa.

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2) Decide sulle nuove domande d'iscrizione, che possono esserle direttamente pervenute.

3)Cancella dalla lista formata dal Comune i cittadini indebitamente iscritti, anche quando non vi sia reclamo.

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La Commissione elettorale pronuncia fondandosi esclusivamente sugli atti e documenti prodotti, entro il termine di cui all'art. 15 del presente Ordine, dalle parti e dal Comune; ma può anche iscrivere, su domanda o d'ufficio, coloro pei quali risultino da nuovi documenti il possesso dei requisiti necessari, dopo aver ottenuto il certificato di cui all'ultimo comma dell'articolo 7. e le informazioni di cui all'ultimo comma dell'articolo 5- Sezione B di quest'Ordine.

Essa deve radunarsi entro i cinque giorni successivi a quello nel quale ha ricevuto gli atti e documenti.

Qualora il Comune, entro il termine prescritto, non abbia fatto pervenire alla Commissione elettorale gli atti di cui al primo comma del precedente articolo, il Presidente ne da' immediato avviso al Presidente di Zona agli effetti dell'articolo 11 del presente Ordine.

ARTICOLO 17

(art. 15 D.M. 24.X.44)

La Commissione elettorale provvede all'approvazione delle liste entro quindici giorni dal ricevimento degli atti.

Le decisioni adottate devono essere, entro lo stesso termine, notificate al Comune, al quale sono, altresi', restituiti tutti i documenti.

Il segretario comunale deve inviarne immediatamente ricevuta al Presidente della Commissione.

Nei dieci giorni successivi, il Presidente Comunale, assistito dal segretario, deve, in conformità delle decisioni della Commissione, apportare le occorrenti variazioni all'esemplare delle liste despositate presso il Comune 4085 dei nuovi elettori iscritti e togliendone i nomi di

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o d'ufficio, coloro pei quali risultino da nuovi documenti il possesso dei requisiti necessari, dopo aver ottenuto il certificato di cui all'ultimo comma dell'articolo 7. e le informazioni di cui all'ultimo comma dell'articolo 5. Sezione B di quest'Ordine.

Essa deve radunarsi entro i cinque giorni successivi a quello nel quale ha ricevuto gli atti e documenti.

Qualora il Comune, entro il termine prescritto, non abbia fatto pervenire alla Commissione elettorale gli atti di cui al primo comma del precedente articolo, il Presidente ne da' immediato avviso al Presidente di Zona agli effetti dell'articolo 11 del presente Ordine.

ARTICOLO 17

(art. 15 D.M. 24.X.44)

La Commissione elettorale provvede all'approvazione delle liste entro quindici giorni dal ricevimento degli atti.

Le decisioni adottate devono essere, entro lo stesso termine, notificate al Comune, al quale sono, altresi', restituiti tutti i documenti.

Il segretario comunale deve inviarne immediatamente ricevuta al Presidente della Commissione.

Nei dieci giorni successivi, il Presidente Comunale, assistito dal segretario, deve, in conformità delle decisioni della Commissione, apportare le occorrenti variazioni all'esemplare delle liste despositate presso il Comune, aggiungendo ad esse i nomi dei nuovi elettori iscritti e togliendone i nomi di quelli cancellati.

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Entro lo stesso termine, le decisioni della Commissione

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sono notificate agli interessati, a cura del Presidente Comunale, con le modalita' di cui all'art. 23 del testo unico 2 settembre 1919, n. 1445.

Le liste, rettificate ai termini del quarto comma del presente articolo, divengono definitive.

Delle rettificazioni eseguite, il segretario comunale redige verbale che, firmato dal Presidente Comunale e dal segretario medesimo, viene trasmesso al Presidente di Zona, al procuratore di Stato presso il Tribunale del capoluogo della Zona ed al Presidente della Commissione elettorale.

Le liste definitive sono depositate nella segreteria comunale per dieci giorni ed ogni cittadino ha diritto di prendere cognizione. Dell'avvenuto deposito e' dato pubblico avviso.

ARTICOLO 18

(art. 16 D.M. 24. X. 44, art. 2 D.L.L. 12.4.45, No.201)

Fino alla revisione periodica delle liste elettorali, alle liste definitive formate in conformita' degli articoli precedenti non possono farsi altre variazioni se non in conseguenza :

1) della morte di elettori;

2) della perdita della cittadinanza italiana;

3) di sentenza passata in giudicato, nonche' delle sentenze di cui all'art. 35 del testo unico 2 settembre 1919, n. 1495;

4) Della sospensione dai diritti elettorali, derivanti da provvedimenti adottati nei confronti di persone colpevoli dei delitti di cui art. 1 e 2 del Proclama No. 6 del Governo Militare Alleato; oppure derivanti da provvedimenti emanati da una Commissione d'Epurazione.

Tali variazioni devono essere fatte dal Presidente Comunale, assistito dal segretario comunale, che allega alle liste copia dei suindicati documenti e

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Presidente di Zona, al procuratore di Stato presso il Tribunale del capoluogo della Zona ed al Presidente della Commissione elettorale.

Le liste definitive sono depositate nella segreteria comunale per dieci giorni ed ogni cittadino ha diritto di prendere cognizione. Dell'avvenuto deposito e' dato pubblico avviso.

ARTICOLO 18

(art. 16 D.M. 2. X. 44, art. 2 D.L.L. 12.4.45, No.201)

Fino alla revisione periodica delle liste elettorali, alle liste definitive formate in conformita' degli articoli precedenti non possono farsi altre variazioni se non in conseguenza :

1) della morte di elettori;

2) della perdita della cittadinanza italiana;

3) di sentenza passata in giudicato, nonche' delle sentenze di cui all'art. 33 del testo unico 2 settembre 1919, n. 1495;

4) Della sospensione dai diritti elettorali, derivanti da provvedimenti adottati nei confronti di persone colpevoli dei delitti di cui agli art. 1 e 2 del Proclama No. 5 del Governo Militare Alleato; oppure derivanti da provvedimenti emanati da una Commissione d'Epurazione.

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Tali variazioni devono essere fatte dal Presidente Comunale, assistito dal segretario comunale, che allega alle liste copia dei suindicati documenti e trasmette il verbale al Presidente di Zona, al procuratore di Stato presso il Tribunale del capoluogo della Zona e al Presidente della Commissione elettorale.

Alle operazioni indicate nel presente articolo il Presidente Comunale e' tenuto a provvedere almeno ogni tre mesi, a decorrere dalla data in cui le liste formate a' termini del presente Ordine sono divenute definitive, o, in ogni caso, 10 giorni prima della data fissata per le elezioni.

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ARTICOLO 19

(art. 17 D.M. 24.X.44.)

A richiesta dei Comuni e delle Commissioni elettorali, i pubblici uffici devono fornire i documenti necessari per gli accertamenti relativi alla formazione delle liste.

ARTICOLO 20

(art. 18 D.M. 24.X.44.)

Il Presidente Comunale o chi ne esercita le funzioni, i componenti le Commissioni elettorali ed i rispettivi segretari sono personalmente responsabili della regolarita' delle operazioni loro assegnate dal presente Ordine.

ARTICOLO 21

(art. 19 D.M. 24.X.44.)

Il Presidente di Zona vigila sulle operazioni relative alla prima formazione delle liste elettorali per mezzo di funzionari espressamente incaricati.

I Presidenti Comunali sono tenuti a riferire ogni quindici giorni al Presidente di Zona sullo stato dei lavori.

ARTICOLO 22

(art. 20 D.M. 24.X.44.)

Qualsiasi cittadino puo' esperire i ricorsi giudiziari previsti dall'articolo 32 del T.U. 2 settembre 1919, N. 1495 colle modalita' risultanti dagli articoli 32 e 33 di detto T.U..- La multa di cui al comma secondo dell'articolo 33 citato, e' elevata da Lire 500 a Lire 1000.-

Contro le deliberazioni delle Commissioni elettorali il Procuratore di Stato ha diritto di ricorrere, entro dieci giorni dalla data di ricevimento dei verbali, alla Corte d'appello di Trieste.

Nel detto termine egli notifica il ricorso alle parti interessate ed entro i cinque giorni successivi lo trasmette al al cancelliere della Corte d'Appello con le prove dell'avvenuta notificazione. Nel medesimo termine di dieci giorni inizia,

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ARTICOLO 20

(art. 18 D.M. 24.X.44.)

Il Presidente Comunale o chi ne esercita le funzioni, i componenti le Commissioni elettorali ed i rispettivi segretari sono personalmente responsabili della regolarita' delle operazioni loro assegnate dal presente Ordine.

ARTICOLO 21

(art. 19 D.M. 24.X.44.)

Il Presidente di Zona vigila sulle operazioni relative alla prima formazione delle liste elettorali per mezzo di funzionari espressamente incaricati.

I Presidenti Comunali sono tenuti a riferire ogni quindici giorni al Presidente di Zona sullo stato dei lavori.

ARTICOLO 22

(art. 20 D.M. 24.X.44.)

Qualsiasi cittadino puo' esperire i ricorsi giudiziari previsti dall'articolo 32 del T.U. 2 settembre 1919, N. 1495 colle modalita' risultanti dagli articoli 32 e 33 di detto T.U..- La multa di cui al comma secondo dell'articolo 33 citato, e' elevata da Lire 500 a Lire 1000.-

Contro le deliberazioni delle Commissioni elettorali il Procuratore di Stato ha diritto di ricorrere, entro dieci giorni dalla data di ricevimento dei verbali, alla Corte d'appello di Trieste.

Nel detto termine egli notifica il ricorso alle parti interessate ed entro i cinque giorni successivi lo trasmette al al cancelliere della Corte d'Appello con le prove dell'avvenuta notificazione. Nel medesimo termine di dieci giorni inizia, ove ne sia il caso, l'azione penale.

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I ricorsi giudiziari non hanno effetto sospensivo dei provvedimenti e delle decisioni contro i quali sono proposti.

ARTICOLO 23

(dal testo unico 1919, N. 1495, art. 34)

Il publico Ministero comunichera' immediatamente al Presidente Comunale le

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sentenze della Corte d'Appello per curare la esecuzione e notificazione, senza spese, agli interessati,

La sentenza pronunciata dalla Corte d'Appello e' definitiva.

ARTICOLO 24

(art. 21 D.M. 24.X.44.)

Tutti gli atti concernenti l'esercizio del diritto elettorale, tanto relativi al procedimento amministrativo quanto al giudiziario, si fanno in carta libera e sono esenti dalla tassa di registro e dalle spese di cancelleria.

ARTICOLO 25

(art. 22 D.M. 24.X.44.)

Tutti gli atti e documenti concernenti la formazione delle liste elettorali sono sempre ostensibili a chiunque.

La copia delle liste di ciascun Comune, autenticate dalla Commissione elettorale, con le rettificazioni ed aggiunte conseguenti ai deliberati di essa, sono trasmesse al Presidente di Zona per essere conservate negli archivi della Zona.

Le liste definitive del Comune devono essere riunite in uno o piu' registri debitamente numerati e conservati nell'archivio comunale.

Le liste devono recare l'indicazione dell'anno e del numero di protocollo dell'incartamento relativo all'iscrizione di ciascun elettore.

Chiunque puo' copiare, stampare o mettere in vendita le liste elettorali del Comune.

ARTICOLO 26

(art. 23 D.M. 24.X.44.)

Le disposizioni penali di cui agli articoli 107 e 112 del testo unico 8 settembre 1919, n. 1495, sono applicabili ai reati ivi previsti, riferiti alla prima formazione delle liste elettorali.

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Alla pena della detenzione e' sostituita quella della reclusione.

ARTICOLO 27

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del procedimento amministrativo quanto al giudiziario, si fanno in carta libera e sono esenti dalla tassa di registro e dalle spese di cancelleria.

ARTICOLO 25

(art. 22 D.M. 24.X.44.)

Tutti gli atti e documenti concernenti la formazione delle liste elettorali sono sempre estensibili a chiunque.

La copia delle liste di ciascun Comune, autenticate dalla Commissione elettorale, con le rettificazioni ed aggiunte conseguenti ai deliberati di essa, sono trasmesse al Presidente di Zona per essere conservate negli archivi della Zona.

Le liste definitive del Comune devono essere riunite in uno o piu' registri debitamente numerati e conservati nell'archivio comunale.

Le liste devono recare l'indicazione dell'anno e del numero di protocollo dell'incartamento relativo all'iscrizione di ciascun elettore.

Chiunque puo' copiare, stampare o mettere in vendita le liste elettorali del Comune.

ARTICOLO 26

(art. 23 D.M. 24.X.44.)

Le disposizioni penali di cui agli articoli 107 e 112 del testo unico 2 settembre 1919, n. 1495, sono applicabili ai reati ivi previsti, riferiti alla prima formazione delle liste elettorali.

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Alla pena della detenzione e' sostituita quella della reclusione.

ARTICOLO 27

(art. 24 D.M. 24.X.44.)

Su motivata proposta dei Presidenti di Zona, da effettuarsi entro dieci giorni dalla data di entrata in vigore del presente Ordine, puo' essere disposta con Ordine del Governo Militare Alleato la sospensione dei termini per la formazione delle liste elettorali nei riguardi dei Comuni che, per circonstanze dipendenti da cause di guerra, siano nell'assoluta impossibilita' di provvedervi.

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La nuova decorrenza dei termini predetti sara' determinata con le stesse modalita'.

Tali provvedimenti sono publicati per estratto nella Gazzetta del Governo Militare Alleato.

ARTICOLO 28

(art. 25 D.L. 24.X.44.)

I profughi e gli sfollati della presente guerra sono iscritti nella lista elettorale del Comune di temporanea dimora, salva la facolta' di richiedere il mantenimento dell'iscrizione nelle liste del Comune di residenza mediante domanda da proporsi ai termini dell'art. 7 del pfesente Ordine. La domanda e' pfesentata al Presidente del Comune di temporanea dimora il quale provvede a trasmetterla al Presidente dell'altro Comune, dopo averne preso nota in appositi registro ai fini della esclusione del richiedente dalle liste propie. Qualora il Comune nelle cui liste il richiedente vuole essere iscritto si trovi fuori del Territorio. il Presidente Comunale che riceve la domanda la trasmette al Governo Militare Alleato (Divisione Legale). Il Presidente Comunale provvede, altresi, a notificare ai Comuni di residenza le iscrizioni effettuate ai sensi del primo comma, ai fini delle esclusioni dei profughi e degli sfollati dalle liste dei Comuni medesimi. Qualora trattasi di Commi giacenti fuori del Territorio, trasmette l'atto di notifica al Governo Militare Alleato. (Divisione Legale)

Della qualita' di profugo o di sfollato deve esser fatta apposita annotazione nelle liste.

ARTICOLO 29

(art.1 D.L.L. 12.4.45, N. 201.)

Chi, trovandosi nelle condizioni previste dell'art. 12, terzo comma, del testo unico della legge elettorale politica approvato con R. decreto 2 settembre 1945, n. 4081, intende essere iscritto nelle liste elettorali di un Comune diverso da quello

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(art. 25 D.M. 24.X.44.)

I profughi e gli sfollati della presente guerra sono iscritti nella lista elettorale del Comune di temporanea dimora, salva la facolta' di richiedere il mantenimento dell'iscrizione nelle liste del Comune di residenza mediante domanda da proporsi ai termini dell'art. 7 del presente Ordine. La domanda e' pfesentata al Bresidente del Comune di temporanea dimora il quale provvede a trasmetterla al Presidente dell'altro Comune, dopo averne preso nota in appositi registro ai fini della esclusione del richiedente dalle liste propie. Qualora il Comune nelle cui liste il richiedente voule essere iscritto si trovi fuori del Territorio. il Presidente Comunale che riceve la domanda la trasmette al Governo Militare Alleato (Divisione Legale). Il Presidente Comunale provvede, altresi, a notificare ai Comuni di residenza le iscrizioni effettuate ai sensi del primo comma, ai fini delle esclusioni dei profughi e degli sfollati dalle liste dei Comuni medesimi. Qualora trattasi di Comuni giacenti fuori del Territorio trasmette l'atto di notifica al Governo Militare Alleato. (Divisione Legale)

Della qualita' di profugo o di sfollato deve esser fatta apposita annotazione nelle liste.

ARTICOLO 29

(art.1 D.L.L. 12.4.45, N. 201.)

Chi, trovandosi nelle condizioni previste dell'art. 12, terzo comma, del testo unico della legge elettorale politica approvato con R. decreto 2 settembre, n. 1945, intende essere iscritto nelle liste elettorali di un Comune diverso da quello nel cui registro della popolazione stabile trovasi compreso, deve chiedere la cancellazione delle liste di quest'ultimo Comune non oltre il quindicesimo giorno dalla data di pubblicazione delle liste definitive a' termini dell'art. 17, del presente Ordine.

Il Presidente Comunale provvede immediatamente alla cancellazione e rilascia al richiedente apposita dichiarazione.

Entro dieci giorni dalla scadenza del termine di cui al, primo comma, il Presidente Comunale forma un elenco delle cancellazioni effettuate e lo trasmette

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alla Commissione elettorale insieme com i documenti relativi per le conseguenti variazioni alla lista.

Per ottenere la nuova iscrizione l'interessato deve presentare, entro quindici giorni dalla scadenza del termine stabilito per la richiesta di cancellazione, la domanda al Presidente Comunale unitamente alla dichiarazione rilasciatagli ai termini del secondo comma, osservate le modalita' stabilite nell'art, 7 del presente Ordine. Se nel Comune al quale l'iscrizione e' chiesta non siano stati ancora iniziati i lavori per la formazione delle liste, la domanda e' presentata entro venti giorni dalla pubblicazione del manifesto di cui al secondo comma del citato articolo 7.

Se le liste elettorali sono state già compilate, la nuova iscrizione e' fatta in liste aggiunte, che mensilmente vengono pubblicate e sottoposte all'approvazione della Commissione elettorale con le modalita' vigenti per le liste principali.

ARTICOLO 30

(art. 1 D.L.L. 22.4.45, N. 214)

Ogni Comune e' diviso in sezioni elettorali.

La divisione in sezioni e' fatta indistintamente per elettori di sesso maschile e femminile ed in guisa che il numero di elettori in ogni sezione non sia di regola superiore a 1000 ne' inferiore a 100 iscritti.

Quando condizioni speciali di lontananza o circostanze comunque connesse con l'attuale situazione, rendono difficile l'esercizio del diritto elettorale, si possono costituire sezioni con un numero minore di 100 iscritti, ma mai inferiore a 50.

ARTICOLO 31

(art. 2 D.L.L. 22.4.45.)

Entro quindici giorni dalla formazione delle liste elettorali maschili e femminili da parte del Comune, il Presidente Comunale provvede, con unica deliberazione, alla ripartizione del comune in sezioni, alla determinazione della circoscri-

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zione, la domanda al Presidente Comunale unitamente alla dichiarazione rilasciatagli ai termini del secondo comma, osservate le modalita' stabilite nell'art, 7 del presente Ordine. Se nel Comune al quale l'iscrizione e' chiesta non siano stati ancora iniziati i lavori per la formazione delle liste, la domanda e' presentata entro venti giorni dalla pubblicazione del manifesto di cui al secondo comma del citato articolo 7.

Se le liste elettorali sono state già compilate, la nuova iscrizione e' fatta in liste aggiunte, che mensilmente vengono pubblicate e sottoposte all'approvazione della Commissione elettorale con le modalita' vigenti per le liste principali.

'ARTICOLO 30

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Ogni Comune e' diviso in sezioni elettorali.

La divisione in sezioni e' fatta indistintamente per elettori di sesso maschile e femminile ed in guisa che il numero di elettori in ogni sezione non sia di regola superiore a 1000 ne' inferiore a 100 iscritti.

Quando condizioni speciali di lontananza o circostanze comunque connesse con l'attuale situazione, rendono difficile l'esercizio del diritto elettorale, si possono costituire sezioni con un numero minore di 100 iscritti, ma mai inferiore a 50.

ARTICOLO 31

(art. 2 D.L.L. 22.4.45.)

Entro quindici giorni dalla formazione delle liste elettorali maschili e femminili da parte del Comune, il Presidente Comunale provvede, con unica deliberazione, alla ripartizione del comune in sezioni, alla determinazione della circoscrizione delle singole sezioni, del luogo di riunione di ciascuna di esse e compila la lista degli elettori di ciascuna sezione in triplice esemplare.

L'elettore e' assegnato alla sezione nella cui circoscrizione ha, secondo l'indicazione della lista, la sua abitazione.

I profughi e gli sfollati della presente guerra, che hanno fatto domanda ai sensi dell'articolo 28 del presente Ordine, sono assegnati alla sezione nella cui circonscrizione avevano l'ultima abitazione.

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Gli elettori che non hanno l'abitazione nel comune, nel caso previsto dell'art. 29 del presente Ordine, sono ripartiti nelle liste delle singole sezioni, seguendo l'ordine alfabetico.

La lista di sezione deve contenere due colonne per ricevere rispettivamente le firme di indentificazione degli elettori e quelle di riscontro per l'accertamento dei votanti, deve essere sottoscritta dal Presidente Comunale e dal segretario comunale e recare il bollo dell'ufficio comunale.

ARTICOLO . 32

(art.3 D.L.L. 22.4.45.)

Nello stesso termine di cui al precedente articolo il Presidente Comunale, con avviso da affiggersi all'albo comunale e in altri luoghi pubblici, invita chiunque intenda proporre reclami contro la delibarazione ivi prevista o contro l'assegnazione degli elettori alle singole sezioni a presentarli, entro dieci giorni dalla data di pubblicazione dell'avviso, alla Commissione elettorale competente per territorio, anche per tramite dall'ufficio comunale, che ne rilascia regolare ricevuta. Durante questo tempo, il testo della deliberazione e un esemplare della lista di sezione devono rimanere depositati nella segreteria del comune perche' ogni cittadino possa prendere cognizione.

Dell'avvenuta pubblicazione dell'avviso e' dato immediato notizia al Presidente di Zona, al quale deve essere trasmessa. altresi, una copia della deliberazione. Il Presidente di Zona segnala alla Commissione elettorale le proprie eventuali osservazioni.

Il Presidente Comunale, entro il quinto giorno dalla scadenza del termine per ricorrere, previsto dal primo comma, trasmette al Presidente della Commissione elettorale il testo della deliberazione e due esemplari delle liste di sezione coi documenti ed i reclami relativi.

La Commissione decide inappellabilmente sui reclami, approva la lista degli elettori di ciascuna sezione tenendo conto delle propie decisioni adottate ai

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le e recare il bollo dell'ufficio comunale.

ARTICOLO . 32

(art.3 D.L.L. 22.4.45.)

Nello stesso termine di cui al precedente articolo il Presidente Commnale, con avviso da affiggersi all'albo comunale e in altri luoghi pubblici, invita chiunque intenda proporre reclami contro la deliberazione ivi prevista o contro l'assegnazione degli elettori alle singole sezioni a presentarli, entro dieci giorni dalla data di pubblicazione dell'avviso, alla Commissione elettorale competente per territorio, anche per tramite dell'ufficio comunale, che ne rilascia regolare ricevuta. Durante questo tempo, il testo della deliberazione e un esemplare della lista di sezione devono rimanere depositati nella segreteria del comune perche' ogni cittadino possa prebdere cognizione.

Dell'avvenuta pubblicazione dell'avviso e' dato immediato notizia al Presidente di Zona, al quale deve essere trasmessa. altresi, una copia della deliberazione. Il Presidente di Zona segnala alla Commissione elettorale le propie eventuali osservazioni.

Il Presidente Commale, entro il quinto giorno dalla scadenza del termine per ricorrere, previsto dal primo comma, trasmette al Presidente della Commissione elettorale il testo della deliberazione e due esemplari delle liste di sezioni coi documenti ed i reclami relativi.

La Commissione decide inappellabilmente sui reclami, approva la lista degli elettori di ciascuna sezione tenendo conto delle propie decisioni adottate ai sensi dell'art, 17 del presente Ordine, e ne autentica entrambi gli esemplari nel termine di quindici giorni dal ricevimento degli atti, attestando in calce a ciascuno di essi il numero degli elettori chi vi sono essi compresi.

Il Presidente deve vidimare ciascun foglio con la propria firma e il bollo della Commissione.

Gli esemplari delle liste di sezione restano depositati nell'ufficio della Commissione elettorale fino a quando non saranno indette le elezioni.

Declassified E.O. 12356 Section 3.3/NND No. 788721

Le decisioni adottate dalla Commissione sono immediatamente notificate al Presidente Comunale, che apporta al terzo esemplare delle liste di sezione le conseguenti variazioni.

ARTICOLO 33

(art. 4 D.L.L. 22.4.45.)

In dipendenza della formazione delle liste aggiunte di cui all'articolo 29 del presente Ordine, ultimo comma, il Presidente Comunale provvede contemporaneamente alla ripartizione degli elettori ivi compresi nelle liste delle singole sezioni, seguendo l'ordine alfabetico. Se le liste di sezione sono gia' compilate tale ripartizione e' fatta mediante liste sezionali aggiunte; si applica, in tale ipotesi, il disposto dell'articolo precedente.

ARTICOLO 34

(art. 5 D.L.L. 24.4.45 No. 214)

Il Presidente Comunale provvede, entro tre giorni dalla data del verbale di cui all'articolo 18 del presente Ordine, secondo comma, ad eliminare dalle liste di sezione le persone nei cui riguardi ricorra taluna delle ipotesi prevista dal primo comma del predetto articolo 18.

La Commissione elettorale, entro tre giorni dal ricevimento del verbale, apporta le anzidette variazioni ai due esemplari delle liste di sezione depositate nel suo ufficio.

ARTICOLO 35

(art. 6 D.L.L. 24.4.45)

Si possono riunire nello stesso fabbricato fino a quattro sezioni, ma l'accesso dalla strada alla sala deve condurre solo a due sezioni e non piu' di due sezioni possono avere l'accesso dalla medesima strada. 4078

Tuttavia, per comprovate esigenze connesse con l'attuale situazione, i comuni possono essere, caso per caso, autorizzati dal Presidente di Zona a riunire

Declassified E.O. 12356 Section 3.3/NND No. 788021

del presente Ordine, ultimo comma, il Presidente Comunale provvede contemporaneamente alla ripartizione degli elettori ivi compresi nelle liste delle singole sezioni, seguendo l'ordine alfabetico. Se le liste di sezione sono gia' compilate tale ripartizione e' fatta mediante liste sezionali aggiunte; si applica, in tale ipotesi, il disposto dell'articolo precedente.

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1078

Tuttavia, per comprovare esigenze connesse con l'attuale situazione, i comuni possono essere, caso per caso, autorizzati dal Presidente di Zona a riunire nello stesso fabbricato un numero di sezioni superiore a quattro, ma mai maggiore di otto, ed a prescindere dalle limitazioni previste dal comma precedente, circa il numero di sezioni che possono avere il medesimo accesso, o l'accesso dalla medesima strada.

Declassified E.O. 12356 Section 3.3/NND No. 780021

Quando ve ne sia la possibilita', dovra' essere assicurato un accesso dalla strada alla sala riservato alle donne che non intendano servirsi dell'ingresso comune.

Quando, per sopravvenute gravi circostanze, sorge la necessita' di variare i luoghi di riunione degli elettori, il Presidente Comunale deve farne proposta alla Commissione elettorale non oltre il decimo giorno antecedente alla data di convocazione degli elettori, informando contemporaneamente il Presidente di Zona. La Commissione, premesse le indagini che reputi necessarie, provvede inappellabilmente in via d'urgenza e non piu' tardi del terzo giorno antecedente alla data predetta.

Qualora la variazione sia approvata, il Presidente della Commissione ne da' immediato avviso al Presidente di Zona e al Comunale, il quale deve portarla a conoscenza del pubblico con manifesto da affiggersi nelle ore antimeridiane del giorno precedente le elezioni.

ARTICOLO 36

(D.L.L. 8.2.45, no.45)

Tutte le spese inerenti alla prima formazione delle liste elettorali nei Comuni del Territorio, in esecuzione del presente Ordine, sono assunte a carico del Governo Militare Alleato.

Ai componenti, le Commissioni elettorali previste dall'articolo 12 del presente Ordine, e' concesso, oltre il rimborso delle spese di viaggio effettivamente sostenute, una medaglia di presenza nella misura che sara' determinata dal Governo Militare Alleato.

ARTICOLO 37

Il presente Ordine entra in vigore in ogni parte del Territorio alla data della sua prima pubblicazione in esso.-

4077

Trieste, li dicembre 1945

Declassified E.O. 12356 Section 3.3/NND No. 788021

convocazione degli elettorri, informando contemporaneamente il Presidente di Zona.

La Commissione, premesse le indagini che reputi necessarie, provvede inappellabilmente in via d'urgenza e non piu' tardi del terzo giorno antecedente alla data predetta.

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4077

Trieste, li dicembre 1945

ALFRED C. BOWMAN
Colonello JAGD
Ufficiale Superiore
per gli Affari Civili

Declassified E.O. 12356 Section 3.3/NND No. 788021

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

Local Govt 58

INCOMING MESSAGE

8 JAN 1946

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 8/72/2

Date/Time of Origin: 7JAN1430A

Message Centre No: C/6934

Date Time Rec'd: 8JAN0930

Precedence: IMPORTANT

FROM: AMZ 13 CORPS FROM BOWMAN

TO : HQ ALCOM INFOs AFHQ

RESTRICTED

RESTRICTED:

REF YOUR 9936 OF 5 JANUARY 1946. SINCE LEGAL DIVISION HERE NOW CONSISTS OF CHIEF AND AREA OFFICERS ONLY TOTAL 4 AGAINST 12 AUTHORIZED REGRET OBVIOUSLY IMPOSSIBLE SEND ANOTHER OFFICER TO ROME RE ELECTORAL ROLLS.

AC DIST

ACTION: LOCAL GOVT

INFO: CHIEF COMMISSIONER

FILE 2

FLOAT

ACTION

RESTRICTED

HEADQUARTERS
8 JAN 1946
C.

40-76

7903

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

HEADQUARTERS ALLIED COMMISSION

OUTGOING MESSAGE

0541

Originator do not write above this line

FROM (A) HQ ALCOM

DATE-TIME OF ORIGIN 05 0900 JAN 46

TO (FOR ACTION) (1) AMG VENEZIE GIULIA

TO (INFORMATION)

Ref. No 9928

Security Classification ROUTINE

SUBJECT IS PREPARATION OF ELECTORAL ROLLS PD

PARA ONE PD REF YOUR EIGHT STROKE SEVEN TWO STROKE TWO OF ONE NINE DECEMBER PD MAJOR GLERUM REPORTED THIS SUB COMMISSION THREE ONE DECEMBER WITH DRAFT ORDER FOR PREPARATION OF ELECTORAL ROLLS PD HE HAS NOT BEEN SEEN SINCE PD INFORMED HE HAS BEEN POSTED TO CASERTA PD

PARA TWO PD THIS SUB COMMISSION HAS EXAMINED DRAFT ORDER AND IS HOLDING CONSULTATIONS WITH ITALIAN TECHNICAL EXPERTS ON THE SUBJECT PD MEANWHILE SUGGEST THAT ANOTHER LEGAL OFFICER BE ASSIGNED TO TASK AND SENT TO ROME WITH DOTTORE CECOVINI PD

4075

Precedence ROUTINE

Office of origin LOCAL GOVERNMENT SUB COMMISSION

Originator's Signature

Tel. No. 286

Authenticated

7948

AC/45/19/LG.

SUBJECT : Note of interview - Ministry of the Interior.

DATE : 4 January 1946 - 11,00 hrs.

PRESENT : Dott. STRANO, Chief of the Electoral Service, Ministry of the Interior
Major R.R.Temple, Director Local Government S/C.
Capt. W.I. Cunningham, Executive Officer Local Government S/C.
Sig. A. Nice, interpreting.

1. The Director explained to Dott. Strano that he had come to him not as a representative of the Italian Government but as a technical expert in electoral matters and that it was necessary that the matters discussed at this interview should be treated as confidential for reasons which ~~will~~ would be apparent to Dr. Strano during the course of the interview.

2. Dott. Strano said he agreed and was always willing to help this Sub Commission in any way possible.

3. The Director then explained to Dott. Strano the Local Government administrative position in Venezia Giulia in some detail. It had now been decided to proceed with the preparation of electoral lists in Venezia Giulia and the Local Government S/C. were anxious that the lists should be ~~pre~~pared according to the Italian Law and practice so far as possible in order that when a settlement was arrived at concerning Venezia Giulia the Italian Government might find it possible to utilise the lists. Dott. Strano would appreciate the necessity of treating this as confidential because it was possible that the whole project for the preparation of electoral lists in Venezia Giulia would have to be abandoned if this conference became a political question.

4. Dott. Strano said he appreciated this fully and would not mention the matter even to his own Minister. He would deal with it personally. He thanked us for the confidence which we had reposed in him.

5. Dott. Strano was then given a copy of the draft General Order for the compilation of electoral lists in Venezia Giulia. He was told that the draft was in effect a Testo Unico of the regulations contained in the following Italian laws :

a) D.L.L. 28 September 1944 n.247 - Compilation of Electoral Lists.
b) D.M. 24 October 1944
c) D.L.L. 1 February 1945 n.23 - Extension of suffrage to women.
d) D.L.L. 8 February 1945 n.55 - Expenses for the compilation of the Electoral Lists to be charged to the State
e) D.L.L. 12 April 1945 n.206 - Division of the Communes into Electoral Sections and formation of Sectional Lists.
f) D.L.L. 22 April 1945 n.214 - dtto dtto

and that the wording had been changed where necessary to allow for the different nomenclature of the various administrative bodies set up in Venezia Giulia. He was also given publications Nos. 1, 2 and 3 which are the instructions of the Ministry of the Interior for the formation of the electoral lists which had been cross-referenced to the draft Decree. We asked Dott. Strano to study these documents and let us have his opinion and suggestions, if any, as soon as possible. Dott. Strano said it would give him great pleasure to do this and promised to let us have his comments on Monday next 7 January.

6. The Director then referred to the administrative instructions which have been issued from time to time by the Ministry on the subject of preparation of electoral lists and [illegible] that certain of these instructions might be of use in Venezia Giulia.

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4074

Declassified E.O. 12356 Section 3.3/NND No. 770221

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4074

6. The Director then referred to the administrative instructions which have been issued from time to time by the Ministry on the subject of preparation of electoral lists and suggested that certain of these instructions might be of use in Venezia Giulia.

7. Dott. Strano promised to provide this Sub Commission with an Index of all the administrative instructions which have been issued to date indicating :-a) those which may be issued in Venezia Giulia as they stand ; b) those which might be issued in altered form with suggested alterations and c) those which are obsolete in the light of the new Order and should not be issued. For this purpose he wished to have an extra copy of the draft Order.

Declassified E.O. 12356 Section 3.3/NND No. 788021

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8. The Director thanked Dott. Strano for his cooperation and promised that an extra copy of the draft Order would be sent to him immediately (This copy of the Order was delivered to Dott. Strano in person by Mr. G. Chevalier at 5 o'clock the same evening).

9. Dott. Strano then referred to the new Decree on administrative elections which he said had now been passed by the Council of Ministers with a very few alterations and he gave us a copy of the Decree with the alterations marked in it. He mentioned that the Decree would probably be published in a special edition of the Official Gazette early next week.

10. The Director pointed out that this Decree would have to be implemented by AMG in Udine and said that we would study the Decree and see if it might be possible to implement it in Udine simultaneously with its publication in the Gazzetta Ufficiale.

11. Dott. Strano also supplied us with copies of the proposed nomination papers and ballot papers which had now been printed and also with 2 booklets which he thought we might like to study, one being the modifications proposed by the Ministry of the Interior for the adoption of the State ballot paper and the other the scheme for the reconstruction of communal and provincial administration on an elective basis. The Director thanked Dott. Strano for his cooperation.

W.I.Cunningham Capt

W.I.CUNNINGHAM
Captain
Executive Officer
Local Goverrment Sub Commission

WIC/ww

copies to. 45/B
45/A.
14/1
FLOAT
SPARES.

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Declassified E.O. 12356 Section 3.3/NND No. 788021

1972.

CONFIDENTIAL 42/19 Local Govt

SUBJECT:- Local Elections in VENEZIA GIULIA

CONFIDENTIAL

To 13 Corps
5521/6/G 31 DEC 1945

27 Dec 45

AFHQ

Copy to:- AMG 13 Corps
US Allied Commission, ROME
Mr SULLIVAN, British Political Adviser
Mr GREEN, US Political Adviser

1. In reply to your letter G.5 001-1 of 17 Dec 45, I have to report that I have considered the matter carefully in the light of the way in which the affairs of Allied occupied VENEZIA GIULIA have developed since the question was last discussed, and of the other factors involved.

2. In my opinion conditions have improved considerably during the past few months. The general atmosphere is less tense, confidence is increasing, shops are better stocked and trade and industry are reviving, political intimidation has decreased, and although conditions are still far from ideal, they are on the way to a level at which it should be possible to approach the problems of the future more in a spirit of reason than passion.

3. Obviously any estimate of the way in which local elections would be conducted can only be an expression of opinion, but in that connection my view, based on the experiences of the past six months, is that they would inevitably be fought on the national issue. I feel certain that they would be made the occasion of constant demonstrations, political strikes and coerced intimidations; that passions on both sides would rise high which would almost certainly lead to disorders which might become really serious. If the Yugoslavs are really intent on making trouble for the occupying forces, local elections would give them an excellent opportunity. Moreover, I should think it more than likely that the campaign would spread to BELGRADE and ROME to the prejudice of an agreed solution to the frontier problem.

4. I am not qualified to comment on the political aspects of the question, but it seems to me that if our occupation of this area was of a semi-permanent basis, or if it was a question of restoring the democratic form of government in a liberated or ex-enemy country, there would be sound political reasons for holding elections. As it is, however, I can see nothing on the credit side except a certain amount of temporary political capital which would be more than offset if serious disorders were to break out and had to be suppressed. 1072

5. On the other side of the picture the forces responsible for the maintenance of law and order will not be in the best shape during the next few months. The new civil police force has started well and is steadily finding its feet, but it is not yet up to strength and is only just beginning to operate outside the three large towns. A severe strain of the kind that might be imposed if local elections are

Declassified E.O. 12356 Section 3.3/NND No. 788221

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5. On the other side of the picture the forces responsible for the maintenance of law and order will not be in the best shape during the next few months. The new civil police force has started well and is steadily finding its feet, but it is not yet up to strength and is only just beginning to operate outside the three large towns. A severe strain of the kind that might be imposed if local elections are held during the next few months, might well prove a serious setback to its morale and efficiency. As regards the troops, both 88 US Div and 56 (LOM) Div are going through a very difficult period on account of redeployment, and have their hands full with the assimilation and training of new personnel in all ranks. I am not at all anxious that they or any of the other troops under my command should be called upon to deal with serious civil disturbances during the next few months.

In the case of 56 (LOM) Div it will certainly take not less than six months for them to carry out and recover fully from the effects of release, redeployment and reorganisation.

31 DEC1945

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Declassified E.O. 12356 Section 3.3/NND No. 759021

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6. To sum up the position, I consider that the holding of local elections in VENEZIA GIULIA during the first half of 1945 has no advantages at all but several serious disadvantages from the military point of view, and I use the word 'military' in its most comprehensive sense. From the political point of view, I respectfully submit that the holding of local elections will be to forsake the substance of steady progress towards a better basis for future good will between the peoples of VENEZIA GIULIA, for the shadow of a certain amount of political capital of doubtful lasting value. If the Allied Governments are prepared to accept the risks and disadvantages for such a doubtful gain, I have nothing more to say, and your instructions in the matter will be faithfully carried out. I request, however, that before a final decision is taken, this letter, which I have drafted myself and which represents my own considered opinion after full discussion with all concerned, may be brought to the notice of the Supreme Allied Commander.

Not true

Meanwhile, the Legal Section of Allied Military Government 13 Corps has been directed to prepare an appropriate General Order for the compilation of electoral rolls. The first draft of the proposed Order has been completed and a Legal Officer is now in ROME discussing it with the Local Government Sub-Commission of Allied Commission.

7. Since General Order No. 11 provides for direct appointment and removal of all officials by Allied Military Government, it seems apparent that if these officials are to be selected by some other method, such as popular election, it will be necessary to modify the Order accordingly. In view of the time, effort and difficulties which have been involved in establishing the principle of direct control, any change in this position involves important questions of policy requiring mature consideration. There is no doubt that if popularly elected officials, who are willing to co-operate with Allied Military Government, are placed in official positions, Military Government can continue to be administered once order, if disturbed, has been restored, but I would draw your special attention to the words I have underlined. At the same time, for the reasons I have stated in this letter, I beg to disagree with your view on what constitutes the main issue in this matter.

4071

Lt-Gen.
Cond.

LTE

Declassified E.O. 12356 Section 3.3/NND No. 778021

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John Harcourt
4071

Lt-Gen.
Cord.

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Declassified E.O. 12356 Section 3.3/NND No. 780021

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

Local Govt.

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

10 DEC 45

Originator's Reference: 8/72/2

Date / Time of Origin: DEC 191800 A

Message Centre No: G/5932

Date Time Rec'd: DEC 200900

Precedence: ROUTINE

FROM: AMG 13 CORPS FROM BOWMAN

TO : HQ ALCOM LOCAL GOVT SUB COMMISSION, INFO: G - 5 Section AFHQ

UNCLASSIFIED.

Signal 8/72/2 this HQ DTD 13 December 45 is cancelled Glerum and CECOVINI will arrive in ROME 21 December 45.

AC DIST

ACTION LOCAL GOVT
INFO CHIEF COMMISSIONER
FILE 2
FLOAT

ACTION

HEADQUARTERS
20 DEC

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Declassified E.O. 12356 Section 3.3/NND No. 780021

1570

CONFIDENTIAL

Local Govt

S/C

ALH/op

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

17 December 1945

G-5: 000.1-1

SUBJECT: Local Elections in VENEZIA GIULIA

TO : Headquarters, XIII Corps

1. Reference is made to your 130/AMG/72/2/16, dated 15 September 1945 and your 130/AMG/72/2/25 dated 27 November 1945. In your 15 September 1945 letter you indicate the inconsistency of holding local elections and recommend that they should not be held. In your 27 November 1945 letter you indicated that administrative difficulties were the chief obstacle to holding such elections.

2. Provided you agree the basic idea that local elections should be held it is believed that administrative difficulties can be overcome within a reasonable period. The knowledge that a real effort was being made to set up the machinery for election would serve to inform the world that elections were to be held as soon as physically possible. The mere fact that General Order No. 11, AMG XIII Corps does not provide for elections does not preclude such elections being held. Whether the territory shall be turned back to the Italians or otherwise disposed of appears to have little bearing on the advisability of holding local elections. The main issue is whether you consider that you can administer military government if popularly elected officials are placed in official positions. Your comprehensive views on the whole question are requested.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A. L. HAMBLEN
Brigadier General, GSC
Assistant Chief of Staff, G-5

cc: Hqs., Allied Commission
Brit. Res. Min.
U.S. Poland

4069

CONFIDENTIAL

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1402

Declassified E.O. 12356 Section 3.3/NND No. 788021

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 8/72/2
Date/Time of Origin: 131800A

Message Centre No: G/5518
Date Time Rec'd: DEC 140830
Precedence: IMPORTANT

FROM: AMG 13 CORPS FROM BOWMAN
TO : HQ ALCOM FOR LOCAL GOVERNMENT SUBCOMMISSION 14th DEC
INFO: G5 SECTION AFHQ

RESTRICTED

RESTRICTED

Major Glerum of our Legal Division and Dottore Cecovéni, Italian legal adviser, will proceed Rome 18 December with completed draft proposed order for preparation of electoral rolls

AC DIST
ACTION: LOCAL COVT.S/C
INFO: CHIEF COMNR.
CASEC
FILE 2
FLOAT

HEADQUARTERS
14 DEC 1943
A. C.

4068

ACTION

7802

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

LG
26 NOV 1945

26 NOV 1945

RESTRICTED

B/72
NOV. 260930 A

AMG 13 OCTS FROM ROMAN

AFHQ FOR SACMED CITE FIGES FOR COMMANDING GENERAL, MTOUSA, INFO: COMMANDING OFFICER 2675 REGIMENT FR ALGOM

RESTRICTED

Ref your FX4349 of 24 November 1945. Thoroughly agree and will comply. For the record, I have received through Deputy Political advisers Great Britain and United States invitations to call at Foreign Office London and State Department Washington to discuss informally political situation here. Understand invitations based o sugestions by your political advisors and copies sent your Headquarters. Washington is on usual air route home anyhow and am quite willing to visit London but appreciate that this would necessitate special travel arrangements and routing perhaps too inconvenient to arrange. While I am quite willing to accept invitations and feel discussions might be useful have no personal axe to grind and decision naturally is up to military superiors. At present planning to be in Rome or Caserta ready to leave on or before 5 December.

WAR HEADQUARTERS
26 NOV 1945

AC DIST
ACTION - EX COMM
INFO - CHIEF COMMISSIONER
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Declassified E.O. 12356 Section 3.3/NND No. 788221

(24)

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/45/19/1G

3 December 1945

SUBJECT: Preparation of Electoral Lists in Venezia Giulia.

TO : SCAO Venezia Giulia

1. Reference is made to your letter dated 20 November 1945 (File No. 130/AMG/72/2/23).

2. As you well know, shortage of personnel exists in all units of the Allied Commission. Legal Sub Commission however has indicated that the strength of your Legal Branch will be increased as soon as possible but quite likely not before the handover of territory makes available several officers.

FOR THE CHIEF COMMISSIONER:

S.H. WHITE, Lt. Col.
A/Vice President
Civil Affairs Section

RHT/mn

4750

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

23 NOV. 1945

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS

23 NOV. 1945

TELEPHONE NO : 29794 ex 3

20 November 1945

REFERENCE NO : 13C/AMG/72/2/23

13 NOV 1945

SUBJECT : Preparation of Electoral Lists in VENEZIA Giulia

TO : Civil Affairs Section,
HQ Allied Commission

Reference your AC/45/19/LG of 9 November 1945.

1. This matter has been gone into with the Legal Branch who have examined some of the initial problems.

2. It is quite clear that owing to the very special circumstances, political and otherwise, obtaining in this area, that a very great deal of work will be required to be done to get the electoral rolls started.

3. It is felt that Legal Branch will be able to undertake this work as soon as they are made up to strength. With present shortage of personnel however it is quite impossible to allocate one officer to take over this task and unless a full time officer is so allocated the task cannot be dealt with adequately. May this please be borne in mind and the legal staff made up to strength as soon as possible.

For the Senior Civil Affairs Officer:

/s Smuts.

J. C. Smuts,
Lt. Colonel,
Deputy SCAO.

Local Govt. (through Legal)

Will you please discuss this with Legal. Is it possible that a Legal officer can be found - ? Many it not have to be a non-legally qualified officer instructed by you and of desirable working under the supervision of LG Legal division?

Legal SC (thro CAS)

CA
23 NOV. 1945
x 525

A legal officer is indispensible for this job - the orders are quite technical. Lt Col Temple May.

24 Nov. Dir. LG & C
x-495

7695/LG

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

LG 15 NOV

115/19

CA Sec 21
394

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

ALH/CRB/as

15 NOV 1945

G-5: 006.1-1 NEI

13 November 1945

17 NOV 1945

SUBJECT: Local elections in Venezia Giulia.

TO : Headquarters, XIII Corps.

Reference is made to your letter 13C/AMG/72/2/16 dated 15 September 1945, subject as above.

1. An enquiry has been received from the Foreign Office as to the progress being made towards the holding of local elections in Venezia Giulia (Allied occupied zone).

2. It is requested that you submit a brief report indicating what progress has been made during the past two months, in particular with regard to the preparation of electoral lists. Will you please also say what major tasks remain to be completed and give an rough estimate of when you anticipate it might be possible to hold elections.

for A. L. HAMBLEN
Brigadier General, G.S.C.
Assistant Chief of Staff, G-5

Copy to: HQ, Allied Commission.
Br Res Min.
US Polad

14 NOV 1945

ALLIED COMMISSION GA SECTION HEADQUARTERS

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7640/LG

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

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21

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

9 Nov 45.

Ref: AG/45/19/LG.

SUBJECT: Preparation of Electoral Lists in VENEZIA GIULIA.

TO: SCAO VENEZIA GIULIA.

13A

1 Reference is made to the letter of the Allied Commission to AFHQ G-5 dated 19 Sep 45 (file AG/45/19/LG) and to AFHQ reply of 28 Sep 45 (file G-5: 000.1-1) copies of both of which were sent to you. This correspondence indicates that the compilation of election registers is to commence in VENEZIA GIULIA as soon as possible and that the procedure will follow that in use in the remainder of Italy.

15

2 As agreed during discussion at this Headquarters on 5 Nov 45. the drafting of the pertinent AMG General Order and administrative regulations and forms will be undertaken by the VENEZIA GIULIA staff with such advice and assistance from Local Government Sub-Commission as you may require. It is suggested that the work of the legal officer to whom this task is assigned by you will be facilitated if he can arrange to spend some time at this Headquarters with local government experts.

3 The importance of starting the preparation of electoral rolls in VENEZIA GIULIA cannot be over-stressed and accordingly it is urged that the preparatory work should be commenced as quickly as possible.

FOR THE CHIEF COMMISSIONER:

M. CARR, Brigadier.
Vice President.
Civil Affairs Section.

Copies to: AFHQ.(G-5)
Chief Commissioner.
Executive Commissioner.
Poled (A).
Poled (B).

4063

PAF/19/11

7547

D R A F T

(20)

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/45/19/LG

Tel: 620

SUBJECT: Preparation of Electoral Lists in Venezia-Giulia. 6 November 1945

TO : SCAO Venezia-Giulia.

1. Reference is made to the letter of the Allied Commission to AFHQ G-5 dated 19 September 1945 (file AC/45/19/LG) and to its reply of 28 September 1945 (file G-5: 000.1-1) copies of both of which were sent to you. The result of this correspondence is that the compilation of election registers commence in Venezia-Giulia as soon as possible and that the procedure follow that adopted for the remainder of Italy.

2. As was agreed upon by SCAO Venezia-Giulia at a conference held at AC HQ with the Vice President, Civil Affairs Section and the Director, Local Government Sub Commission on 5 November, the drafting of the pertinent AMG General Order and administrative regulations and forms will be undertaken forthwith by your staff. As was indicated also, the advice and assistance of Local Government Sub Commission will be available. It is suggested that the legal officer assigned this task by you arrange to spend some time at this HQ with local government experts in order to facilitate his work.

3. The importance of starting the preparation of electoral rolls in Venezia-Giulia cannot be over-stressed and accordingly you are earnestly urged to undertake the preparatory work at once.

FOR THE CHIEF COMMISSIONER:

4062

M. CARR

Declassified E.O. 12356 Section 3.3/NND No. 788021

1. Reference is made to the letter of the Allied Commission to AFHQ G-5 dated 19 September 1945 (file AC/45/19/LG) and to its reply of 28 September 1945 (file G-5: 000.1-1) copies of both of which were sent to you. The result of this correspondence is that the compilation of election registers commence in Venezia-Giulia as soon as possible and that the procedure follow that adopted for the remainder of Italy.

2. As was agreed upon by SCAO Venezia-Giulia at a conference held at AC HQ with the Vice President, Civil Affairs Section and the Director, Local Government Sub Commission on 5 November, the drafting of the pertinent AMG General Order and administrative regulations and forms will be undertaken forthwith by your staff. As was indicated also, the advice and assistance of Local Government Sub Commission will be available. It is suggested that the legal officer assigned this task by you arrange to spend some time at this HQ with local government experts in order to facilitate his work.

3. The importance of starting the preparation of electoral rolls in Venezia-Giulia cannot be over-stressed and accordingly you are earnestly urged to undertake the preparatory work at once.

FOR THE CHIEF COMMISSIONER:

4062

M. CARR
Brigadier
VP CA Section

RRT/pec

Copies to: AFHQ (G-5)
Chief Commissioner
Exec. Commissioner
Polad (A)
" (B)

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Declassified E.O. 12356 Section 3.3/NND No. 788021

Declassified E.O. 12356 Section 3.3/NND No. 788021

45/19

19

THE MINISTRY OF INTERIOR
Cabinet of H.E. The Minister

Rome, 6 October 1945

To: Prefect of Venezia

FILE No.: 35382/1380

SUBJECT : Refugees from Zara - Registration on Electoral Lists.

The "Comitato Assistenza Italiani Dalmazia" on the 2nd August, has sent this Ministry the following cable:

"The "Comitato Assistenza Italiani Dalmazia". Venezia San Stae 1937, representing 10,000 refugees from Zara, asks that, in accordance with the laws in force, the said refugees be registered of Zara lists, this city still being part of the kingdom of Italy. Would you please instruct the prefects of northern Italy to accept applications for registration and to extend time ~~limit~~ limits. The V. President Avv. Miagostovitch".

Would you please inform the said Committee that the Civil Affairs Section of the Allied Commission, to which the telegram was submitted, has pointed out that the Province of Zara in not under the Jurisdiction of AMG and that as regards the compilation of electoral lists in the provinces of Venezia Giulia they are wanting for superior orders.

By order of the Minister
the Chief of the Cabinet

Decisione Segretariato
a.f. A.C.

1907

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

Copia

19A

MINISTERO DELL'INTERNO
Gabinetto Di S.E. Il Ministro

Roma, 6 October 1945

Pret. No.35382/13802

AL PREFETTO DI

VENEZIA

OGGETTO: Esuli zaratini - Partecipazione alle elezioni.

Il Comitato Assistenza Italiani Dalmazia, in data 2 agosto scorso, ha inviato a questo Ministero il seguente telegramma:

""Comitato assistenza italiani Dalmazia San Stae 1957 rappresentante diecimila esuli zaratini chiede giusta legge vigente loro iscrizione liste elettorali Zara tuttora parte integrante Regno Italia. Pregasi impartire disposizioni Prefetti settentrione accettare iscrizioni derogando termini. Il V.Presidente Avv.Miagostevich.""

Si prega di comunicare al predetto Comitato che la Commissione Alleata - Sezione Affari Civili, cui era stata portata a conoscenza nel testo integrale il telegramma dell'avv. Miagostevich relative alla posizione elettorale degli esuli zaratini, ha fatto presente che la provincia di Zara e' esclusa dalla giurisdizione del governo militare Alleato e che si e' in attesa di superiori disposizioni per quanto concerne la compilazione delle liste elettorali nelle provincie della Venezia Giulia.

D'ORDINE DEL MINISTRO

IL CAPO DI GABINETTO

1060

Original forwarded 23/10/45

(13)

HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

8 October 1945

Analysis of file AC/45/19/LG, dealing with Election matters in Venezia-Giulia

1. A close perusal of this file indicates that there is some confusion and misunderstanding among the persons involved in consideration of the subject of election matters in Venezia-Giulia: and this must be cleared up before anything further is done. There is no point in writing either to AFHQ or XIII Corps until there is agreement on a policy at this HQ. The following is a digest and analysis of the principal folios minutes appearing on this file.

2. Folio 6 is a letter from Ambassador Kirk to Admiral Stone. In it Ambassador Kirk states that the U. S. State Department favors permitting "the Italian Government to prepare, at this stage, electoral lists for Communal and National elections in these areas.....Whenever the National elections come along it is felt that these areas should likewise take part on the same conditions as other Italian provinces."

Comment: The foregoing statement of Ambassador Kirk implies the desirability of utilizing the same electoral list system existing on the mainland of Italy since the registration in Venezia-Giulia should be used for Italian National elections.

3. Folio 7 is a memorandum by Major Temple on administrative problems involved in the holding of Communal elections and in the compilation of election registers. It points out the need for identity and continuity of the Italian electoral list system if it is planned to use the registration for Italian National elections. However, a localized makeshift system for Communal elections solely might be used.

4. Folio 8 consists of notes of conference with British and American Polads. Emphasis is made on the foregoing points analyzed in folio 7.

5. Folio 10 is a letter from G-5 AFHQ (23 August) stating that "In view of representations made by XIII Corps it has been decided that local elections in Communes will not be held in that part of Venezia-Giulia which is west of the Morgan Line".

6. Folio 11 is a letter from G-5 AFHQ (6 September) to XIII Corps requesting further information as to when local elections in Communes could be held and the authorities so elected fitted in to Venezia-Giulia's local government system.

Comment: This envisages Communal elections under purely localized conditions. In Mirute 17, British Polad states that the Foreign Office wants local elections and suggests that XIII Corps reconsider the matter.

In Mirute 19 British Polad indicates that he has no objection to the preparation of election lists.

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Comment: This envisages Communal elections under purely localized conditions. 7. In Minute 17, British Polad states that the Foreign Office wants local elections and suggests that XIII Corps reconsider the matter.

8. In Minute 19 British Polad indicates that he has no objection to the preparation of election lists.

9. Folio 13A is an informational letter from AC to G-5 AFHQ advising that the procedure for the compilation of election registers in Venezia-Giulia should follow as closely as possible that adopted for the remainder of Italy and suggesting the need for technical advice of Italian Government officials in the preparation of an AMG General Order.

10. Folio 14B is a letter from General Harding of XIII Corps in which he opposes "Italian elections, that is, elections accompanied by all of the formalities and preparatory work required by Italian law--necessitating the use of Italian officials under, and the receiving of instructions from, the Central Government in Rome." He favors local elections under General Order No. II and

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and the preparation of lists ~~there~~ for.

Comment: General ~~Harding's~~ Harding's letter implies the desirability of using improvised lists for purely localized elections with no connection with the Central Government's preparatory work in the rest of Italy for the holding of Italian elections.

11. In Minute 26, British Polad states that it was not intended for the purpose of local elections that AMG should make use of Italian officials under and receiving instructions from the Central Government in Rome.

Comment: This implies the necessity of improvising a registration system unrelated to the Italian one and confined only to Venezia-Giulia local elections.

12. In Minute 27, American Polad agrees with the foregoing statement of British Polad and speaks about the necessity of the immediate preparation of election registers. He points out that we need not worry about postponing the date of elections since the time involved in the preparation of lists would take care of that matter itself, making reference to the long time it has taken in Southern Italy to do this work. He also indicates that it might be possible to hold elections in each Commune whenever the registration of the voters for the particular Commune was completed.

Comment: The implication of this minute is that the election register be used for local elections only without regard to and possible connection with national elections.

13. Folio ~~15~~ 16 is a letter from G-5 AFHQ (28 September) to AC (copy to AMG Venezia-Giulia) agreeing to the preparation of electoral lists in accordance with the views of AC in its letter (folio 13A), and agreeing to AC's consultation with Italian experts on technical questions of law and drafting.

General Comment

14. The question that

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11. In Minute 26, British Polad states that it was not intended for the purpose of local elections that AMG should make use of Italian officials under and receiving instructions from the Central Government in Rome.

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Comment: The implication of this minute is that the election register be used for local elections only without regard to and possible connection with national elections.

13. Folio 15 (16) is a letter from G-5 AFHQ (28 September) to AC (copy to AMG Venezia-Giulia) agreeing to the preparation of electoral lists in accordance with the views of AC in its letter (folio 13A), and agreeing to AC's consultation with (1088) Italian experts on technical questions of law and drafting.

General Comment

14. The question that must be settled immediately is what type of electoral registration system is to be used in Venezia-Giulia. There are 2 possibilities:

(a) A system which will lay the basis for the holding of local elections only for the officials and bodies provided in General Order 11.

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If this is decided upon, an improvised system can readily be made. One that occurs to me is to set dates for the holding of elections--staggered perhaps. On the dates so fixed, the prospective voters (all residents over 21 who have lived in the Communes a certain period of time) could go to the polls, present their identity cards and ask for a ballot. Their identity cards would then be officially stamped and marked to avoid duplicate voting. Ballots would be officially published by AMG authority. There would be prior nomination of candidates, proportional representation would be used and ballots marked in secret. No reference to the Central Italian Government would have to be made--the elections would be an AMG affair. The elections would really be for the purpose of setting up local authorities which would be subordinate and resporsible to AMG.

This system would meet the desires of XIII Corps as well as AFHQ.

(b) <u>A system of registration which would provide a basis for Italian elections--Communal or national.</u>

This has been the objective of Ambassador Kirk (fo. 6) and this Sub Commission and Section (folio 13A, para 5). However desirable this objective is, there are difficulties which cannot be overlooked. Among them the following may be stated:

(i) Since Italian law is to be the basis, its provisions as to who has the franchise must be followed. Italian law provides that only <u>Italian citizens</u> over 21 have the right to vote. With the presence of many Yugoslavs in the area who perhaps have not become Italian citizens but who seriously intend to live in the area, the deprivation to them of the right to vote would give rise to much resentment and perhaps great public disorder. They would claim that rather than acting as a trustee, AMG is pre-judging the status of these people and no persuasion on the part of AMG that this is merely a compilation to be utilized when and if the territory

Declassified E.O. 12356 Section 3.3/NND No. 788021

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(i) Since Italian law is to be the basis, its provisions as to who has the franchise must be followed. Italian law provides that only Italian citizens over 21 have the right to vote. With the presence of many Yugoslavs in the area who perhaps have not become Italian citizens but who seriously intend to live in the area, the deprivation to them of the right to vote would give rise to much resentment and perhaps great public disorder. They would claim that rather than acting as a trustee, AMG is pre-judging the status of these people and no persuasion on the part of AMG that this is merely a compilation to be utilized when and if the territory is officially returned to the Italian Government will assuage their feelings.

(ii) Not all the administrative agencies or their counterparts which participate in the registration process on the mainland are in existence in the areas under AMG control. For example, Castellari Giudiziali (Criminal Registry Offices) which play a large part in the Italian system may be located in parts of Venezia-Giulia under Yugoslav control. It would be difficult, if not impossible, to

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obtain recent criminal records both from Cas$ellari Giudiziali in AMG Territory and in territory under Yugoslav administration. Pola is a case in point. The next best thing that would have to be done would be to get copies of penal certificates from the Central Criminal Registry in Rome, which means, of course, contact with the Central Government. Triburali furnish members of the Electoral Commissions and if the Court system is not well organized, as is probably the case, it would be impossible to secure the necessary members for those Commissions.

Even if with the assistance of Italian technical experts who would have to accompany AMG officers on a comprehensive survey in Venezia-Giulia to ascertain what agencies involved in this process are in existence and which have to be created before a procedure is developed, the time involved for this work as well as the time involved in the actual compilation of the lists would be so great--at least 6 months, perhaps much more--that the primary purpose for the compilation of registers on the mainland will have been accomplished, namely, the election for a Constituent Assembly. Furthermore, if and when the territory is returned to Italian jurisdiction and there is a change in the geographical boundaries with the result that additional territory which is presently under AMG control is allotted to the Italian Government, a rather awkward situation will be brought about whereby parts of the territory will have had electoral lists in process or in a completed state of compilation and other parts not. If on the other hand the Italian Government receives less territory than is presently under AMG control, a good deal of wasted effort will have been made.

Conclusion

15. All the foregoing emphasize the necessity of coming to some decision or agreement here at this HQ and then getting the reaction of XIII Corps. It is "highly/un desirable from an international point of view if AMG should appear backward in encouraging such democratic institutions" (AFHQ letter of 6 September--

1056

Declassified E.O. 12356 Section 3.3/NND No. 770021

Commissions and if the Court system is not well organized, as is probably the case, it would be impossible to secure the necessary members for those Commissions.

Even if with the assistance of Italian technical experts who would have to accompany AMG officers or a comprehensive survey in Venezia-Giulia to ascertain what agencies involved in this process are in existence and which have to be created before a procedure is developed, the time involved for this work as well as the time involved in the actual compilation of the lists would be so great--at least 6 months, perhaps much more--that the primary purpose for the compilation of registers on the mainland will have been accomplished, namely, the election for a Constituent Assembly. Furthermore, if and when the territory is returned to Italian jurisdiction and there is a change in the geographical boundaries with the result that additional territory which is presently under AMG control is allotted to the Italian Government, a rather awkward situation will be brought about whereby parts of the territory will have had electoral lists in process or in a completed state of compilation and other parts not. If on the other hand the Italian Government receives less territory than is presently under AMG control, a good deal of wasted effort will have been made.

Conclusion

15 All the foregoing emphasize the necessity of coming to some decision or agreement here at this HQ and then getting the reaction of XIII Corps. It is 1056 "highly/urdesirable from an international point of view if AMG should appear backward in encouraging such democratic institutions" (AFHQ letter of 6 September--folio 11). It must be pointed out that democratic objectives can be readily achieved in Communal elections purely localized for the structure of government provided by General Order 11 in Venezia-Giulia. The elaborate Italian process of compilation of electoral lists does not have to enter the picture at all.

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On the other hand, if this HQ is inclined to lay a basis for the holding of Italian National elections and therefor use the complicated system, with due modifications, as exists on the mainland, it must do so with a clear understanding of the problems and difficulties which are involved. Furthermore, AFHQ and XIII Corps must be apprised of these facts.

R. C. Templeton Major
Dir. I.G.S/C
9 oct. 40

Declassified E.O. 12356 Section 3.3/NND No. 788121

AC/45/19/LG

3 October 1945

SUBJECT: Preparation of electoral lists in Venezia-Giulia.

TO : Director, Local Government S/C

FROM : Major C. G. R. Williams, Executive Officer.

1. I have reviewed the whole of this file this afternoon.

2. The immediate question, as you know, is this:--at fo. 13, we have a letter from General Harding, giving his views on the holding of elections and preparation of lists. The comments of Polads on this are at minutes 26 and 27. At minute 28, CAS suggest it might be desirable to comment to AFHQ on General Harding's letter in the light of Polads' observations.

3. If you were to read the whole file, I think you would be certain to conclude (as I have done) that (a) there are a number of loose ends still lying about, and (b) this triangular correspondence between AC--AFHQ--XIII Corps is getting us "nowhere fast."

4. I think Mr. Wesley Jones has hit the nail on the head in the passage I have underlined in red in minute 27. The first step is to settle what we are going to do about registering voters. Until we have done this, and also got the registration under weigh, any talk about holding elections is academic.

5. The best--and indeed the only really practical--way to clinch the matter is to go down to Trieste and see. An hour's talk with Col. Bowman and his men would tie up all the loose ends and give us an agreed policy. With correspondence we might go on for months.

6. The trouble is that I don't see how either you or I can get away from the office with all that we have in hand at the moment. We must, I think, postpone it until Captain Cunningham comes back or until we get another officer or things get easier.

7. My present recommendation is therefore that we write Col. Bowman (copy to AFHQ) saying that we have studied General Harding's letter--that we believe there is a considerable measure of agreement on policy, but several points seem to require clarification--that we would like to come down and clear them up by conference--that as soon as one of us can get away we will let him know.

8. I don't think there is any violent urgency. For one thing, when I look at the state of the lists in the rest of Italy--South as well as North--I think it quite likely that electoral lists for Venezia-Giulia will be ready at least as soon as anywhere else in Italy, although we have not even started yet. Moreover, even if we had the policy settled and agreed now, I don't see any chance of you or I being able to find the very considerable time required for the task of drawing up the requisite G. O. prescribing the electoral list procedure for at least a month. Further ahead I cannot forsee.

9. CAS might see the above.

CGRW

1054

Declassified E.O. 12356 Section 3.3/NND No. 788021

2. The immediate question, as you know, is this:--at fo. 13, we have a letter from General Harding, giving his views on the holding of elections and preparation of lists. The comments of Polads on this are at minutes 26 and 27. At minute 28, CAS suggest it might be desirable to comment to AFHQ on General Harding's letter in the light of Polads' observations.

3. If you were to read the whole file, I think you would be certain to conclude (as I have done) that (a) there are a number of loose ends still lying about, and (b) this triangular correspondence between AC--AFHQ--XIII Corps is getting us nowhere fast.

4. I think Mr. Wesley Jones has hit the nail on the head in the passage I have underlined in red in minute 27. The first step is to settle what we are going to do about registering voters. Until we have done this, and also got the registration under weigh, any talk about holding elections is academic.

5. The best--and indeed the only really practical--way to clinch the matter is to go down to Trieste and see. Anhour's talk with Col. Bowman and his men would tie up all the loose ends and give us an agreed policy. With correspondence we might go on for months.

6. The trouble is that I don't see how either you or I can get away from the office with all that we have in hand at the moment. We must, I think, postpone it until Captain Cunningham comes back or until we get another officer or things get easier.

7. My present recommendation is therefore that we write Col. Bowman (copy to AFHQ) saying that we have studied General Harding's letter--that we believe there is a considerable measure of agreement on policy, but several points seem to require clarification--that we would like to come down and clear them up by conference--that as soon as one of us can get away we will let him know.

8. I don't think there is any violent urgency. For one thing, when I look at the state of the lists in the rest of Italy--South as well as North--I think it quite likely that electoral lists for Venezia-Giulia will be ready at least as soon as anywhere else in Italy, although we have not even started yet. Moreover, even if we had the policy settled and agreed now, I don't see any chance of you or I being able to find the very considerable time required for the task of drawing up the requisite G. O. prescribing the electoral list procedure for at least a month. Further ahead I cannot forsee.

9. CAS might see the above.

1054

C. G. R. WILLIAMS
Major
Executive Officer
Local Government Sub Commission

CGRW/pec

Declassified E.O. 12356 Section 3.3/NND No. 770021

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

62464

45/19

LOCAL GOVT 15

16

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

28 September 1945

G-5: 000.1-1

SUBJECT: Elections in Venezia Giulia.

TO : Headquarters, Allied Commission, APO 394

1A

1. Reference your AC/45/19/LEG of 19 September 45.

2. Your views on the preparation of electoral lists for that part of Venezia Giulia administered by AMG are fully agreed. It is confirmed that there is no objection to obtaining the advice of Italian expert officials on technical questions of law and drafting.

29SEP1945

for A. L. HAMBLEN Col
A. L. HAMBLEN
Brigadier General, GSC
Assistant Chief of Staff, G-5

Copy to: AMG, Venezia Giulia
British Resident Minister
U.S. Political Adviser

4053

7289

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

4595

45/19

Local Govt 14A 5/c

(15F)

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G.5: 093 NEI.

SUBJECT: Elections in Venezia Giulia. 19 September 1945.

TO : Headquarters,
Allied Commission, APO 394.
Deputy British Resident Minister,
U.S. Political Adviser.

Attached is a copy of Comd. XIII Corps reply to this Headquarters letter of 6 September 1945 on the above subject, a copy of which was sent to you.

20SEP1945

F.G.A. PARSONS, Brigadier G.S.,
Deputy Asst Chief of Staff, G-5.

4052

7207

COPY.

SUBJECT: Elections in Venezia Giulia HQ 13 Corps

13C/AMG/72/2/16.

AFHQ for G-5 15 September 1945

1. Your letter of 6 September 1945 refers.

2. I quite agree with your general comments concerning the desirability of introducing democratic institutions into the occupied portion of Venezia Giulia.

3. It is essential, however, that certain terms first be defined. A great deal of the talk about early elections has presupposed Italian elections, that is, elections accompanied by all of the formalities and preparatory work required by Italian law — necessitating the use of Italian officials under, and the receiving of instructions from, the central Italian Government in Rome.

4. I feel that elections of this type would be inconsistent with our status as stakeholders and trustees, and should not be held at any time during the occupation.

5. Your letter is the first received which definitely implies that the elections under discussion might be elections to fill offices created by General Order 11, having no necessary relation to the permanent government of the territory and not necessitating communication with Italy. Elections of this type, I feel, could be held at some time during the occupation if it lasts long enough.

6. The principal consideration is the existence of a police force sufficient to guarantee the maintenance of order and an honest expression of choice, unaffected by duress or hysteria. Such a force would have to be not only adequate in size but well-trained. This will take time.

7. Even if a much less complicated system than the Italian one is adopted, registration and other preparation for elections is bound to be a lengthy process. Southern Italy has been occupied for over two years and preparation for tabulation of electoral rolls has been in progress for at least six months, yet informed persons are very doubtful that it will be possible to hold even local government elections in Italy before the spring of 1946.

8. It is my present opinion that in view of the facts that Venezia Giulia has as yet no operating civil police force at all, and that a considerable period of time will necessarily be consumed in preparing electoral rolls, no such election should be planned in Venezia Giulia to take place prior to January 1st, 1946.

4051

9. As requested, six copies of General Order 11 are enclosed.

Declassified E.O. 12356 Section 3.3/NND No. 775021

1. Your letter of 6 September 1945 refers.

2. I quite agree with your general comments concerning the desirability of introducing democratic institutions into the occupied portion of Venezia Giulia.

3. It is essential, however, that certain terms first be defined. A great deal of the talk about early elections has presupposed Italian elections, that is, elections accompanied by all of the formalities and preparatory work required by Italian law — necessitating the use of Italian officials under, and the receiving of instructions from, the central Italian Government in Rome.

4. I feel that elections of this type would be inconsistent with our status as stakeholders and trustees, and should not be held at any time during the occupation.

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6. The principal consideration is the existence of a police force sufficient to guarantee the maintenance of order and an honest expression of choice, unaffected by duress or hysteria. Such a force would have to be not only adequate in size but well-trained. This will take time.

7. Even if a much less complicated system than the Italian one is adopted, registration and other preparation for elections is bound to be a lengthy process. Southern Italy has been occupied for over two years and preparation for tabulation of electoral rolls has been in progress for at least six months, yet informed persons are very doubtful that it will be possible to hold even local government elections in Italy before the spring of 1946.

8. It is my present opinion that in view of the facts that Venezia Giulia has as yet no operating civil police force at all, and that a considerable period of time will necessarily be consumed in preparing electoral rolls, no such election should be planned in Venezia Giulia to take place prior to January 1st, 1946. 4051

9. As requested, six copies of General Order 11 are enclosed.

(Sgd.) John Harding

Lieut-General,
COMD.

4907

Declassified E.O. 12356 Section 3.3/NND No. 778721

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

IA
(ISA)

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G.5: 093 NEI.

19 September 1945.

SUBJECT: Elections in Venezia Giulia.

TO : Headquarters,
Allied Commission, APO 394.
Deputy British Resident Minister,
U.S. Political Adviser.

Attached is a copy of Comd. XIII Corps reply to this Headquarters letter of 6 September 1945 on the above subject, a copy of which was sent to you.

F.G.A. PARSONS, Brigadier G.S.,
Deputy Asst Chief of Staff, G-5.

4050

HB

(15B)

COPY.

SUBJECT: Elections in Venezia Giulia

HQ 13 Corps

13C/AMG/72/2/16.

AFHQ for G-5

15 September 1945

1. Your letter of 6 September 1945 refers.

2. I quite agree with your general comments concerning the desirability of introducing democratic institutions into the occupied portion of Venezia Giulia.

3. It is essential, however, that certain terms first be defined. A great deal of the talk about early elections has presupposed Italian elections, that is, elections accompanied by all of the formalities and preparatory work required by Italian law — necessitating the use of Italian officials under, and the receiving of instructions from, the central Italian Government in Rome.

4. I feel that elections of this type would be inconsistent with our status as stakeholderm and trustees, and should not be held at any time during the occupation.

5. Your letter is the first received which definitely implies that the elections under discussion might be elections to fill offices created by General Order 11, having no necessary relation to the permanent government of the territory and not necessitating communication with Italy. Elections of this type, I feel, could be held at some time during the occupation if it lasts long enough.

6. The principal consideration is the existence of a police force sufficient to guarantee the maintenance of order and an honest expression of choice, unaffected by duress or hysteria. Such a force would have to be not only adequate in size but well-trained. This will take time.

7. Even if a much less complicated system than the Italian one is adopted, registration and other preparation for elections is bound to be a lengthy process. Southern Italy has been occupied for over two years and preparation for tabulation of electoral rolls has been in progress for at least six months, yet informed persons are very doubtful that it will be possible to hold even local government elections in Italy before the spring of 1946.

8. It is my present opinion that in view of the facts that Venezia Giulia has as yet no operating civil police force at all, and that a considerable period of time will necessarily be consumed in preparing electoral rolls, no such election should be planned in Venezia Giulia to take place prior to January 1st, 1946.

049

9. As requested, six copies of General Order 11 are enclosed.

Declassified E.O. 12356 Section 3.3/NND No. 788021

1. Your letter of 6 September 1945 refers.

2. I quite agree with your general comments concerning the desirability of introducing democratic institutions into the occupied portion of Venezia Giulia.

3. It is essential, however, that certain terms first be defined. A great deal of the talk about early elections has presupposed Italian elections, that is, elections accompanied by all of the formalities and preparatory work required by Italian law — necessitating the use of Italian officials under, and the receiving of instructions from, the central Italian Government in Rome.

4. I feel that elections of this type would be inconsistent with our status as stakeholders and trustees, and should not be held at any time during the occupation.

5. Your letter is the first received which definitely implies that the elections under discussion might be elections to fill offices created by General Order 11, having no necessary relation to the permanent government of the territory and not necessitating communication with Italy. Elections of this type, I feel, could be held at some time during the occupation if it lasts long enough.

6. The principal consideration is the existence of a police force sufficient to guarantee the maintenance of order and an honest expression of choice, unaffected by duress or hysteria. Such a force would have to be not only adequate in size but well-trained. This will take time.

7. Even if a much less complicated system than the Italian one is adopted, registration and other preparation for elections is bound to be a lengthy process. Southern Italy has been occupied for over two years and preparation for tabulation of electoral rolls has been in progress for at least six months, yet informed persons are very doubtful that it will be possible to hold even local government elections in Italy before the spring of 1946.

8. It is my present opinion that in view of the facts that Venezia Giulia has as yet no operating civil police force at all, and that a considerable period of time will necessarily be consumed in preparing electoral rolls, no such election should be planned in Venezia Giulia to take place prior to January 1st, 1946.

9. As requested, six copies of General Order 11 are enclosed.

(Sgd.) John Harding

Lieut-General,
COMD.

F207

Declassified E.O. 12356 Section 3.3/NND No. 788021

Declassified E.O. 12356 Section 3.3/NND No. 785031

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(14A)

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Tel: 476190

AG/45/19/LG

SUBJECT: Preparation of electoral lists in Venezia-Giulia. 19 September 1945

TO : AFHQ (G-5)

1. Reference is made to your letter dated 11 August (subject--Elections in Venezia-Giulia) and to AMG XIII Corps signal 8/237 of 15 August to you, copy to this HQ. Your letters of 23 August to this HQ and 6 September to HQ XIII Corps are also relevant.

2. This HQ accepts the view of AMG XIII Corps that it is not expedient to allow local elections in Venezia-Giulia at this stage. It will be appreciated, however, that it would in any event be impossible to hold such elections until registers of voters or electoral lists have been prepared.

3. The British and United States Governments have stated through their Rome Embassies that they are in favour of the preparation of electoral lists at this stage.

4. For your information, electoral lists have been prepared or are in course of preparation in the remainder of Italy. In Central and Southern Italy the preparation was commenced in February 1945: in the five Northern Regions of Emilia, Liguria, Lombardia, Piemonte and Venezia the preparation of the lists was commenced by direction of the CCAO on 15 July. The franchise is defined and the procedure for preparing the lists laid down in a number of Decrees of the Italian Government, commencing with DLL 25 September 1944 No. 247. These Decrees have been implemented in the Regions above-mentioned by AMG Order.

5. It is considered that the procedure to be adopted for Venezia-Giulia should follow as closely as possible that adopted for the remainder of Italy. As however the Italian Government Decrees mentioned in para 4 cannot be implemented in Venezia-Giulia, the procedure must be defined in an AMG General Order.

6. A number of technical difficulties in the preparation of this order will arise, but these are all believed to be surmountable. It is essential, however, that there should be consultation with the appropriate officials of the Italian Government on the matter. It is not proposed to consult or even discuss with the Italian Government the policy involved or decisions taken, but merely to have the advice of Italian expert officials on technical questions of law and drafting. **Have you any comments?**

FOR THE CHIEF COMMISSIONER:

M 40.8
M. CAHR
Brigadier
VP CA Section

Copies to: SCAO Venezia-Giulia
Chief Commissioner
Exec. Commissioner
Poland (A)
" (B)

5129

DRAFT

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/45/19/LG

Tel: 478190

SUBJECT: Preparation of electoral lists in Venezia-Giulia.

13 September 1945

TO : AFHQ (G-5)

1. Reference is made to your letter dated 11 August (subject--Elections in Venezia-Giulia) and to AMG XIII Corps signal 8/237 of 15 August to you, copy to this HQ. Your letters of 23 August to this HQ + 6 September to HQ XIII Corps are also relevant.

2. This HQ accepts the view of AMG XIII Corps that it is not expedient to allow local elections in Venezia-Giulia at this stage. It will be appreciated, however, that it would in any event be impossible to hold such elections until registers of voters or electoral lists have been prepared.

3. The British and United States Governments have stated through their Rome Embassies that they are in favour of the preparation of electoral lists at this stage.

4. For your information, electoral lists have been prepared or are in course of preparation in the remainder of Italy. In Central and Southern Italy, the preparation was commenced in February 1945: in the five northern Regions of Emilia, Liguria, Lombardia, Piemonte and Venezie the preparation of the lists was commenced by direction of the CCAO on 15 July. The franchise is defined and the procedure for preparing the lists laid down in a number of Decrees of the Italian Government, commencing with DLL 28 September 1944 No. 247. These Decrees have been implemented in the Regions above-mentioned by AMG Order.

5. It is considered that the procedure to be adopted for Venezia-Giulia should follow as closely as possible that adopted for the remainder of Italy. As however the Italian Government Decrees mentioned in para 4 cannot be implemented in Venetia-Giulia, the

Declassified E.O. 12356 Section 3.3/NND No. PRO 221

1. Reference is made to your letter dated 11 August (subject--Elections in Venezia-Giulia) and to AMG XIII Corps signal 8/237 of 15 August to you, copy to this HQ. Your letters of 23 August to this HQ + 6 September to HQ XIII Corps are also relevant.

2. This HQ accepts the view of AMG XIII Corps that it is not expedient to allow local elections in Venezia-Giulia at this stage. It will be appreciated, however, that it would in any event be impossible to hold such elections until registers of voters or electoral lists have been prepared.

3. The British and United States Governments have stated through their Rome Embassies that they are in favour of the preparation of electoral lists at this stage.

4. For your information, electoral lists have been prepared or are in course of preparation in the remainder of Italy. In Central and Southern Italy, the preparation was commenced in February 1945: in the five northern Regions of Emilia, Liguria, Lombardia, Piemonte and Venezie the preparation of the lists was commenced by direction of the CCAO on 15 July. The franchise is defined and the procedure for preparing the lists laid down in a number of Decrees of the Italian Government, commencing with DLL 28 September 1944 No. 247. These Decrees have been implemented in the Regions above-mentioned by AMG Order.

5. It is considered that the procedure to be adopted for Venezia-Giulia 1047 should follow as closely as possible that adopted for the remainder of Italy. As however the Italian Government Decrees mentioned in para 4 cannot be implemented in Venezia-Giulia, the procedure must be defined in an AMG General Order.

6. A number of technical difficulties in the preparation of this order will arise, but these are all believed to be surmountable. It is essential, however, that there should be consultation with the appropriate officials of the Italian Government on the matter. It is not proposed to consult or even discuss with the

Declassified E.O. 12356 Section 3.3/NND No. 778021

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Italian Government the policy involved or decisions taken, but merely to have the advice of Italian expert officials on technical questions of law and drafting.

FOR THE CHIEF COMMISSIONER:

M. CARR
Brigadier
VP CA Section

CGRW/pec

Copies to: SCAO Venezia-Giulia
Chief Commissioner
Exec. Commissioner
Polad (A)
" (B)

4046

Declassified E.O. 12356 Section 3.3/NND No. 778027

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

3651

45/19 (Local Govt X)

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

6 September 1945

SUBJECT: Elections in Venezia Giulia.

TO : Headquarters, XIII Corps.

Further to this Headquarters letter of 23 August, subject as above.

1. The decision not to hold local (commune) elections in Venezia Giulia was based mainly on the representation made by you in your signal G/237 of 15 August. The British and American Governments, however, are anxious that such elections should not be unduly delayed and amplification of your reasons for not wishing to hold them is now sought.

2. While it is appreciated that, from a local viewpoint and having regard to the new local government scheme to which you refer, local elections may not be expedient at present; it would be, nonetheless, highly undesirable from an international point of view if AMG should appear backward in encouraging such democratic institutions.

3. You are accordingly requested to advise:

a. The earliest date at which local elections in communes could in your view safely be held and the authorities so elected fitted into your local government system.

b. The reasons which render the holding of such elections inexpedient at present.

4. May this Headquarters please be furnished with six copies of the local government order referred to in your signal quoted above.

A. L. HAMBLEN,
Brigadier General, CSC,
Assistant Chief of Staff, G-5.

Copy to: HQ, AFHQ
MMS MIN
US POLAD

7 SEP

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

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ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

25 AUG 1945 (11)

23 August 1945

SUBJECT: Elections in Venezia Giulia.

TO : Headquarters, Allied Commission, APO 394

1. Ref is made to this Headquarters letter dated 11 August 45 - Subject, Elections in Venezia Giulia and to XIII Corps signal 8/237 of 15 August to this Headquarters repeated to you, on the same subject.

2. In view of the representations made by XIII Corps it has been decided that local elections in communes will not be held in that part of Venezia Giulia which is West of the Morgan Line.

A. L. HAMBLEN
Brigadier General, GSC
Assistant Chief of Staff, G-5

Copy to:-
HQ. XIII Corps
U.S. POLAD
BR. RES. MIN.

4044

6912

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

22 August 1945.

My dear Mr. Ambassador:

Thank you for your letter of 20 August 1945 informing me of the views of the Department of State regarding the preparation of electoral lists in the Province of Bolzano and the Italian Government's position with respect to those residents who may be eligible for registration.

The views of the Department of State will be made known to the Italian Government, and at the same time it will be pointed out that present discussions on this subject are without prejudice to the final disposition of this Province.

Sincerely yours,

KLLERY H. STONE
Rear Admiral, USNR
Chief Commissioner

The Honorable Alexander Kirk,
American Ambassador,
119 Via Vittorio Veneto,
Rome.

2804 0043

6946/LG

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

AC/1/12/2/LC

SUBJECT: Notes of Conference on elections and election lists in Venezia-Giulia
held 24 Aug 45.

PRESENT: Mr. Hopkirson, British Polad
Mr. Jones American "
Col. R. R. Cripps, Director, Local Government Sub Commission
Major Ralph R. Temple, Deputy Director, Local Government S/C

1. A memorandum prepared by Major Temple on the subject was given to Mr. Jones to read shortly after he came in, and the problem was presented generally by Col. Cripps. Mr. Jones stated that the State Department probably knew all about the difficulties involved, inasmuch as most of them were embodied in letters sent to the Department. He agreed that he thought it might be necessary to lower the barriers that now exist between Venezia-Giulia and the Italian Government, in order to permit contact between the 2 solely with regard to procedure concerning the compilation of election registers. Mr. Jones thought that we ought not to hold up compilation of the registers until the Peace Treaty was formulated, since the latter would be a long drawn out matter and probably take some time. On the subject of the holding of Communal elections at this stage, he thought that in view of the response from XIII Corps, it would not be advisable to press the matter now.

2. At this point, Mr. Hopkirsor, British Polad, came in and was given a general idea of the discussion involved. He stated that the British Government favors the holding of Communal elections but not Provincial elections, since the provinces are split up. He does not think National elections are appropriate now. Mr. Hopkirson was then given a copy of the memorandum prepared by Major Temple which he read. He agreed that the problems were rather complicated. He stated that it was his opinion that XIII Corps would oppose the compilation of election lists. So far as elections were concerned, he said that Col. Bowman had indicated he would not be able to work with any elective bodies.

3. A rather involved discussion ensued between the participants of the conference. Major Temple pointed out that the letter from Ambassador Kirk spoke about the Italian Government being permitted to prepare electoral lists and that it was stated that when National elections came along these areas should take part in them on the same conditions as other Italian provinces. The difficulty was that they were not organized as other Italian provinces. Consequently, an AMG order will have to be drawn up which would embody as much of the Italian procedure as was possible, making necessary changes in view of the different local government organization now prevailing in Venezia-Giulia. This would not be difficult, but he thought that the experts in the Italian Government should be consulted and their advice and suggestions on the framing of such an order sought, in order to ensure that the lists which would be compiled would not be discarded as invalid if and when the territory was turned back and elections were held. He also stated that he would not care to take the responsibility of preparing the order without such consultation, being apprehensive lest abortive lists be compiled.

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Declassified E.O. 12356 Section 3.3/NND No. 780021

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4. Mr. Jones pointed out that in Udine, which will remain under AMG control, AMG has implemented the Italian Decree and why could it not be done in Venezia Giulia? It was pointed out that the local government organization of Udine is the usual type that prevails in other provinces, whereas in Venezia-Giulia it is different. Furthermore, Italian Decrees are not implemented in Venezia-Giulia.

5. Mr. Hopkinson stated that any fears about the validity of the lists might be purely theoretical, since the Italian Government would be so happy about the restoration of the territory that it would not do anything to throw out the lists. It was pointed out to the Polads that it was not possible to hold Communal elections now and improvise a system for registration that this was entirely different from preparing electoral lists as such, which would be used for the elections that would be held not under AMG auspices, but under Italian Government auspices.

6. There seemed to be agreement with Polads on the following points:

(a) the local AMG authorities would have to be the persons to determine whether to hold Communal elections now, and since they have opposed the idea, it might be best to let the matter rest.

(b) it is desirable to begin the compilation of election registers for Italian National and local elections:

(c) that the basis for the compilation should be an AMG order which would embrace as much of the Italian procedure of the system as possible.

7. The question as to whether the Italian Government should be consulted in the preparation of this order was left in the air.

R. R. Temple, Major

RALPH R. TEMPLE
Major
Deputy Director
Local Government Sub Commission

RRT/pec

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(8)

HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

MEMORANDUM

On Elections and Election Lists in
Venezia-Giulia

1. Reference folios 2, 3 & 6, the subject of elections in Venezia-Giulia is divided into 2 categories:

(1) the holding of Communal elections, and

(2) the compilation of election registers for both Communal and National elections.

2. Communal Elections

Folio 3 is the answer of XIII Corps AMG on the question of having local elections at this stage. In answer to para 4 of AFHQ's letter (fo. 2), AMG XIII Corps do not consider it expedient to allow local elections at this stage because the new General Order on local government is about to be implemented and it would be unwise to bring in new factors at present.

3. I believe that the authorities of Venezia-Giulia are a little too pessimistic, but still due recognition must be given to their point of view since they are on the spot and aware of the public safety and political factors involved. My own personal opinion is that if a Communal election is held it would solve the problems of representation of the different ethnic groups in a truly realistic way, and probably bring about the same distribution of representatives that AMG hopes to have by personal selection.

4. There is, however, the problem of preparing an election register which is not insurmountable. It is not necessary to use the elaborate scheme for preparation of election registers that is now being used on the mainland. Any makeshift system which would provide for universal suffrage of Italian

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Declassified E.O. 12356 Section 3.3/NND No. 788021

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1. Reference folios ~~29, 30, and 34~~, the subject of elections in Venezia-Giulia is divided into 2 categories:

(1) the holding of Communal elections, and

(2) the compilation of election registers for both Communal and National elections.

2. Communal Elections

Folio 30 is the answer of XIII Corps AMG on the question of having local elections at this stage. In answer to para 4 of AFHQ's letter (fo. 29), AMG XIII Corps do not consider it expedient to allow local elections at this stage because the new General Order on local government is about to be implemented and it would be unwise to bring in new factors at present.

3. I believe that the authorities of Venezia-Giulia are a little too pessimistic, but still due recognition must be given to their point of view since they are on the spot and aware of the public safety and political factors involved. My own personal opinion is that if a Communal election is held it would solve the problems of representation of the different ethnic groups in a truly realistic way, and probably bring about the same distribution of representatives that AMG hopes to have by personal selection.

4. There is, however, the problem of preparing an election register which is not insurmountable. It is not necessary to use the elaborate scheme for preparation of election registers that is now being used on the mainland. Any makeshift system which would provide for universal suffrage of Italian citizens could be used. After all, in AMG Territory, the elections would really be for the purpose of setting up local authorities which would be subordinate and responsible to AMG. 6040

5. However, since a new plan of local government is just being put into effect, it might be wise to wait a few weeks until it takes hold. Then, thereafter, the Communal Council which is now appointed by AMG could be elected.

Declassified E.O. 12356 Section 3.3/NND No. 778021

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Fo. 5, which stresses the view of the U. S. Department of State, indicates that:

> "The Italian Government should be permitted to hold communal elections anywhere and whenever it is ready, including .... Venezia Giulia."

If this policy is agreed upon by the British Government and is the basis of AC action, then it is necessary to remove the barriers which exist between communication between the Italian Government and Venezia-Giulia to allow the Government to put into effect its system of compilation, through, of course, the medium of implementation by AMG of the Royal Decree. The alternative is naturally embodying the contents of the Decree in a Regional Order.

6. Electoral lists

Fo. 6 states that the U. S. Department of State has expressed itself in favor of "the Italian Government to prepare, at this stage, electoral lists for communal and national elections in these areas". As indicated in the preceding paragraph, it would be necessary to provide for the installation of the Italian procedure for compiling election registers presently in effect in the rest of Italy, through the medium of the implementation of the Decree, as was done in the North, or by the issuance of an AMG Regional Order embodying the substance of the Decree.

7. Up to now, the policy has been to prohibit any contact between the Central Government of Italy and Venezia-Giulia and not to implement any Decree enacted since September 1943. On the other hand, the whole basis of compilation of election registers in the provinces of Northern Italy under AMG control has been to utilize the Italian mechanism and to keep the Italian Government informed as to progress. If any uniformity is to prevail, obviously the barriers which now exist between the Central Government and Venezia-Giulia will have to be removed, or at least lowered.

4039

8. There are, however, many administrative difficulties in the compilation [illegible] which should be pointed out. They are:-

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4039

8. There are, however, many administrative difficulties in the compilation of election registers which should be pointed out. They are:--

(a) Only parts of provinces as well as communes are under the control of AMG in Venezia-Giulia. In Pola, for example, the Provincial and Prefectural organization does not exist, since it is only the Commune that is under the control of AMG. Trieste has only 17 Communes; Gorizia, 25. In all, 43 Communes are under AMG control, and at that in some cases only parts of Communes.

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(b) Not all the administrative agencies which participate in the election compilation process on the mainland are in existence in the areas under AMG control in Venezia-Giulia. The Prefectural office of Pola was mentioned above. That office is in territory under Yugoslav administration. Tribunali and Casellari Giudiziali may likewise be in parts under Yugoslav control. It would be difficult to obtain recent criminal records from Casellari Giudiziali in territory under Yugoslav control. The next best thing would have to be done, namely, to procure a copy from the Central registry of Rome, which is over a year behind, not having had contact with Venezia-Giulia for that period of time.

(c) A General Order has been executed, providing for a system of local government which, although patterned on the Italian style, has different functionaries and different bodies to do the normal work which prevails in an ordinary Italian province. It would be necessary to make the necessary changes in the AMG order providing for compilation of the electoral lists so that due recognition of the charges is made. For example, the provinces ~~in our~~ are called areas, the Prefect is called the Area President, the Sindaco is the Communal President. The powers of the Deputazione Provinciale are lodged in the Area President, etc.

9. The foregoing indicate the necessity of consulting with the Italian Government to the end that agreement is reached on the content of the Regional Order, which will embody as much of the Italian law as is possible and thus ensure continuity of procedure and remove any possibility of invalidity of the electoral lists, if and when the territory is returned to Italian jurisdiction.

10. If and when the territory is returned to Italian jurisdiction, and there is a change in the geographical boundaries with the result that additional territory which is presently under AMG control is allotted to the Italian Government, a rather awkward situation will be brought about wherein parts of the territory will have had electoral lists in the process of completed or in

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Declassified E.O. 12356 Section 3.3/NND No. 778021

Tribunali and Casellari Giudiziali may likewise be in parts under Yugoslav control. It would be difficult to obtain recent criminal records from Casellari Giudiziali in territory under Yugoslav control. The next best thing would have to be done, namely, to procure a copy from the Central registry of Rome, which is over a year behind, not having had contact with Venezia-Giulia for that period of time.

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10. If and when the territory is returned to Italian jurisdiction, and there is a change in the geographical boundaries with the result that additional territory which is presently under AMG control is allotted to the Italian Government, a rather awkward situation will be brought about wherein parts of the territory will have had electoral lists in the process of compilation and the other part not.

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11. The Morgan Line and the Belgrade Agreement have made the task of compilation administratively difficult and it would seem logically that it would be desirable:--

(a) to ascertain what areas in Venezia-Giulia will be allowed to remain under Italian jurisdiction. This may have to wait the results of the Peace Treaty.

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(b) permit contact between the Italian Government and AMG areas in Venezia-Giulia through, of course, AMG channels and under the same arrangements as now exist in Northern Italy under AMG control.

(c) if compilation is to begin immediately, to agree with the Italian Government on an order which will ensure continuity and avoid the possible invalidity of the lists.

12. I have no objection to the preparation of electoral lists for Communal and National elections in Venezia-Giulia areas, and as a matter of fact, I favor it as I favor having Communal elections. I think, however, that these difficulties outlined above should be made known to authorities in AC as well as our Governments.

R. R. O'Temple major

RALPH R. TEMPLE
Major
Deputy Director
Local Government Sub Commission

RRT/pec

Declassified E.O. 12356 Section 3.3/NND No. 778121

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

21 August 1945

My dear Mr. Ambassador:

Thank you for your letter of 20 August giving the views of the Department of State regarding elections in the Compartment of Venezia Giulia and the Province of Bolzano.

Sincerely yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

The Honorable Alexander Kirk,
American Ambassador,
119 Via Vittorio Veneto,
Rome.

4036

Copy to: Exec Commr
VP CA Section

Declassified E.O. 12356 Section 3.3/NND No. 78502/

COPY

COPY

THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

AMERICAN EMBASSY

Rome, August 20, 1945

Dear Admiral Stone,

Regarding elections in the compartment of Venezia Giulia and the Province of Bolzano, the Department of State has expressed itself in favor of permitting the Italian Government to prepare, at this stage, electoral lists for communal and national elections in these areas. The Italian Government should be permitted, the Department feels, to hold communal elections anywhere and whenever it is ready, including Bolzano Province and the compartment of Venezia Giulia. Whenever the national elections come along it is felt that these areas should likewise take part therein on the same conditions as other Italian provinces.

Sincerely yours,

/s/ A. Kirk

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

CC DIST:

Executive Comm
Civil Affairs Section
Chief Comm Files

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

Local govt s.c.

Hold until
further
instructed

Hold Stanley

6/5/85 To be placed in
archival file

KRC

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

(6)

AFHQ (FOR ACTION) AG THIRTEEN CORPS (FOR INFO)

4039 21 August 1945 ROUTINE

SECRET PD

PARA ONE PD REFERENCE AG THIRTEEN CORPS SIGNAL EIGHT OBLIQUE TWO THREE SEVEN DATED ONE FIVE AUGUST TO AFHQ FOR ACTION TO ALCOM FOR INFO PD PAREN TO FOR ACTION AFHQ FOR INFORMATION AG THIRTEEN CORPS FROM HQ ALCOM CITE ACLCT PAREN

PARA TWO PD THIS HQ IN FULL AGREEMENT WITH VIEWS HEREIN STATED PD

This message sent
B.F.C.

LOCAL GOVERNMENT S/O

478190

NICHOLAS FIORINO
CWO USA
Asst. Adjutant

4034

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

37
5

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/A/12/2/10

Tel: 478706

SUBJECT: Committee for the relief of Italians of Dalmatia--registration in the electoral lists. 21 August 1945

TO : The Minister of the Interior

1. Reference is made to your letter of 4 August 1945, file No. 1369-1.

2. As you will know, the province of Zara is excluded from the jurisdiction and control of Allied Military Government.

3. No instructions for the commencement of the compilation of electoral lists in the provinces of Venezia-Giulia have been issued by the Allied Commission. The whole question of elections in Venezia-Giulia is at present under consideration by higher authority.

M. CAHN
Brigadier
VF CA Section

HRT/pco

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SECRET

Local Govt 31/3

8/237
AMG 150900

11/12/2
15 AUG 1945

(4)

E/4228
AMG 17455
ROUTINE

AMG 13 CORPS
AFHQ INFO HQ AIGOM

HEADQUARTERS
15 AUG 1945

SECRET.

P. 27

Your letter 11 August subject Elections in VENEZIA GIULIA.

It is not considered expedient to allow local elections at this stage. The new general order on local government is about to be implemented and it would be unwise to bring in new factors at present.

DISTRIBUTION:
Info-Action: CA Sec
Info: Chief Commissioner
Local Government
File 2
Float

SECRET

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SECRET

242

(3)

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

Original of this letter is on file 1/27

11 August 1945

SUBJECT: Elections in Venezia Giulia.

TO : Headquarters, Allied Commission, APO 394.
Headquarters, XIII Corps.

P10

1. Reference is made to the following:

a. HQ Allied Commission signal 661 of 27 June (copy to AMG XIII Corps).

P16 on file 1/27

b. This HQ interim signal F30396 of 31 July (not repeated XIII Corps) stating in reply to Allied Commission signal 2713 of 29 June that the subject had been referred by the Political Advisors to London and Washington and was still under consideration.

P.15 on file 1/27

2. Information has now been received that the agreed views of the State Department and Foreign Office on the subject of Local and Provincial elections are as follows:

a. Local elections in communes may continue. It should, however, be made clear to all popularly elected local authorities that their responsibility is to A.M.G. and not to the central Italian Government so long as A.M.G. continues in a given area. It is considered preferable to state the case for A.M.G.'s over-riding authority in this way rather than to say that A.M.G. still retain the right to control removal of uncooperative local authorities.

b. Provincial elections: It is considered that provincial elections in Venezia Giulia are impracticable since the province is completely cut in half by the Morgan Line. As regards other provinces which may still be under A.M.G. e.g. Lombardy, it is considered that provincial elections might be held as in those parts of Italy already returned to the Italian Government administration.

3. On the question of national elections, discussion between the State Department and Foreign Office is still proceeding but it is understood that it is unlikely that any decision can be expected in the immediate future.

4. HQ XIII Corps are requested to notify this Headquarters by signal (copy to HQ Allied Commission) of their views as to the expediency or otherwise of allowing local elections, in accordance with the terms of paragraph 2 a. above, to be held at this stage.

5. Pending further instructions from this Headquarters, no action will be taken to authorise elections to be held.

SECRET

A. L. HAMBLEN,
Brigadier General, GSC,
Assistant Chief of Staff, G-5.

Copy to: RESMIN
US POLAD

Declassified E.O. 12356 Section 3.3/NND No. 788021

1/12/20

261

(2)

Translation an

10 AUG 1945

Rome, 4 August 1945

From : Ministry of the Interior
Direz. Gen. Amm. Civ.
Electoral Service

Ref. 1 5694-I.

To : A.C. Local Govt. S/C

Subject : Committee for the Relief of Italians of Dalmatia
Registration in the electoral lists.

For your information we wish to communicate the integral text of the following telegram sent by avv. Miagostovich, Vice President of the Committee for the assistance of the Italians of Dalmatia:

"Committee assistance Italians Dalmatia, Venice San Stae 1957, representing ten thousand zaratin refugees demand according present law in force their registration in electoral lists of Zara, which is still integral part of Kingdom of Italy. Kindly give instructions Prefects in the North to accept registrations extending terms."

We would appresciate if you will let us know the definitive directives of your Commission as regards the compilation of the electoral lists in the provinces of Venezia Giulia, so that this Ministry be placed in the position to reply to the aforesaid appeal of the zaratin refugees.

THE MINISTER

Ferruccio Parri

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1494

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

2 Allegati
1 A

N 1

Roma, 4 Agosto 1945

9 AUG 1945

2A

Ministero dell'Interno
Direz. Gen. Amm.ne Civile
Servizio elettorale
- - - -

Divisione ____ *Sez.* ____
Prot. N.° 15694-L. *Allegati* ____

Al l'On. COMMISSIONE ALLEATA
Sottocommissione Governo Locale
ROMA

Risposta al Foglio del ____
Div. ____ *Sez.* ____ *N.°* ____

OGGETTO : Comitato assistenza italiani della Dalmazia - Iscrizione nelle liste elettorali

Per opportuna conoscenza, si comunica nel testo integrale il seguente telegramma dell'avv. Miagostovich, vice-presidente del Comitato assistenza italiani della Dalmazia :

""Comitato assistenza italiani Dalmazia Venezia San Stae 1957 rappresentante diecimila esuli zaratini chiede giusta legge vigente loro iscrizione liste elettorali Zara tuttora parte integrante Regno Italia . Pregasi impartire disposizioni Prefetti Settentrione accettare iscrizioni derogando termini"" .

Tornerà gradito conoscere le determinazioni definitive di codesta Commissione circa la compilazione delle liste elettorali nelle Provincie della Venezia Giulia, affinchè questo Ministero sia posto in grado di rispondere al predetto appello degli esuli zaratini.

IL MINISTRO

Tommaso Pani

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(1)

FHCEG REPEATED AMG EIGHTARMY AND AMG THIRTEEN CORPS FOR INFO

681 27th June, 1945 Priority

SECRET PD

SUBJECT IS VENEZIA GIULIA PD

PARA ONE PD INSTRUCTIONS ARE REQUESTED ON POLICY WITH REGARD TO ABLE NATIONAL ELECTIONS BAKER LOCAL ELECTIONS ON COMMUNAL LEVEL CHARLIE LOCAL ELECTIONS ON PROVINCIAL LEVEL PD

PAREN TO FHCEG REPEATED AMG EIGHTARMY AND AMG THIRTEEN CORPS FOR INFO FROM HQ AICOM CITE ACSCC PAREN

PARA TWO PD ABLE NATIONAL ELECTIONS PD NEW ITALIAN GOVERNMENT INTEND TO SUMMON CONSTITUENT ASSEMBLY AS SOON AS POSSIBLE PD ASSEMBLY MAY DETERMINE INSTITUTIONAL QUESTION AND MAY ALSO DETERMINE NEW ITALIAN CONSTITUTION IN GENERAL PD ENQUIRY BY ITALIAN GOVERNMENT MAY BE EXPECTED IN NEAR FUTURE AS TO WHETHER PARTS OF VENEZIA GIULIA UNDER AMG WILL PARTICIPATE PD REFUSAL WOULD DENY TO INHABITANTS ANY SAY IN FUTURE CONSTITUTION OF THE STATE PD BRACKET ONE BRACKET FROM WHICH THEY HAVE NOT YET BEEN FORMALLY DETACHED BY ANNEXATION. AND BRACKET TWO BRACKET TO WHOSE JURISDICTION THEY MAY ULTIMATELY RETURN PD

PARA THREE PD BAKER LOCAL ELECTIONS IN COMMUNES PD IF YUGOSLAV GOVERNMENT SETS UP ELECTED LOCAL AUTHORITIES IN THE AREA IT ADMINISTERS CMA DENIAL BY ALLIES OF THE

4028

LOCAL GOVERNMENT SUB COMMISSION

478190

NICHOLAS PIOMBINO
CWO USA
Asst. Adjutant.

Declassified E.O. 12356 Section 3.3/NND No. 78 021

10A
(1A)

RIGHT OF LOCAL SELF-GOVERNMENT IN THEIR AREA WILL CREATE UNFORTUNATE IMPRESSION PD ON THE OTHER HAND CMA POSSIBLE REFUSAL BY POPULARLY ELECTED LOCAL AUTHORITIES TO OBEY AMG ORDERS OR THEIR APPOINTMENT OF UNACCEPTABLE OFFICIALS WOULD CREATE COMPLICATIONS PD THERE IS NO PRACTICAL DIFFICULTY IN HOLDING SUCH ELECTIONS FOR ALL COMMUNES WHOLLY COMPRISED WITHIN AMG AREA PD ELECTION MACHINERY CONSTITUTION AND POWERS OF ELECTED BODIES WOULD CORRESPOND TO THOSE IN REST OF ITALY AND WOULD BE SET UP BY AMG OFFICER PD YOU MAY CONSIDER IT DESIRABLE TO DEFER ISSUE OF INSTRUCTIONS ON THIS QUESTION UNTIL IT IS SEEN WHAT POWERS ARE CONFERRED ON LOCAL AUTHORITIES IN REST OF ITALY BY ITALIAN GOVERNMENT PD

PARA FOUR PD CHARLIE LOCAL ELECTIONS AT PROVINCIAL LEVEL PD SAME CONSIDERATIONS AS IN BAKER APPLY CMA BUT AMG AREA CONTAINS PARTS ONLY OF THE PROVINCES OF GORIZIA CMA TRIESTE AND POLA PD ELECTIONS ON PROVINCIAL LEVEL WOULD CMA THEREFORE CMA INVOLVE ESTABLISHMENT OF SPECIAL TYPE OF LOCAL AUTHORITY FOR SUCH PARTS PD IT IS DOUBTFUL IF THIS IS ADMINISTRATIVELY PRACTICABLE PD

Copy to: Chief Commissioner

LOCAL GOVERNMENT SUB COMMISSION

478190

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NICHOLAS PLUMBINO
CWO USA
Asst. Adjutant.

14971

