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10000/141/797

ELECTION OF
APR. - DEC. 194

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ELECTION OF TAX COUNCILS & COMMITTEES
APR. - DEC. 1945

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Minute sheet No. /

Date

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

13133/P

8 December 1946

SUBJECT : Election of Tax Councils
and Committees
TO : The Ministry of Finance,
Ufficio Collegamento con I'A.C.

1. I refer to your 1665 of 28 November, enclosing a letter from the Minister of Finance No. 4084 of 28 November (Div. III'A).

2. The decree in question was originally excluded from implementation in IAC territory by the Local Government Sub-Commission of the Allied Commission. We now understand from the Local Government Sub-Commission that it is now raising no objection to the implementation in IAC territory of Decree No. 77 of 8 March 1945. However, the Local Government Sub-Commission have asked us to draw the attention of the Ministry of Finance to the following points:

- (a) any future enactment prescribing a procedure for election of Tax Councils and Committees (see Art. 2 of the decree) should not however be passed into law by the Italian Government, until they have consulted the Local Government Sub-Commission;
- (b) similarly, the Local Government Sub-Commission should be consulted before the decree bringing the D.L.I. into operation (see Art. 30) is passed.

(signed) ROBERT E. MENAPACE
Colonel.

DIRECTOR
Finance Sub-Commission.

local Govt S/c.
(your AC/US/32/LG. dated 7 Dec 46 refile) 4966

BEIR/ml

HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

AC/45/32/1G

Tel: 478706

SUBJECT: Election of Tax Councils and Committees -
D.L. 8 March 1945 no. 77 - in 97 27 March no. 37.

7 December 1945

TO : Legal Sub Commission
Finance Sub Commission

1. Reference is made to
 - (a) letter AC/45/4/LG of 9 April - Local Government S/C to Finance S/C
 - (b) " 13433/7 of 4 December - Finance S/C to Legal S/C
 - (c) " AC/45/10/4/L of 5 December - Legal S/C to Local Government S/C
2. This S/C is interested in the a/m D.L. inasmuch as it provides for Tax Councils and Committees to be elected by a procedure similar to that to be enacted for local government elections.
3. In April last this S/C requested the exclusion of the D.L. from implementation because, at that time:
 - (a) no decisions had been taken or not to permit local government elections in Military Government Territory; and
 - (b) The then Italian Government had been informed that their proposals for the local government elections were considered inadequate and that such elections could not be permitted in Military Government Territory unless their proposals were improved.
4. The position has changed since April in both respects and this S/C now raises no objection to the implementation of the D.L.
5. Any future enactment prescribing a procedure for the election of these Tax Councils and Committees (see Art. 2) should not, however, be passed into law by the Italian Government until they have consulted this S/C thereon. Similarly, this S/C should be consulted before the decree bringing the D.L. into operation (see Art. 30) is passed.
6. This S/C has drawn the attention of the Ministry of the Interior to the two points mentioned in the foregoing para (copy to Finance S/C herewith). It would be appreciated if Finance S/C would likewise draw the attention of the Ministry of Finance to them.
7. The enclosures to Legal S/C's AC/45/10/4/L of 5 December are returned to that S/C herewith.

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RALPH R. TEMPLE
Major
Director
Local Government Sub Commission

CC/45/111
Encl as in (7) above
(b) for Finance S/C

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HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

10/15/32/16

Tel: 478706

SUBJECT: Election of Tax Councils and Committees.

7 December 1945

TO : The Ministry of the Interior

1. Reference is made to D.L. 8 March 1945 no. 77 published in the Official Gazette of 27 March 1945, no. 57. This D.L. is about to be rendered executive in Military Government Territory.
2. Art. 2 of the cited D.L. provides that Tax Councils and Committees will be elected by a procedure similar to that to be enacted for the administrative elections. When a decree for establishing the procedure for electing such Tax Councils and Committees has been prepared, it would be desirable for this Sub Commission to be informed of its provisions. Such consultation should take place, it is suggested, before the decree is promulgated.
3. Art. 30 of the cited D.L. likewise provides that the fixing of the date when Tax Councils and Committees will start operations is to be determined by a decree to be made hereafter. It is suggested that in the case of this decree also, this Sub Commission should be consulted before it is made.
4. These suggestions are made with the object of settling any questions that may arise in good time and of removing in advance any obstacles to the prompt rendering executive of the said decrees. I shall be glad to hear that the Italian Government is in agreement with them.

RLY
RALPH H. TEEPLE
Major
Director
Local Government Sub Commission

cc/m

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HEADQUARTERS ARMED COMMISSION
AFC 394
LEGAL SUB-COMMISSION

AC/4019/1/L.

AP/nda

5 December 1945

SUBJECT : D.L.L. No. 77 of 8 March 1945
contained in G.U. No. 37 of
27 March 1945.

TO : Local Government Sub-Commission.

1. The decree in question was excluded from implementation in northern Provinces on request of your Sub-Commission. Letter AC/23/IG of 7 April 1945 refers.
2. Finance Sub-Commission has now requested its implementation.
3. Would you be good enough to advise this Sub-Commission if you have any objection to the request advanced by Finance.
4. Letter 13133/F of 4 December 1945 from Finance Sub-Commission and a translation of the decree are enclosed herewith for your information.
5. Please return enclosures together with your reply.

G. G. HARRINGTON

G.G. HARRINGTON,
Lt. Col.,
Deputy Chief Legal Advisor.

Incls.

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HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

AD/23/LA

Tel: 478190

SUBJECT: Gazzetta Ufficiale No. 37 of 27 March 1945 7 April 1945

TO : Director, Legal Sub Commission

1. Please exclude from implementation the following Decree, published in the above-numbered Official Gazette:

D.L. 8 March 1945 No. 77—Constitution of Tax Councils
and Committees

FOR THE DIRECTOR:

R. R. T.

RALPH R. TEMPLE
Major
Deputy Director
Local Government Sub Commission

CC/R/pec

Action copy in file 45/
Copy also at AC/23/L6 - p. 43.

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HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

AG/45/A/LG

Tel: 478190

SUBJECT: Consigli and Comitati Tributari--Elections.

9 April 1945

TO : Director, Finance Sub Commission.

1. We spoke to you on 7 April (Major Williams--Lt. Col. Baxter) as to DLL 8 March 1945 No. 77 (published in the Official Gazette No. 37 of 27 March) which provides for the constitution of the above-mentioned Consigli and Comitati.
2. It has been observed from Art. 2 of the Decree that these are to be elective bodies, and that the procedure for electing them is to be based on that adopted for the election of local authorities in communes and provinces. Art. 2 also provides that those entitled to participate in the election of the Consigli and Comitati Tributari will be all local government electors.
3. No decision has yet been taken as to whether local government elections will be permitted in Military Government Territory. It would, therefore, be premature to permit as yet the election of these revenue bodies, as would be the case if the Decree was implemented in the ordinary way.
4. Moreover, the Italian Government's proposals as to the voting procedure in local government elections have been examined and found to be inadequate; and the Government are being advised to improve their procedure. They are also being informed that AG cannot see their way to permit local government elections in Military Government Territory unless the procedure is improved.
5. In these circumstances, we have requested Legal Sub Commission to exclude the Decree from implementation.
6. It is understood that you have no objection to this as the exclusion of the Decree will not affect the revenue system in Military Government Territory. These two Consigli and Comitati Tributari will take the place of the existing District Commissions and their work can, it is understood, continue to be discharged equally well by these District Commissions until the time is ripe to hold elections for the new bodies. It is accordingly understood that you have no objection to the Decree being excluded, a course which is necessary from the particular point of view of this Sub Commission.

FOR THE DIRECTOR:

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

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