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PHOTOGRAPHY IN ITALIAN COURTS
MAY 1944 - APR. 1945

FILE CLOSED 5 April 1945



PARTITO FASCISTA REPUBBLICANO

FEDERAZIONE DELLE UNITA'

LE COMMISSARIO FEDERALI

1638

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HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/4009/L

5 April 1945. /rlp.

SUBJECT : Photography in AMG Courts.

TO : AFHQ, G-5.

1. At SACMED's Political Committee Meeting on 24 Oct 1944, SACMED ruled that "ACC in conjunction with PWB arrange that in future no cameras were allowed in Italian Courts."
2. There was already in existence at the time a rule forbidding the photographing of any proceedings in an AMG Court or of any service personnel engaged in any capacity in such proceedings.
3. Instructions were accordingly issued by this Commission on 15 Nov 1944 forbidding the taking of photographs of any proceedings in any courts, Italian or AMG.
4. It was assumed that PWB had issued similar instructions to all cameramen under their control.
5. Nevertheless, the issue of "Stars and Stripes" for 1 April 1945 contained a photograph of AMG Court proceedings. The photograph does not state when it was taken, but from internal evidence it appears to have been taken since November 1944.
6. So far as the AMG officers are concerned, the matter is being investigated through the Regional Commissioner. It would, however, be appreciated if you could raise the question with PWB to ensure future compliance with the instructions issued by SACMED and this Commission.

For the Chief Commissioner:

G. H. UPJOHN, Brig
VP CA Sec. Hq AC

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Ital

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TRANSLATION NO. 411

25 Nov 1944

MINISTRY OF JUSTICE

File No. 131.34 bis 768

ROME, 21 November 1944

SUBJECT: Photographs in Italian Court-Houses.

TO : THE ALLIED COMMISSION
Civil Affairs Section
R O M E

and for information

TO : The Liaison office of the Ministry

Answered file 3A

It is agreed that taking moving pictures or photographs in court-rooms during trials tends to minimize the dignity of tribunals, and, since this has never happened in Italy except for a recent case not authorized by this Ministry, it is not believed necessary to give the judicial authorities such instructions as proposed.

NAME	INITIALS	DATE
DR. SHAPMAN		
DR. YOUNG		
F. O. WOODS		
DR. KENNEDY		
J. WILSON		
DR. HANBUCK		
MAJ. HALLANGE		
CAPT. POWELL		27/11
CHIEF CLERK		

FOR THE MINISTER
/s/ A. Spallanzani

LEGAL SUB-COMMISSION	
CLO	
DCLO	<input checked="" type="checkbox"/>
Chief Counsel	
CIO	LC
Italian Section	
CLERKS	

27 Nov 1944

25 NOV 1944

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MINISTERO DI GRAZIA E GIUSTIZIA

*Direzione Generale degli Affari Penali
delle Grazie della Statistica e del Casellario*

9/Nov 402 (5A 3+2)

Ufficio I°
Prot. N° 131.34 bis 758
Risposta al f. N°
del
OGGETTO: Fotogramme nei Tribunali Italiani.

Roma, 21 Novembre 1944

ALLA COMMISSIONE ALLEATA DEI QUAR
TIERE GENERALE - Sezione Affari Civili
ROMA

e per notizia

ALL'UFFICIO DI COLLEGAMENTO DEL MI-
NISTERO

S E D E

Si conviene che il prendere pellicole cinemato-
grafiche o fotografie nelle aule dove si svolgono pro-
cessi costituisce una menomazione della dignità dei
tribunali, e, rilevando che ciò non si è mai verificato
in Italia, salvo un recente caso non autorizzato da
questo Ministero, si ritiene che non occorre dare nei
senzi proposti disposizioni all'Autorità giudiziaria.

pel MINISTRO
(A. Spallanzani)

11/21

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File

ARMED FORCES
OFFICE OF THE
CHIEF OF STAFF

AG/1001/11/1

13 MAY 1945

SUBJECT : Propaganda-Judicial Proceedings.

TO : General Castellanos, Sicily, Germany, France, Spain, Italy, Greece, Turkey, Bulgaria, Rumania, Luxembourg, Venezuela, Colombia, Brazil, Chile and the Americas.

The following orders are issued by the personal direction of the Supreme Allied Commander and will come into force forth with.

1. Allied Military Council.

- (a) No camera or other photographic machine may be taken into any Court (except as an exhibit in a case) and no photograph making or still or sound recording of any proceedings in such Court or of any service performed by it in any capacity in such Court will be permitted.
- (b) The foregoing will apply to Allied Military Courts in both Military and Italian-occupied territory.
- (c) Italian Courts.
- (d) No Courts or other establishments whatsoever are to take into any Court (except as an exhibit in a case) in Italian Government territory any camera, machine or still or sound recording of any Court proceedings in such Court.
- (e) The Minister of Justice has been requested to issue a similar order in regard to Italian Courts in Italian Government territory and copies of the same will be circulated by official Channels when received.

The Supreme Allied Commander has directed the issue of similar orders to all Allied commands.

Approved Signatures of the Allied Commander are the subject of the attached.

- (4) All officers serving in Courts in Italian-occupied territory and particularly of those liable to hold Supreme Military Courts are to advise the Headquarters of any Courts or Superior Military Courts who shall be held responsible for any failure to comply with the above directions.

The following orders are issued by the personal direction of the Supreme Allied Commander and will be into force forthwith.

1. Allied Military Council.

- (a) No copies of other photographs, or copies may be taken into any court (except as an exhibit in a case) and no photographs, with moving or still or sound recording of any proceedings in such courts or of any services performed and in any capacity in such courts will be admitted.
- (b) The foregoing applies to Allied Military Courts in both military and Italian Government territory.

2. Italian Courts.

- (a) No copies of other photographs, or copies may be taken into any court (except as an exhibit in a case) in Italian Government territory and no sound recording of any proceedings in such courts or of any services performed and in any capacity in such courts will be admitted.
- (b) The Director of Justice and Justice Judges to issue a similar order in respect of Italian Courts in Italian Government territory and justice of the peace will be transmitted to Regional Commissioners when received.

The Supreme Allied Commander has directed the issue of similar orders to all Allied Commands.

3. The old MOA of Italy in the above to be notified.

- (a) All orders in force in their respective regions and particularly of those liable to hold Superior Military Court are to serve as precedents of any Deputy or Superior Military Court who will be held responsible for seeing that the above direction is complied with in their courts and territories within their respective regions.

Directive 20/1/44 dated 21 May 1944 issued to Regions Liguria, Piemonte, Lombardia, Venetia) to be complied with these instructions.

BY COMMAND OF THE SUPREME ALLIED COMMANDER

J. R. L. H. [Signature]
 J. R. L. H. [Signature]
 Major General, [Title]
 [Address]

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

(31)

WEB/mt.
10 Nov. 1944.

AC/4001/11/L.

SUBJECT : Photography in Italian Courts.

TO : H.E., the Minister of Grace and Justice.

1. The Supreme Allied Commander has recently expressed the opinion, with which I feel sure that Your Excellency will agree, that the filming of trials in Italian Courts is derogatory to the dignity of those courts.

2. As a result of this opinion orders are being issued throughout Military Government Territory forbidding the taking of cameras into Italian Courts and forbidding the taking of any still or moving photograph and of any sound recordings of any proceedings in such courts.

3. Similar orders are being issued throughout Italian Government Territory to all Allied personnel concerned.

4. It is suggested that Your Excellency may think it desirable to issue to courts in Italian Government Territory the necessary orders to prohibit photography or sound recording of proceedings there.

G. H. UPJOHN, Brigadier.
VP CA Sec.
Dep COS

Copy
HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
APO 394

(1A)

Ref/20/1/CA

31 May 1944

SUBJECT : Publicity and Propaganda.

TO : R.C.'s Regions I, II, III, IV, V, VI, and VII.
SCAO's, AMG 5th and 8th Armies.

1. The taking of photographs, moving or still, of any proceedings of an Allied Military Court or of any service personnel engaged in any capacity in such proceedings or the taking of a sound recording of any such proceedings will not be permitted.

2. R.C.'s and SCAOs will please bring the above to the notice of all officers serving in their respective regions, and particularly to those liable to serve as President of any General or Superior Military Court, who will be held responsible for seeing that the above direction is complied with in their courts.

3. An addition to the Consolidated Instructions for Allied Military Courts will be published in due course.

M. S. LUSH
Brigadier
Executive Commissioner.

Copy to:

R.C.'s Regions VIII and IX
Public Relations Officer
Admin Section (for Legal Sub-Commission)

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