

ACC

10000/142/55

MARRIAG
NOV. 194

10000/142/55

MARRIAGES, GERMAN & ITALIAN IN GERMANY
NOV. 1945 - JAN. 1946

1.

To CA Section.

Letter to G-5, A.F.H.Q. herewith for approval
of A/VP and signature please.



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

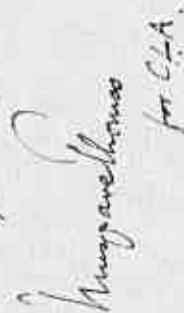
Legal S/C
26 November 1945.

2.

Polad (A) and (B)

See letter from AFHQ; 3A.

We do not know what action to take next. Can you help?



17 January '46

Legal S/C

3.

I believe we should go back at AFHQ and ask them to transmit the Italian request to ACC, Germany. I would send text of Italian note of November 15 to AFHQ for transmission to ACC, Germany, for latter's consideration and appropriate action. The four Governments are represented on ACC, Italy and on ACC, Germany; I believe Italian approach to ACC on this is quite logical and that we should keep it in military channels.

If it is decided to return to the charge let me know in order that I may advise US Polad, AFHQ.

We do not know what action to take next. Can you help?

17 January '46

Morganthau

for CIA.

hrgals/c

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Jan. 22, 1946

J. Wesley Jones
J. Wesley Jones
Political Adviser (A)

4.
I agree and should be pleased to have a copy of letter sent to AFHQ.

M. Morganthau

Dr. Polad.

Jan 22.

No. 785016

1642

5061/2 ✓

Legal (3A)

ALLIED FORCE HEADQUARTERS

0-5 Section

APO 512

19 December 1945

G-5: 291.1

SUBJECT: German-Italian Intermarriages in Germany

TO : Headquarters, Allied Commission
APO 394

1. Reference your AC/4007/2/L dated 25 November 1945 above subject.
2. This matter should be referred to the four governments concerned in the occupation of Germany for necessary action with local Burger-meisters.
3. It is therefore suggested that you advise the Italian Government to raise this question with the British, French, Russian and American Governments through the Italian Ambassadors to these countries.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

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

LEO
S.O.
0910
Chief Counsel
C.L.I.
RKS
22-12-45

5

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 291.1

19 December 1945

SUBJECT: German-Italian Inter-marriages in Germany

TO : Headquarters, Allied Commission
APO 394

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BY COMMAND OF LIEUTENANT GENERAL JORGAN:

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

HEADQUARTERS ALLIED COMMISSION
AIO 394
CIVIL AFFAIRS SECTION

SBH/na
25 November 1945

AC/4007/2/-

SUBJECT : German-Italian Inter-marriages in Germany.

TO : G - 5, A.P.H.Q.

1. The Italian Ministry for Foreign Affairs has approached this Commission with a request for Allied intervention in the following matter.

2. According to the information received by the Ministry a large number of Italian citizens stranded in Germany are marrying women of German and other nationalities. The German mayors (Buergermeisters) repeatedly facilitate such marriages with a view to circumventing Military Government orders forbidding German citizens to leave Germany. It is said that the mayors celebrate such marriages without any inquiry into the status of the Italian citizens and their capacity to enter marriage.

3. This situation is causing grave concern to the Ministry particularly because of the legal complications which might arise out of marriages of men bound by a previous existing marriage.

4. In these circumstances the Ministry requests that instructions be issued to the Buergermeisters to require prior to the celebration of the marriage from the Italian party a document issued by the proper Italian authority and certifying that the party concerned is free to marry. Applications for such documents should be forwarded by the Buergermeisters to the competent Allied Authority which would transmit it to the Italian Ministry for Foreign Affairs.

5. The problem is brought before you as involving security questions of both Allied and Italian concern as well as implications of legal character.

6. It would be appreciated if you would request the Allied Authorities in Germany to put this Commission in a position to reply to the Ministry of Foreign Affairs

For the Chief Commissioner

E.H. WHITE, Lt. Col.,
A/AF. C.A. Section.



Ministero degli Affari Esteri

Legge
 (1A)
 6/4336/2083

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Marriages in Germany between Italian and German or other countries' citizens.

1. Information has reached the Ministry of Foreign Affairs to the effect that a large number of Italian citizens still stranded in Germany are marrying there women of German or other nationality. On this subject it has been reported too that local German mayors (Buergermeisters) favour and facilitate such marriages so as to avoid A.M.G. orders forbidding German citizens to leave their country without an Allied Authorization.

2. The above situation creates often serious complications because said German mayors proceed to celebrate the marriages in question without any formality and specially without ascertaining whether the Italian party is free from previous matrimonial bonds.

3. It would be therefore very advisable if the German mayors could be instructed that no marriage of an Italian citizen should be celebrated and that such marriage would be held null and void in the absence of a "certificato di stato libero" (a document certifying that a person is free from matrimonial bond) issued by the proper Italian authorities.

4. Applications for the issuance of said certificate should

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4. Applications for the issuance of said certificate should be made by the "Buergermeisters" or by the husband-to-be through the channel of the proper Allied Authorities and the Ministry for Foreign Affairs.

5. The Ministry for Foreign Affairs will be grateful to the Allied Commission if they will take the matter up with the proper Allied Authorities and will greatly appreciate to be informed as to the measures that will be taken accordingly.

6. The Ministry for Foreign Affairs thank the Allied Commission for their interest in this subject.



Rome, November 16th, 1945

6/4535/1088
 DUPLICATE

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