

ACC

10000/142/90
(VOL. 16)

CORRESPOND
TERRITORY
NOV. 1945 -

10000/142/90
(VOL. 16)

CORRESPONDENCE ON PROMULGATION OF DECREES IN OCCUPIED
TERRITORY
NOV. 1945 - JAN. 1946

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

904A

AC/4010/L/L

MS/no
9 January 1946

OCCETTO : Ordinanza Regionale 9 Agosto 1944
regione IV -

Qui acclusa copia autentica della Ordinanza Regionale
richiesta con Vostra in data 29-12-1945.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

Avv. Arnaldo Lezzi
Via Pietro Cosse 41
Roma

111

400/4
Legal C/O
3/12
906A

TO : CIVIL AFFAIRS SECTION
Allied Commission
R O M E

In August of last year 1944 the newspapers, among which was "Il Giornale di Roma" (No 66 of 10 Aug 1944) printed the following news:

"The Regional Commissioner has issued an ordinance by which, beginning from to-day, 9 August 1944, the moratorium declared and constituted in accordance with certain decrees of the Ministry of Grace and Justice dated 19 Oct 43, 31 Oct 43, 12 Jan 44 and 1 March 44 shall be abrogated. Said decrees are therefore null and void. The present ordinance shall come into force only in the ex "Governatorato" (Governorship) of Rome."

For the purposes of a lawsuit pending before the Tribunal of Rome, Sec 2, I must request that said ordinance be applied. But, in order to have the tribunal apply it, a simple announcement given by the newspapers is not sufficient; such ordinance must be submitted in its integrity.

I therefore request to be given copy of said ordinance, dated 9 Aug 44 and issued by the Regional Commissioner, in order that I may submit it before the Tribunal of Rome.

With many thanks and best regards

/s/ Avv. Erminio ~~MAZZI~~

SUBCOMMISSION	
CLO	_____
DCLO	_____
Chief Counsel	_____
CJO	_____
Italian	_____
C. RK3	_____
<i>Judge Thomas</i> 1 JAN 1946	

Avv. ERMINIO LEZZI

ROMA

Via Pietro Cosca, 41 - Tel. 35-559

30 DIC. 1945

Roma 29 /12 /1945

Spett. CIVIL AFFAIRS SECTION
Commissione Alleata

R O M A

Nell'agosto dello scorso anno 1944 i giornali, tra cui il Giornale di Roma (n.66 del 10 agosto 1944), pubblicarono la seguente notizia:

"Il Commissario Regionale ha emesso una ordinanza con la quale, sotto la data di oggi 9 agosto 1944, è abrogata la aeratoria dichiarata e costituita in virtù di certi decreti del Ministero di Grazia e Giustizia con la data 19 ottobre 1943, 31 ottobre 1943, 12 gennaio 1944 e 1° marzo 1944. Questi decreti, pertanto, sono dichiarati nulli. Quest'ordinanza è da applicarsi solo nell'ex Governatorato di Roma."

In una causa pendente avanti il Tribunale di Roma, Sez.2ª, io debbo chiedere l'applicazione della menzionata ordinanza. Ma, perchè il Tribunale la applichi, non basta la semplice notizia datane dai giornali; occorre invece esibirla nella sua integrità.

Prego pertanto che mi si voglia rilasciare copia della predetta ordinanza 9 agosto 1944 del Commissario Regionale, onde io possa produrla avanti il Tribunale di Roma.

Con perfetta osservanza, e anticipati ringraziamenti

adv.ao

Erminio Lezzi



HEADQUARTERS ALLIED COMMISSION
AFD 394
LEGAL SUB COMMISSION

AP/MS

8 January 1946

AC/4010/L/L

SUBJECT : D.L.L. 159 of 27 July 1944

TO : Minister of Pardon and Justice.

1. As requested (telephone conversation Dr. Bonelli - Reg. Pisapia) herewith are the effective dates of D.L.L. 159 of 27 July 1944, in the following provinces:

Piacenza	10 May 1945
Poggio Km.	11 May 1945
Perrara	12 May 1945
Imperia	17 May 1945
Genova	7 May 1945
Udine	24 May 1945
Verona	18 May 1945
Treviso	22 May 1945
Venezia	19 May 1945
Bolzano	13 July 1945
Aosta	15 May 1945
Vercelli	15 May 1945
Asti	18 May 1945
Cuneo	30 May 1945
Como	19 May 1945
Bergamo	19 May 1945
Milano	19 May 1945
Crawona	19 May 1945

Parma	8 May 1945
Modena	17 May 1945
Bologna	8 May 1945
Savona	20 May 1945
La Spezia	11 May 1945
Udine	25 May 1945
Vicenza	25 May 1945
Padova	22 May 1945
Novigo	18 May 1945
Trento	7 June 1945
Novara	9 May 1945
Torino	19 May 1945
Alessandria	29 May 1945
Verese	19 May 1945
Sondrio	19 May 1945
Brescia	19 May 1945
Pavia	19 May 1945
Mantova	19 May 1945

111

MUEGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/401G/4/L.

/pa.
29 Dec 45.

SUBJECT : Italian Legislation Udine Province.
TO : Chief Commissioner and Executive Commissioner,
All Sections and Sub-Commissions.

1. Your attention is invited to the enclosed draft order which it is proposed to publish in the Italian Official Gazette.

2. As you are aware, problems are bound to arise due to the fact that the Province of Udine will continue to be administered by AMC until further notice.

3. For the purpose of Italian Legislation the Province of Udine will be treated in the same manner as the rest of the territory which is now being restored.

4. Decrees previously implemented in the said Province by the usual AMC orders will continue to be regarded as having come into effect on the date provided for in the said orders and not on the date of the "handover".

5. A number of Decrees have, however, been modified by AMC implementation orders, especially in relation to the dates from which certain benefits granted under the provisions of a decree would accrue or various tariffs established by decree would enter into effect. All such modifications will remain in force unless expressly abrogated.

6. It is therefore suggested that Sections and Sub-Commissions discuss as soon as possible the problems arising out of the special position of the Province of Udine with the Italian Ministries concerned taking into consideration the provisions of the enclosed draft order.

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G. O. Hamford
G. O. HAMFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

9038

DRAFT ORDER

WHEREAS the Allied Military Government in Italy will be discontinued on 31 December 1945 except in Venezia Giulia and in the Province of Udine ,

Now, Therefore, I, M. Carr. Brigadier, C.B.D., A.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government , hereby order as follows:

1. The decrees listed in the schedule below which have been previously excluded from Allied Military Government territory or certain parts thereof including the Province of Udine shall become operative and shall have full force and effect of law in the Province of Udine as from the 1st January 1946.

2. All decrees promulgated in the Gazzetta Ufficiale issue No. 144 of 1st December 1945 and in following issues shall until further order become effective in the Province of Udine on the same date as in the territory administered by the Italian Government without an express order of the A.M.G. to that effect. Provided, however, that the Provincial Commissioner of the said Province shall have power to suspend or modify in part or in full by Provincial Order the provisions of any decree contained in any of the aforementioned issues of Gazzetta Ufficiale as applied in the said Province.

Date :

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Note : Schedule will be sent under separate cover.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

903A

ME/ns
3 January 1946

Poligrafico dello Stato - Ufficio Commerciale

Roma
Pza Verdi

Oggetto : Richiesta Gazzette Ufficiali

1. Questa Sotto Commissione sarebbe molto grata se le potessero essere inviate il piu' presto possibile le seguenti annate della Gazzetta Ufficiale .

1920	1 copia
1921	1 "
1922	1 "
1923	1 "
1929	1 "
1924	1 "
1925	1 "
1926	1 "
1927	1 "
1928	1 "
1929	1 "
1930	1 "
1934	1 "
1935	1 "
1938	1 "
1942 (con gli indici)	1 "
1943 (fino all'8 sett)	2 "

MUSGRAVE THOMAS
Italian Branch
for Chief Legal Advisor.

ku
HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

902A

AC/4010/4 /L.

/es
27 November 1945

LIBRERIA DELLO STATO
(Uff. Fascettario)
Sig. Matteucci.-

La Prefettura di Savona non ha ricevuto le seguenti copie della Gazzetta Ufficiale:

Gazzetta Uff. N. 47-48-51-52-53-57-58-59-73-74-82 (richieste dal Comune di Erli)

Gazzetta Uff. N. 72 e N. 73 (richieste dall'Amministrazione delle PP.TT di Savona)

Gazzetta Ufficiale N. 57-68-72-77 (richieste dal Comune di Bormida)

Gazzette Ufficiali N. 92-118-119 e 127 (non pervenute - richieste da tutti gli Enti abbonati alla G.U. del Regno).

Si prega voler provvedere in merito informandone questa Sottocommissione.

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MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

HEADQUARTERS ALLIED COMMISSION
APO 394
ECONOMIC SECTION

LDO/sc

Tel: 267

14 December 1945

Ref: 28/9.11
078/10/1/PW

SUBJECT: Decrees Relative to "Canale Milano - Cremona - Po"

TO : Industry and ~~Public Works~~ ^{Utilities} Sub-Commission

1. Reference your 078/10/1/PW of 27 November 1945 to Regional Commissioner, Lombardia Region, above subject.

2. It is considered that the decrees referred to should not be implemented in AMG territory unless and until formal approval thereof is had from Acting Vice President Economic Section and the Executive Commissioner.

3. It is also considered that no order should be issued by AMG giving effect to the subject matter of such decrees at this time.

4. Copy of this letter is being sent to Economic Commissioner, North Italy.

5. May any future action in this matter be had only over the signature of the Acting Vice President Economic Section.

FOR THE ACTING VICE PRESIDENT:

L. B. DENSMORE
Colonel, FA
Deputy Vice President

cc: Economic Commissioner, North Italy
Executive Commissioner
Legal Sub-Commission
Chief Supply Group, Economic Section

101	EG	SUB COMMISSION
	CLO	
	DCLO	
	Chief Engineer	
	CJO	
	Italian Section	
	CL RKS	
	15 DEC 1945	

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB COMMISSION

900A

13065/F

29 November 1945

SUBJECT : D.L.L. No. 669 of 12 October,
1945.

TO : Director,
Legal Sub Commission.

1. Reference attached letter from the President of the Council of Ministers.
2. The decree in question was published in G.U. No. 130, which was attached to your memorandum AC/4010/L of 3 November. The decree was marked for the attention of Finance, Industry, Commerce and Local Government Sub Commissions.
3. Our files reveal that we did not object to the implementation of the decree in north Italy. As your Sub Commission is in a position to state if the decree in question was implemented in north Italy, and if so, the date of implementation, it is requested that you prepare a reply to Prof. Parri for the Chief Commissioner's signature.

FINANCE SUB COMMISSION	
CIO	
DOLO	
Chief Counsel	
CJD	
Italian Section	
CL RKS	
29 NOV 1945	

RENT
Acting Director *R.F. ed.*
Finance Sub Commission

355

Translation

The president of the Council of Ministers
 n. 3476/12307 - 6/3.2.10

Rome, 26 November 1945

My dear Admiral Stone,

I have been informed from several sides that it would be necessary to enforce without delay, and also in the provinces which haven't yet been returned to the Italian administration, the D.L.L. dated 12th of October 1945, n. 669 - published in the supplement of the Gazzetta Ufficiale n. 130, of October 29th, and concerning the regulations for the lease of town buildings.

In fact, such a decree establishes a rise of the rents, which has been enforced in the territories handed back to the Italian administration, starting from the 1st instant; in the provinces which haven't yet been handed back, such a rise will be enforced on the 1st of the month following that in which the decree will have become in force in the territories themselves. For this reason, though the economic situation is the same in the various regions of Italy, different rents are being paid.

To make it possible for the rise of rents to be enforced in the regions which are still under A.M.G. from December 1st, 1945, the said decree should be enforced in such regions before the end of this month.

I shall be most grateful, my dear Admiral, for your interest in this matter, and ask you to issue the necessary orders.

Believe me,

Sincerely yours,

B. Ferruccio Parri

Admiral Ellery A. Stone
 Chief Commissioner
 Allied Commission
 Rome

E.C. DIST- 28 Nov
 Action : C.A. Sec (2)
 Info: Ex Comm
 C.G.
 Econ Sec

c/c



83476/12307-0/3.2.10



*Il Presidente
del Consiglio dei Ministri*

Roma, li 26 novembre 1945

Caro Ammiraglio Stone,

da più parti mi è stata segnalata la necessità che il D.L.L. 12 ottobre 1945, n. 609 - pubblicato nel supplemento ordinario della Gazzetta Ufficiale n. 130 del 29 ottobre u.s., e concernente la disciplina delle locazioni degli immobili urbani - entri al più presto in vigore anche nelle provincie non ancora restituite all'amministrazione italiana.

Tale decreto, infatti, stabilisce aumenti di pigioni che sono stati applicati nei territori restituiti all'amministrazione italiana sin dal 1° corrente mese; e che nelle provincie non ancora restituite avranno effetto a decorrere dal 1° del mese successivo a quello in cui il decreto sarà entrato in vigore nei territori stessi. Ne deriva che nelle diverse regioni d'Italia, pur essendo identica la situazione economica, vengano corrisposte pigioni diverse.

Ammiraglio
E. W. S T O N E
Commissario Capo della Commissione Alleata
R O M A



Per permettere che gli aumenti di pigione siano applicabili nelle regioni tuttora sottoposte all'A.R.G., a partire dal 1° dicembre 1945, occorrerebbe che il citato decreto entrasse in vigore nelle regioni stesse prima della fine del corrente mese.

Le sarò molto grato, caro Ammiraglio, se Ella vorrà interessarsi a quanto sopra e impartire le opportune disposizioni

Gradisca i miei cordiali saluti.

Francis Lami

*File**4020/4*HEADQUARTERS ALLIED COMMISSION
ECONOMIC SECTION

Ref: 7.27/ES

28 December 1945

SUBJECT: Implementation of Italian Legislation

TO : Legal Sub-Commission

1. Reference is to your letter AC/4010/2/L of 19 December.
2. In addition to the regular information copies of Official Gazettes mentioned in your letter of 19 December, it is requested that you continue to supply the Price Office the two advance copies as has been done for some weeks past. *— This is still being done*
3. The Price Office will continue clearing these orders to the Office of the Economic Commissioner in Milan and to the North Italy Price Fixing Board until the status of the latter body is clarified by action now pending in the Government.


 K. E. STAUFFER
 Chief, Price Office

102

 cc:
 Economic Commissioner for North Italy - Milan
 Dr. Pio - Price Office - Milan

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	<i>[Signature]</i>
CL RKS	
28 DEC 1945	

10/10/4 *File*

899A

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB COMMISSION

13103/F

28 December 1945

SUBJECT : Implementation of Italian
Legislation.

TO : Legal Sub Commission.

895A

1. I refer to your letter AC/4010/4/T of 27 December, 1945.
2. I have no objection to the request.

101

LEGAL SUB COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
28 Dec 45	

[Signature]
Deputy Director
Finance Sub Commission

FR. Cal.

*No action
as letter has
been
replied*

0413

188/1000

188

898A

070	MILANO	25815	48	19	1115
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UFFICIALI GIUDIZIARI NORD ITALIA PREGANO CONFERMARE
 CHE PAGAMENTI STABILITI DEGR 14 SETT 945
 N 669 GAZZETTA 136 RESO ESECUTIVO TRE DIC CORR
 GAZZETTA 147 SI INTENDANO ANCHE QUESTI TERRITORI
 AL 16 FEBBR E PRIMO MAGGIO 945 COME ART 12

ALBERTO FIORE, 100

TELECOM

di servizio - Riparto al telefono

DD RP 30 COMMISSIONE

Veronica

ALLEGATA SOTTOCOMMISSIONE
LEGALE ROMA

10

75-74-2217

Falevi correntisti postali.
Facenotti e riscossioni in tutte le località del
Regno. Precorrentisti e pagamenti e le riscossioni
in incassate postali sono assiguate senza limitazione
stipendiatura ed in esecuzione da qualsiasi legge

Fatevi correntisti postali.

Pagamenti e riscossioni in tutte le località del Regno. Fatti correntisti i pagamenti e le riscossioni mediante postagiro sono eseguiti senza limitazione di somma ed in esenzione da qualsiasi tassa.

LEGALE ROMA

ALLEATA SOTTOCOMMISSIONE
DD RP 30 COMMISSIONE

TELEGR.

file

HEADQUARTERS ALLIED COMMISSION
APO 394
LECA SUB COMMISSION

897A

AC/4010/4/L

AP/ns
27 December 1945

FOLIGRAFICO DELLO STATO
(Uff. Raccettario -
Sig. Metteucci)

R O M A
Piazza Verdi

I pacchi contenenti le Gazzette Ufficiali No. 132 - 133 - e
134 per la Regione del Piemonte non sono stati ricevuti.

Si prega voler provvedere con cortese sollecitudine.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 394

17 December 1945

PR/LE/414

SUBJECT: Implementation of D.L.D.

TO : H.Q. A.C. For Legal Sub-Commission.

1. Ref. our PR/LE/414 of the 14 inst. it has now been confirmed that the bundles of G.U. 132 - 133 and 134 have not arrived at the provinces.

2. Endeavours to trace their arrival at this H.Q. have not been successful.

For the Regional Commissioner.

D.B. Mc Colm
D.B. Mc Colm
Major, R.A.
Regional Legal Officer.

DDM/AR.

REG	UB COMMISSION
CLO	
DCLO	
Chief Counsel	
CJO	
Religion Section	
CL RKS	
21 DEC 1945	

96

895A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

AC/4010/H/L

MF/ns
27 December 1945

SUBJECT : Implementation of Italian Legislation
TO : Finance Sub Commission

1. Herewith is enclosed a signal sent to this Sub Commission by the "Ufficiali Giudiziari" of North Italy requesting that the effective date of the decree 699 be established as in para 1 of art. 12 of the same decree.
2. The said decree has been implemented by Order published in Official Gazette 147 a copy of which is also enclosed.
3. Please advise this Sub Commission if you agree.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

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894A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

MF/ns
27 December 1945.

Chiarissimo Cavaliere.

Per conto della Sotto Commissione Legale mi e' grato esprimere i sensi della piu' viva ammirazione per l'ottimo lavoro prestato da tutti i suoi dipendenti in occasione della preparazione del materiale stampato necessario per organizzare la restituzione del territorio del Nord all'Amministrazione italiana.

Il lavoro della maestranze del poligrafico e' stato superiore ad ogni elogio per esattezza, sollecitudine e precisione.

Voglia, egregio Cavaliere, esprimere a mio nome i piu' vivi ringraziamenti a tutto il personale.

Colgo l'occasione per formularle i miei migliori auguri per il Nuovo Anno.

Molto cordialmente

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

95

Cav. Claudio Bianchi
Direttore dell'Istituto Poligrafico
dello Stato

Via Gino Capponi

Roma

File
1010/4

893A

HEADQUARTERS ALLIED COMMISSION
A.O. 594
LABOUR SUB COMMISSION

DCS/ac

REF : LSC/413

24 November 1945

SUBJECT: DIL 523 of 21 August 1945

TO : Legal Sub-Commission
Attention Lt. Col. Hannaford

807A

1. This is in reply to your AC/4210/4/L. of 15 November 1945.
2. The above Decree should be implemented with effect from 25 June 1945.
3. I have already spoken to Judge Thomas concerning the proposed implementation of a Decree which has already been passed and which will take the place of DIL 523. This new Decree should be implemented with effect from 15 October 1945. Art. 18 of this new Decree provides that DIL 523 be extended to 14 October 1945. The implementation order should be worded so as to give effect to this extension as stated in our LSC/1506 of 16 November 1945 to Legal Sub-Commission.
4. It is hoped that the implementation order can appear in the same issue of the Gazzetta Ufficiale as the original Decree.

LEGAL SUB COMMISSION	
CLO	
DCLO	
Chief Counsel	
CLO	
Itation Section	
CLERKS	
26 NOV 1945	

David O. Sachs
DAVID O. SACHS
Deputy Director,
Labour Sub-Commission

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Telephoned Mr Sachs who said we should wait for communication from the Ital. Govt before taking further action; or until the Labour S/C makes a further request. See para 4 of Labour S/C's letter of 16 Nov.
26/11

4010/4

HEADQUARTERS ALLIED COMMISSION
APO 394
LABOUR SUB COMMISSION

892A

DES/ac

TEL : 315

16 November 1945

REF : LSC/1306

SUBJECT: Implementation of DIL "Contenente Provvedimenti
per i Lavoratori dell'Industria".TO : Legal Sub-Commission
Attention Judge Thomas

1. This will confirm our telephone conversation (Mr. Sachs - Judge Thomas) of today.

2. The above-captioned Decree which we understand was signed by the Lieutenant General on 10th November 1945 will take the place of DIL of 21 August 1945 No. 523 which expired on 30th September in accordance with its provisions.

3. Please arrange if possible to have the implementation order appear in the same issue of the Gazzetta Ufficiale as the original Decree. If this is not possible it is suggested that the implementation should appear in the issue next following.

4. We have requested the Italian Government to communicate with you for the purpose of effectuating the above.

5. Art. 26 of the Decree provides that it will be effective from 15 October 1945 in Italian Government territory and in AIC territory from the date established by AIC. It is suggested that implementation be with effect from 15th October 1945.

LEGAL SUB-COMMISSION

CLO

DCLO

Chief Counsel

CLO

Italian Branch

10 NOV 1945

David C. Sachs
DAVID C. SACHS
Deputy Director
Labour Sub-Commission

9

M-12

HEADQUARTERS ALLIED COMMISSION
APO 394
LABOUR SUB COMMISSION

DGS/ac

16 November 1945

TEL : 315

REF : L90/1306

SUBJECT: Implementation of DIL "Contenente Provvedimenti
per i Lavoratori dell'Industria".TO : Legal Sub-Commission
Attention Judge Thomas

1. This will confirm our telephone conversation (Mr. Sachs - Judge Thomas) of today.

2. The above-captioned Decree which we understand was signed by the Lieutenant General on 10th November 1945 will take the place of DIL of 21 August 1945 No. 523 which expired on 30th September in accordance with its provisions.

3. Please arrange if possible to have the implementation order appear in the same issue of the Gazzetta Ufficiale as the original Decree. If this is not possible it is suggested that the implementation should appear in the issue next following.

4. We have requested the Italian Government to communicate with you for the purpose of effectuating the above.

5. Art. 28 of the Decree provides that it will be effective from 15 October 1945 in Italian Government territory and in AMG territory from the date established by AMG. It is suggested that implementation be with effect from 15th October 1945.

DAVID G. SACHS
Deputy Director
Labour Sub-Commission

Let White

Please see 4010/4
I think I put a
note on the last letter
from Mr. Decker saying
that we would not take
action until requested
by the Station first
3/12

HEADQUARTERS ALLIED COMMISSION
APO 394
LABOUR SUB-COMMISSION

891A

DPS/NO

REF : LSC/1306

30 November 1945

SUBJECT: Provvedimento per i lavoratori dell'industria

TO : Ministry of Labour and Social Security
Italian Government
Rome.

1. We are in receipt of your letter of 27 November containing a copy of the new decree which has been passed covering the above subject.

2. This will advise that the Allied Commission is prepared to implement this decree for application to territory under the administration of Allied Military Government with effect from 15 October 1945.

3. If your Ministry will communicate with Judge Thomas of the Legal Sub-Commission, Allied Commission, arrangements can be made whereby the order for implementation in Allied Military Government territory can appear in the same issue of the Gazzetta Ufficiale as the original decree.

4. In the meantime we have transmitted to Allied Military Government officers in Northern Italy a translated copy of the decree and have instructed that all necessary action be taken to facilitate the operation of the new system at once.

5. A copy of the memorandum and the translated copy of the decree is hereby enclosed for your information.

6. Your attention is called to the fact that the translated copy attached to the memorandum is a translation of a former draft of the decree previously received by this office. It does not contain therefore certain changes which appear in the decree attached to your memorandum of 27 November. These changes will be brought to the attention of the officers in Northern Italy when the decree is finally published in the Gazzetta Ufficiale.

copies to: Economic Section
Finance Sub-Commission
Legal Sub-Commission

LEG

CLO

CJO

Relation Section

CL RKS

DAVID G. SACHS
Deputy Director,
Labour Sub-Commission

93

890A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.
18 Dec 45.

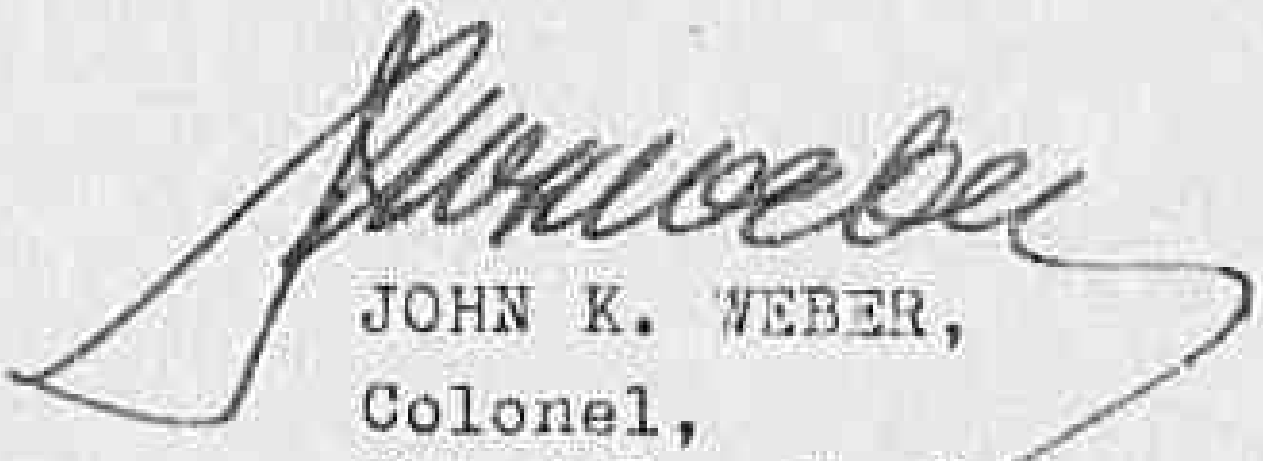
SUBJECT : Implementation of legislation
contained in G.U.No.143 of 29 Nov.1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is the usual endorsement implementing in AMG territory the above legislation.

2. Also enclosed is the memorandum containing the translation of headings of the decrees and an English translation of the endorsement for your information.

3. DLL No.721 of 5 October 1945 (Rules for the consignment of certain products of agriculture to the Reserve Centres) has been excluded from implementation on request of the Food and Agriculture Sub-Commission.


JOHN K. WEBER,
Colonel,
Chief Legal Advisor.

Incls.


ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che i decreti contenuti nella Gazzetta Ufficiale N. 143 del 29 novembre 1945 entrino in vigore ed abbiano piena forza ed effetto di legge nel territorio soggetto al Governo Militare Alleato a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

I benefici derivanti dal decreto legislativo luogotenenziale N. 722 del 21 novembre 1945 decorrono dal 1 Ottobre 1945 per quanto riguarda i salari, e dal 30 Settembre 1945 per quanto riguarda le pensioni.

E' escluso dalla presente ordinanza il sottoindicato decreto, il quale viene pubblicato nel detto territorio a solo titolo informativo.

In data 18 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale Capo
degli Affari Civili
del Governo Militare Alleato.

DECRETO LEGISLATIVO LUOGOTENENZIALE 5 ottobre 1945, N. 721.

Norme per il conferimento di alcuni prodotti agricoli.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the decrees contained in Gazzetta Ufficiale No. 143 of 29 November 1945 shall become operative and shall have full force and effect of law in the territory subject to Allied Military Government on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government shall first receive from the Allied Military Government a copy of the present issue of G.U.

The benefits deriving from Legislative Decree of the Lieutenant General No. 722 of 21 November 1945 shall begin for the payment of salaries on the 30th September 1945 and for the payment of pensions on the 1st October 1945.

The below listed decree is excluded from implementation in AMG territory and it is published in said territory for information only.

Dated : 18 th October 1945.

for information only

M. S. LUSH,
Brigadier,
in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

LEGISLATIVE DECREE OF THE LIEUTENANT GENERAL No. 721 of 5 October 1945.
Rules for the consignment of certain products of
agriculture to the Reserve Centres.

4010/4 ✓

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

889A

13006/F

17 December 1945

SUBJECT: ~~DL L~~ 722
TO : Legal Sub-Commission

1. Reference is made to our letter of 11 December 1945 requesting implementation of DLL 722 dated 21 November 1945 published in Gazette Ufficiale No. 143, 29 November 1945, in North Italy.

2. It is further requested that the payments of DLL 722 become effective on the dates stated in Art. 22 of this decree (1 October 1945 for salaries and 30 September 1945 for pensions), instead of the date on which the Official Gazette is handed to the Prefect.

ROY L. Simon
DEPUTY DIRECTOR
Finance Sub-Commission. *R. Col.*

FINANCE SUB-COMMISSION	
CLO	+
DCLO	+
Chief Counsel	+
CJO	+
Italian Section	+
CL RKS	+
17 DEC 1945	+

88

efo/10/4.0

888A

HEADQUARTERS ALLIED COMMISSION
APO 394
FOOD AND AGRICULTURE SUB-COMMISSION

Food and
Agr/1020

13 December 1945

SUBJECT: Non-Implementation of LLD Decree 721 of 5 October 45
published in Gazzetta Ufficiale 143 of 29 November 45
TC : Legal Sub-Commission

1. It is requested that the above decree be not implemented in AMG territory. In its present form this decree is impracticable of implementation, owing to lack of administrative machinery and records and the lack of provision for their organization by the decree itself.

2. Furthermore, future amassing commitments are based on past amassing performance, thereby favoring individuals who have, in the past, been successful in evading the amassing laws.

J. M. Merritt
JAMES M. MERRITT
Director

88

8.

887A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

AG/4010/4/L

ES/ns
20 December 1945

SUBJECT : Desquestration of Allied property in
Italy (Decree No. 36 of 1st Feb. 1945)

TO : Finance Sub Commission

1. Reference is made to your 13074/F of 18 December 1945 with enclosures.
2. As you are well aware the administration of the Allied Military Government in Italy will terminate on 31 December 1945.
3. On the termination of A.M.G. all Italian decrees including decree No. 36 previously excluded by an order of A.M.G. will come into effect automatically in the restored territory.
4. It would be entirely futile at this juncture to prepare and publish the revocation order requested in para 2 of your letter as such order could not become effective in A.M.G. territory before 31 December 1945.

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

4010/4
HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

886A

13074/F

18 December 1945

SUBJECT : Desequestration of Allied property in Italy.
(Decree No. 36 of 1 February 1945, published in
Gazzetta Ufficiale No. 25 of 27 February 1945.)

TO : Legal Sub-Commission
(Attn. Lt. Col. Hannaford)

1. This Sub-Commission has received an enquiry from AFHQ under the date of 14 December 1945 with respect to the general decree of desequestration and its applicability to AMG territory. Copy of such request is attached hereto.

2. Accordingly, this office requests that the order issued by the Civil Affairs Section, excluding from implementation in AMG territory the decree in question, be revoked. By the terms of the decree itself the decree will not be effective in Italian Government territory until a supplemental decree is published; therefore it is clear that, although implemented in AMG territory, the decree will maintain the same status of non-effectiveness until publication of the supplemental decree.

3. This Sub-Commission, however, desires the above Order of the Civil Affairs Section to be revoked in order to conform the legal position of the decree of desequestration in the North to that existing in the territory restored to the Italian Government, and in order to avoid unnecessary delay for clearance at this Headquarters once the supplemental decree is published.

4. To better elucidate the situation we are enclosing copies of our previous correspondence with AFHQ.

8.

5. We would appreciate receiving as soon as possible an indication as to what action has been taken.

R. A. Murphy
Co.

DIRECTOR
Finance Sub-Commission.

Encls. Refd to Finance.

Enclosures : Copy of letter from AFHQ, Ref. G-5:386.2 of 23 Nov. 1945
 " " " to AFHQ from Finance S/C ref. 13074/F of 29 Nov. 45
 " " " from AFHQ, Ref. G-5:386.2 of 4 Dec. 1945
 " " " to AFHQ from Finance S/C, Ref. 13074/F of 8 Dec. 45
 " " " from AFHQ, Ref. G-5:386.2 of 14 Dec. 1945
 " " " to AFHQ from Finance S/C, Ref. 13074/F of 18 Dec. 45

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Attorney General	
CL RRS	
19 DEC 1945	

File

885A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.

15th Dec 45.

SUBJECT : Implementation of legislation contained
in Ordinary Supplement to G.U.No.130
of 29 October 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please
is an endorsement implementing the DLL No.669 of 12
October 1945, contained in the above issue of G.U., in
AMG territory except the regions of Liguria, Piemonte,
Lombardia, Veneto and Venezia Tridentina.

2. Also enclosed for your information is the
memorandum containing the translation of the heading of
the decree and an English translation of the endorsement.

3. The order has been prepared on request of the
Economic Section.

John K. Weber
JOHN K. WEBER,
Colonel,
Chief Legal Advisor.

Incls.

J

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.O., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che il decreto legislativo Luogotenenziale 12 ottobre 1945, n. 669 (Disciplina delle locazioni degli immobili urbani), contenuto nel supplemento ordinario alla Gazzetta Ufficiale n. 130 del 29 ottobre 1945, entri in vigore ed abbia piena forza ed effetto di legge nei Comuni di Pantelleria (Provincia di Trapani), Lampedusa e Linosa (Provincia di Agrigento), Napoli (Provincia di Napoli), Livorno e Colle Salvetti (Provincia di Livorno), e Pisa (Provincia di Pisa), soggetti al Governo Militare Alleato, a partire dalla data in cui il Prefetto di ciascun Comune soggetto, totalmente o parzialmente, al Governo Militare Alleato, riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

Il summenzionato decreto è escluso dalla esecutorietà nelle Province della Liguria, del Piemonte, della Lombardia, del Veneto e della Venezia Tridentina.

In data 15 dicembre 1945.



M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E., M.C.,
in the name and on behalf of the Chief Civil Affairs Officer,
Allied Military Government, hereby order that the decree of the
Lieutenant General No. 669 of 12 October 1945 (Rules for
lease of urban real estate), contained in the Ordinary Supplement
to Gazzetta Ufficiale No. 130 of 29 October 1945, shall become
operative and shall have full force and effect of law in the
Communes of Pantelleria (Province of Trapani), Lampedusa e Linosa
(Province of Agrigento), Naples (Province of Naples), Livorno
and Colle Salvetti (Province of Livorno), and Pisa (Province of
Pisa), subject to Allied Military Government, on the date on
which the Prefect of each Commune was subject, in its entirety
or in part, to Allied Military Government, shall first receive
from the Allied Military Government a copy of the present issue
of Gazzetta Ufficiale.

The above-mentioned decree is excluded from implementation
in the Provinces of Liguria, Piemonte, Lombardia, Veneto and
Venezia Tridentina.

Dated : 15th December 1945.

for information only

M. S. LUSH,
Brigadier,
in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

4010/4

HEADQUARTERS ALLIED COMMISSION
ECONOMIC SECTION

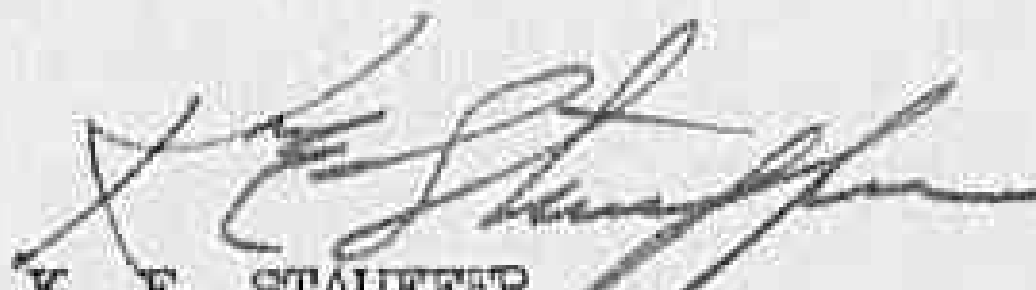
884A

1307 /ES

13 December 1945

SUBJECT: Implementation of Rent Decree in Southern AMG
Territory - D.L.L. No. 669

TO : Legal Sub-Commission

1. With reference to your letter AC/4010/4/L of 1 December
and Price Office letter of 8 November.2. It is the opinion of this office that the subject decree
should be implemented in all AMG territories except the regions of
Liguria, Lombardia, Piemonte and Venezia.3. Our letter of 8 November merely asked that the decree be
not implemented in the four northern regions named above. It was
assumed that the normal implementation procedure would apply in
other AMG areas.4. The attachments to your letter of 1 December are returned
herewith as you requested.

K. E. STAUFFER
Chief, Price Office

Attachments

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
74 DEC 1945	

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TRANSMISSION NO. 2-

BUILDINGS ASSOCIATION FOR THE PROVINCE OF NAPLES

NAPLES, 5 NOV 1945

DLI No. 669 of the Italian Government
Appendix No. 130 of 29 October 1945 to the Official Gazette

TO: BRIGADIER CAPR.
HEAD OF THE CIVIL AFFAIRS SECTION
A.C. - ROME

Appendix No. 130 of the Official Gazette of 29 October last has published the DLI concerning town buildings, which, after the rents were frozen for more than ten years, allows the owners of buildings, so seriously damaged by the war, to raise slightly the said rents.

The said DLI shall become effective beginning from the first days of this month throughout the territory under the Italian Government; therefore from the said date the owners of buildings residing in the said territory shall receive the increase in question.

However, with art 42 of the same DLI it has been decided that in the territories not yet restored to the Italian Administration, the ordinance dealing with rent increases shall become effective beginning from the first day of the month following the effective date of the law in the same territories.

In practice, if Your Excellency will issue an exequatur ordinance within this month, the owners who are in the territories still under the Allied Military Government, shall not be entitled to receive the monthly rise fixed for the other owners who are under Italian Administration.

We are of the opinion that the above is not proper ~~because~~, especially because the owners residing in the territories still under the Allied Administration, and in particular those of Naples, are in zones which were mostly damaged by the war.

Therefore, I wish to ask you, dear General, in the name of the owners of Naples, to see that the ordinance pursuing the said DLI be applied as soon as possible also in the territories still under Allied Administration and order that the said ordinance become effective on the same date ~~of~~ the territories restored to Italian Administration, that is on the last of November. ^{of 4}

Appendix No. 130 of the Official Gazette of 29 October last has published the D.L. concerning town buildings, which, after the rents were frozen for more than ten years, allows the owners of buildings, so seriously damaged by the war, to raise slightly the said rents.

The said D.L. shall become effective beginning from the first days of this month throughout the territory under the Italian Government; therefore from the said date the owners of buildings residing in the said territory shall receive the increase in question.

However, with art 42 of the same D.L. it has been decided that in the territories not yet restored to the Italian Administration, the ordinance dealing with rent increases shall become effective beginning from the first day of the month following the effective date of the law in the same territories.

In practice, if Your Excellency will issue an exequatur ordinance within this month, the owners who are in the territories still under the Allied Military Government, shall not be entitled to receive the monthly rise fixed for the other owners who are under Italian Administration.

We are of the opinion that the above is not properly done, especially because the owners residing in the territories still under the Allied Administration, and in particular those of Naples, are in zones which were mostly damaged by the war.

Therefore, I wish to ask you, dear General, in the name of the owners of Naples, to see that the ordinance pursuing the said D.L. be applied as soon as possible also in the territories still under Allied Administration and order that the said ordinance become effective on the same date of the territories restored to Italian Administration, that is on the 1st of November.

I take the opportunity, dear General, to send you my respectful regards.

THE PRESIDENT
/s/ AVV. EMILIO ROCCA

LEG. SUB-COMMISSION				
CLO				
DCLO				
Chief Counsel				
CJO				
Italian Section				
CLERKS				
16 NOV 1945				

ASSOCIAZIONE DELLA PROPRIETÀ EDILIZIA

PER LA PROVINCIA DI NAPOLI

NAPOLI - Via Medina, 5

N. 100 Protocollo

D.L.L.n669 del Governo italiano
Gazzetta Ufficiale Supplemento or-
dinario n.130 del 29 ott.1945

Napoli li 5 novembre 1945¹⁹⁴

III. MO SIG. BRIGADIERE GENERALE M. CARR.

C.B.E., M.C.

Capo degli Affari Civili del Governo
Militare Alleato

R O M A

11 7 10 8 11 9 11 6 11 3 11 2 11 5 11

Il supplemento n.130 della Gazzetta Ufficiale del 29 ottobre u.s. ha pubblicato il D.L.L. sulla disciplina degli immobili urbani, che finalmente, dopo oltre dieci anni di blocco dei canoni di affitti, concede alla proprietà edilizia, così duramente provata durante la guerra, di aumentare lievemente i canoni stessi.

Questo D.L.L. in tutto il territorio restituito al Governo Italiano ha vigore dal 1 di questo mese, dal quale giorno i proprietari che si trovano in detto territorio potranno usufruire dell'aumento.

Invece per i territori non ancora restituiti all'Amministrazione italiana è stabilito, con l'art.42 del D.L.L. medesimo, che gli aumenti decorreranno dal primo del mese successivo a quello in cui la legge entrerà in vigore nei territori stessi.

Praticamente, se V.S. Ill.ma emanerà la ordinanza d'Essequatur entro questo mese, i proprietari che si trovano nei territori ancora soggetti al Governo militare Alleato perderanno un mese di aumenti in confronto degli altri che sono sotto l'Amministrazione italiana.

Ciò non sembra giusto, soprattutto perchè i p r i m i proprietari e specialmente quelli di Napoli, si trovano in zone maggiormente danneggiate dalla guerra.

Affinchè questa disparità di trattamento non avvenga, io mi permetto, signor Generale, di pregare V.S. Illma, in nome dei proprietari di Napoli sia perchè solleciti la ordinanza di applicazione del D.L.L. predetto ai territori soggetti ancora agli Alleati sia perchè soprattutto nella ordinanza stessa voglia disporre che anche per questi territori il D.L.L. avrà effetto dal giorno medesimo in cui lo ha avuto per quelli restituiti all'Amministrazione italiana e cioè dal 1 novembre. uer.

Colgo l'occasione, signor Generale, per porgerLe i miei più deferenti ossequi

IL PRESIDENTE
(Avv. Emilio Rocca)

5696

ASSOCIAZIONE DELLA PROPRIETA' EDILIZIA

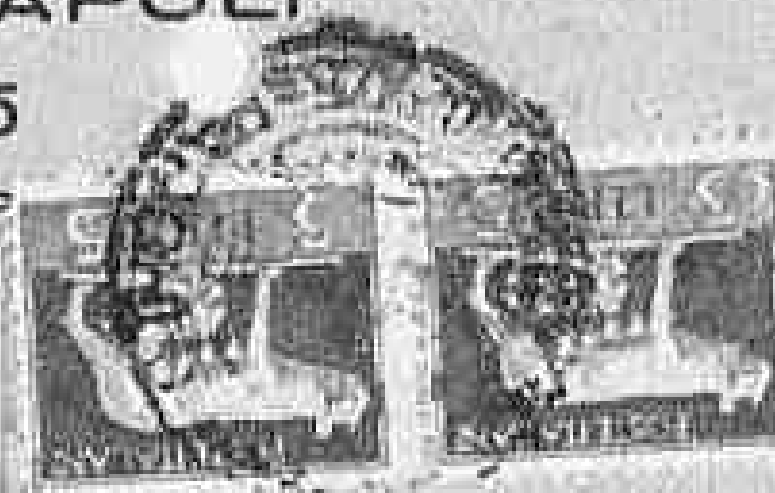
PER LA PROVINCIA DI NAPOLI

Sede di NAPOLI - Via Medina, 5

Espresso

R

NAPOLI
(Corr. Pacelli)
155



ILL.MO SIG. BRIGADIERE GENERALE M. CARR.

C.B.E. M.C.

Capo degli Affari civili del Governo Militare
Alleato



CA 700
ROMA

78

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/es
17 December 1945

AC/4010/4/L.

SUBJECT : Implementation of D.L.L. 22 of 18 January 1945.

TO : Regional Commissioner (Attn: Regional Legal Officer)
LIGURIA Region.

1. Reference your Lig/Leg/08 of 10 December 1945.
2. Order implementing the decree in question in Northern Provinces will be published in the next issue of the Gazzetta Ufficiale.

By Command of Rear Admiral STONE

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

882A

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

AF/rm.
17 December 1945.

SUBJECT : Gazzetta Ufficiale.

TO : Civil Affairs Branch,
CHQ. MEF.

1. Further to this Sub-Commission's letter AC/4010/4/L of 11 Dec. 45 herewith enclosed 10 copies of ordinary supplement to G.U. No. 104 (containing decrees from 490 to 493) as requested.

By command of Rear Admiral STONE:

Incls.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

881A

File

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/A/L.

/pa.
13 Dec 45.

SUBJECT : Implementation of legislation contained
in Gazzetta Ufficiale No.141 of 24 Nov.45.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is
the usual endorsement implementing the above legislation
in AMG territory.

2. Also enclosed for your information is the memo-
randum containing the translation of headings of decrees
and the issue No.141 of G.U. and an English translation
of the endorsement.

John K. Weber

JOHN K. WEBER,
Colonel,
Chief Legal Advisor.

Incls.

[Signature]

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B.,
C.B.E., M.C., in nome e per conto dell'Ufficiale Capo
degli Affari Civili del Governo Militare Alleato, con
la presente ordino che i decreti contenuti nella Gazzetta
Ufficiale n. 141 del 24 novembre 1945 entrino in vigore
ed abbiano piena forza ed effetto di legge nel territorio
soggetto al Governo Militare Alleato a partire dalla data
in cui il Prefetto di ciascuna Provincia soggetta, total-
mente o parzialmente, al Governo Militare Alleato riceve-
rà dal Governo Militare Alleato una copia del presente
numero della Gazzetta Ufficiale.

In data 13 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

TRANSLATION

I, MAURICE STANLEY LUSH, C.B., C.B.E., M.C.,
Brigadier, in the name and on behalf of the Chief
Civil Affairs Officer, Allied Military Government,
hereby order that the decrees contained in Gazzetta
Ufficiale No. 141 of 24 November 1945 shall become
operative and shall have full force and effect of law
in the territory subject to Allied Military Govern-
ment on the date on which the Prefect of each Province
subject, in its entirety or in part, to Allied Military
Government shall first receive from the Allied
Military Government a copy of the present issue of
Gazzetta Ufficiale.

Dated : 13 Dec. 1945.

For information only

M. S. LUSH,
Brigadier,

73

in the name and on behalf of
the Chief Civil Affairs Officer,
Allied Military Government.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B.,
C.B.E., M.C., in nome e per conto dell'Ufficiale Capo
degli Affari Civili del Governo Militare Alleato, con
la presente ordino che i decreti contenuti nella Gazzetta
Ufficiale n. 141 del 24 novembre 1945 entrino in vigore
ed abbiano piena forza ed effetto di legge nel territorio
soggetto al Governo Militare Alleato a partire dalla data
in cui il Prefetto di ciascuna Provincia soggetta, total-
mente o parzialmente, al Governo Militare Alleato riceve-
rà dal Governo Militare Alleato una copia del presente
numero della Gazzetta Ufficiale.

In data 13 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

880A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4010/4/L.

13 Dec 45.

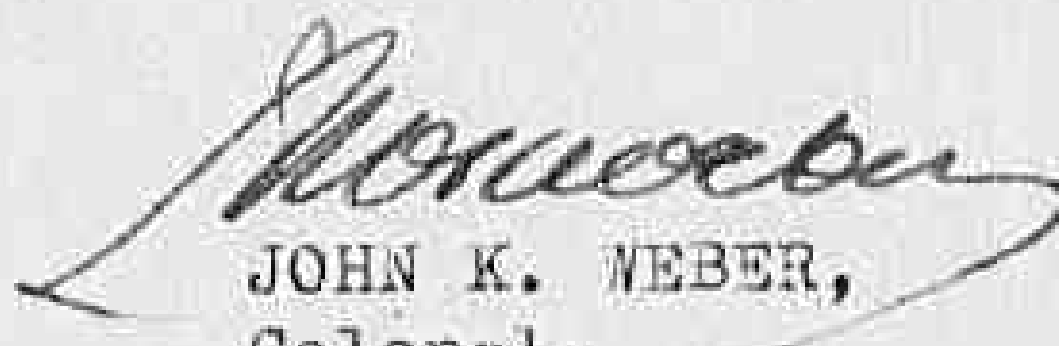
SUBJECT : Implementation of legislation contained
in Gazzetta Ufficiale No.142 of 27
November 1945.

TO : Executive Commissioner .

1. Enclosed herewith for your signature please,
is the usual endorsement implementing in AMG territory
the above legislation.

2. Also enclosed for your information is the memo-
randum containing the translation of the heading of decrees
and the issue No.142 of G.U. and an English translation of
the endorsement.

3. Two Circulars of the Ministry of Industry and
Commerce have been excluded from implementation on request
of the Economic Section.


JOHN K. WEBER,
Colonel,
Chief Legal Advisor.

Incls.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B. C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the decrees contained in Gazzetta Ufficiale No. 142 of 27 November 1945, with the exception of the Circular of the Ministry of Industry and Commerce n. 29 concerning the price of tyres and the Circular of the Ministry of Industry and Commerce n. 31 concerning the price of perphosphate, shall become operative and shall have full force and effect of law in the territory subject to Allied Military Government on the date on which the Prefect of each Province subject, in its entirety or in part, to the Allied Military Government shall first receive from the Allied Military Government a copy of the present issue of Gazzetta Ufficiale.

Dated : 13 December 1945.

M.S. LUSH,
Brigadier,

in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government .

for information only

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che i decreti contenuti nella Gazzetta Ufficiale n. 142 del 27 novembre 1945, ad eccezione della circolare del Ministero dell'Industria e del Commercio n. 29 (Riassunto del provvedimento prezzi n. 29 del 3 novembre 1945, riguardante i prezzi dei pneumatici per biciclette e per furgoncini) e della circolare del Ministero dell'Industria e del Commercio n. 31 (Riassunto del provvedimento prezzi n. 31 del 7 novembre 1945, riguardante il prezzo della pirite e il prezzo del perfosfato), entrino in vigore ed abbiano piena forza ed effetto di legge nel territorio soggetto al Governo Militare Alleato a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 13 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LIGURIA REGION
AFO 394

Ig/Leg/08

GCR/pm
10 Dec. 45

SUBJECT : Implementation of D.L.I.22 of 18 Jan. 45
to Liguria

TO : Headquarters Allied Commission
(Attn: Chief Legal Officer)

1. I enclose a copy of a letter received from the First President of the Corte d'Appello requesting that the above decree may be implemented in this Region.

2. This Decree is among those listed in the Schedule to Order I published in G.U. No 51 of 28.4.45 which under your AG/4010/9/L of 30 April require express authority prior to implementation ⁴⁸⁸ of Provincial Commissioners.

3. The matter is of ~~some~~ urgency as there is a real possibility of supplies for the Courts being cut off if further funds are not raised.

4. In spite of the wording of the attached letter I understand that authority to implement this Decree is required for the Provinces Savona, Imperia, and La Spezia as well as for Genoa. ⁶⁶

For the Regional Commissioner

to Liguria

TO : Headquarters Allied Commission
(Attn: Chief Legal Officer)

1. I enclose a copy of a letter received from the First President of the Corte d'Appello requesting that the above decree may be implemented in this Region.

2. This Decree is among those listed in the Schedule to Order I published in G.U. No 51 of 28.4.45 which under your AC/4010/9/L of 30 April require express authority prior to implementation of Provincial Commissioners.

3. The matter is of ~~some~~ urgency as there is a real possibility of supplies for the Courts being cut off if further funds are not raised.

4. In spite of the wording of the attached letter I understand that authority to implement this Decree is required for the Provinces Savona, Imperia, and La Spezia as well as for Genoa.

For the Regional Commissioner

G.C. Rafferty

G.C. RAFFETY Lt.
R.A.
Regional Legal Officer.

LEGAL SUB-COMMISSION						
CLO						
DCLO						
Chief Counsel						
CJO						
Italian Section						
CL RKS						
1 DEC 1945						

CORTE D'APPELLO DI GENOVA

PRIMA PRESIDENZA

OGGETTO : D.L.L. 18.1.1945 N.22 concernente l'aumento dei proventi spettanti alle cancellerie e segreterie giudiziarie.

Genova, 7/12/1945
N. 1666

ALL'UFFICIO LEGALE REGIONALE
dell' A. M. G.

G e n o v a

Il Decreto Legge Iyogotenenziale 18 Gennaio 1945 n.22 (pubblicato nella Gazzetta Ufficiale n.22 del 20.2.1945) già in vigore da tempo nell'Italia centro-meridionale, non ha avuto ancora esecuzione in quella settentrionale, ostandovi le disposizioni dell'A.M.G. con le ordinanze n.1 e 2 (contenute nel supplemento alla Gazzetta Uff. n.51 del 28.4.1945) non essendo ancora stata emessa, per tale decreto, quella successiva ordinanza di esecutorietà del Commissario Provinciale espressamente richiamata nell'ordinanza n.1.

Poichè questi Uffici giudiziari debbono provvedere direttamente col ricavato dei proventi di ufficio, alle spese di cancelleria, stampati etc. occorrenti per il buon funzionamento del servizio, e poichè tutti gli uffici, stante il continuo incalzante aumento della carta e degli oggetti di cancelleria, sono oberati da forti debiti, e i fornitori hanno minacciato di sospendere le provviste ove non siano nel più breve tempo soddisfatti del loro credito (il che provocherebbe l'immediato arresto dei vari servizi), si rende necessario ed indispensabile l'immediata entrata in vigore del sopracitato decreto.

Si fa presente che tale aumento di diritti non grava assolutamente sul bilancio dello Stato, in quanto i diritti stessi sono a carico delle parti private.

Ciò pertanto si rivolge viva preghiera a cotesto Ufficio, perchè in virtù dell'Ordinanza n.1 voglia rendere esecutivo per questa Provincia, con cortese sollecitudine, il decreto in oggetto.

p. IL PROCURATORE GENERALE

IL PRIMO PRESIDENTE
G. Giudice

.....

878A

File

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.

15th Dec 45.

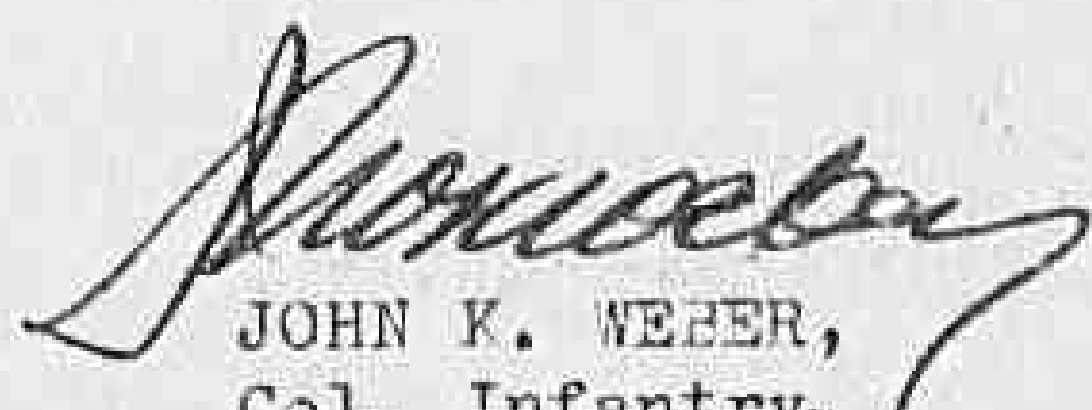
SUBJECT : Re-implementation of DM 30 May 45.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is an endorsement re-implementing in northern Regions of AMG the above decree concerning the increase of price of industrial salt.

2. Also enclosed is an English translation of the endorsement.

3. The re-implementation has been requested by the Economic Section.


JOHN K. WEBER,
Col. Infantry,
Chief Legal Advisor.

Incls.
AS.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

DATO che il decreto Ministeriale 30 maggio 1945 (Aumento del prezzo di vendita del sale per le industrie alle quali viene concesso in esenzione da imposta) è stato escluso dalla esecutorietà nelle Province soggette al Governo Militare Alleato situate al nord della linea che delimitava i confini settentrionali delle Province di Ravenna, Firenze, Pistoia, Lucca ed Apuania con ordinanza del Governo Militare Alleato pubblicata nella Gazzetta Ufficiale n.94 del 7 agosto 1945 ;

ORA, pertanto, in parziale deroga alla disposizione della suddenzionata ordinanza, Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che il sottoindicato decreto abbia piena forza ed effetto di legge nelle Province soggette al Governo Militare Alleato della Liguria, del Piemonte, della Lombardia, del Veneto e della Venezia Tridentina a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 15 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

DECRETO MINISTERIALE 30 maggio 1945.

Aumento del prezzo di vendita del sale per le industrie alle quali viene concesso in esenzione da imposta.

translation

WHEREAS the Ministerial Decree of 30 May 1945 (Increasing the price of industrial salt) has been excluded from implementation in those Provinces subject to AMG situated north of the line forming the northern boundaries of the Provinces of Ravenna, Firenze, Pistoia, Lucca and Apuania by order of the Allied Military Government published in Gazzetta Ufficiale No. 94 of 7 August 1945;

NOW, therefore, in partial derogation of the provisions contained in the order mentioned in the preceeding para, I, MAURICE STANLEY LUSH, Brigadier, C.B. C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the below listed decree shall become operative and shall have full force and effect of law in the Provinces subject to the Allied Military Government of Liguria, Piemonte, Lombardia, Veneto and Venezia Tridentina on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government shall first receive from the Allied Military Government a copy of the present issue of Gazzetta Ufficiale/

Dated : 15th December 1945.

For information only

M. S. LUSH,
Brigadier,

in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

MINISTERIAL DECREE OF 30 MAY 1945:

Increasing the price of salt sold to industries to which it is supplied exempt from taxes.

File

877A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

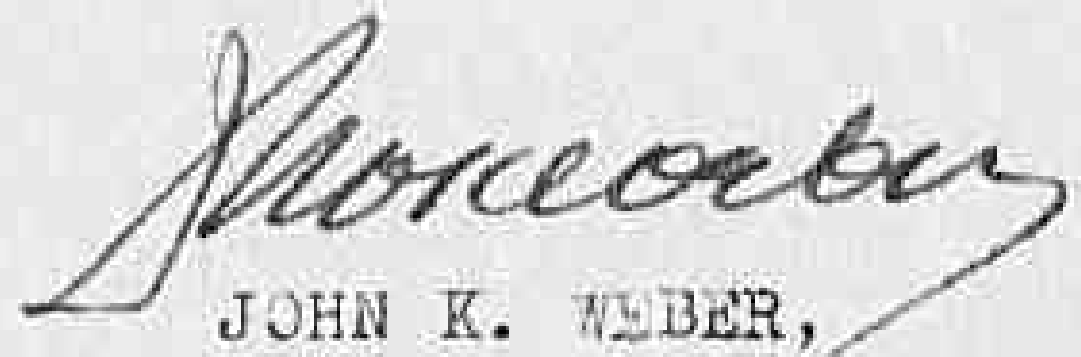
/pa.
14 Dec 45.

SUBJECT : Implementation of legislation contained in
Extraordinary Supplement to G.U.No.132 of
3 November 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is the usual endorsement implementing the decree of the President of the Council of Ministers of 18 October 1945, contained in the Extraordinary Supplement to Gazzetta Ufficiale No.132 of 3 November 1945.

2. Also enclosed for your information is the memorandum containing the translation of the heading of the decree and the issue itself and an English translation of the endorsement.


JOHN K. WEBER,
Colonel,
Chief Legal Advisor,

Incls.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B.,
C.B.E., M.C., in nome e per conto dell'Ufficiale Capo
degli Affari Civili del Governo Militare Alleato, con
la presente ordino che il decreto del Presidente del Con-
siglio dei Ministri del 18 ottobre 1945, contenuto nel
supplemento straordinario alla Gazzetta Ufficiale
n. 132 del 3 novembre 1945 entri in vigore ed abbia pie-
na forza ed effetto di legge nel territorio soggetto
al Governo Militare Alleato a partire dalla data in cui
il Prefetto di ciascuna Provincia soggetta, totalmen-
te o parzialmente, al Governo Militare Alleato riceverà
dal Governo Militare Alleato una copia del presente
numero della Gazzetta Ufficiale.

In data 14 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the Decree of the President of the Council of Ministers of 18 October 1945 contained in the *Extra* Ordinary Supplement to Gazzetta Ufficiale No. 132 of 3 November 1945 shall become operative and shall have full force and effect of law in the territory subject to Allied Military Government, on the date on which the Prefect of ~~the~~ each Province subject, in its entirety or in part, to Allied Military Government shall first receive from the Allied Military Government a copy of the Present issue of G.U.

Dated : 14th Dec 1945/

for information only

M.S. LUSH,
Brigadier,
in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

876A

File

HEADQUARTERS ALLIED COMMISSION
APC 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.
14 Dec 1945/

SUBJECT : Implementation of DEL No.22 of 18
January 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is an endorsement implementing in AMG northern territory the above decree previously excluded.

2. Also enclosed for your information is an English translation of the endorsement.



JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

Incls.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

DATO che il decreto legislativo Luogotenenziale 18 gennaio 1945, n.22 é stato escluso dalla esecutorietà nelle Province soggette al Governo Militare Alleato situate al nord della linea che delimitava i confini settentrionali delle Province di Ravenna, Firenze, Pistoia, Lucca ed Apuania con ordinanza del Governo Militare n.1 pubblicata nel supplemento ordinario alla Gazzetta Ufficiale n.51 del 28 aprile 1945;

ORA, pertanto, in parziale deroga alle disposizioni della summenzionata ordinanza, io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che il sottoindicato decreto entri in vigore ed abbia piena forza ed effetto di legge nelle Province soggette al Governo Militare Alleato della Liguria, del Piemonte, della Lombardia, del Veneto e della Venezia Tridentina a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 14 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

DECRETO LEGISLATIVO LUOGOTENENZIALE 18 gennaio 1945, n. 22.
Aumento dei proventi spettanti alle cancellerie e
segreterie giudiziarie.

TRANSLATION

WHEREAS the DLL No.22 of 18 January 1945 has been excluded from implementation in those Provinces subject to Allied Military Government situated north of the line forming the northern boundaries of the Provinces of Ravenna, Firenze, Pistoia, Lucca and Apuania by order of the Allied Military Government No.1 published in the Ordinary Supplement to Gazzetta Ufficiale No.51 of 28 April 1945;

NOW , THEREFORE, in partial derogation to the provisions set forth by the order mentioned in the preceding para, I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E, M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the below listed decree shall become operative and shall have full force and effect of law in the Provinces subject to Allied Military Government of the Liguria, Piemonte, Lombardia, Veneto and Venezia Tridentina on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government shall first receive from the Allied Military Government a copy of the present issue of Gazzetta Ufficiale.

Dated : 14th December 1945.

for information only

MA S. LUSH,
Brigadier,
in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

LEGISLATIVE DECREE OF THE LIEUTENANT GENERAL No.22 of 18 Jan 45.

Increase of returns for judicial chanceries and
secretarial offices.

4010/4 ✓

875A

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

13103/F

13 December 1945

SUBJECT: DLL No. 22 of ^{18 January}~~20 February~~ 1945.

TO : Legal Sub-Commission.

1. Reference your letter AC/4010/4/L of 11 Dec. 1945.
2. Economic conditions in Northern Italy have proved to be such that the reasons stated in our letter 13103/F of 14 April 1945 for which the subject decree was excluded from implementation in AMG territory are now overruled.
3. This Sub-Commission, therefore, has no objection to the decree being implemented in AMG territory.


Director, ^{Cpt.}
Finance Sub-Commission.

4010/4

874A

HEADQUARTERS ALLIED COMMISSION
ECONOMIC SECTION

11.12 /ES

7 December 1945

SUBJECT: Implementation of Industrial Salt Decree of 30 May 1945

TO : Legal Sub-Commission

1. It is requested that Ministerial Decree of 30 May 1945, published in Gazzetta Ufficiale No. 84 of 14 July 1945, increasing the price of industrial salt, be implemented in the northern AMG regions, that is, Liguria, Lombardia, Piemonte and Venezie Regions.

K. E. Stauffer
KENNETH E. STAUFFER
Chief, Price Office

cc:
Finance S/C
Industry & Utilities S/C
Milan Price Office

LEG. L. 10/11/45	
CLO	
DCLO	
Chief Comm.	<i>[initials]</i>
CLO	
CL. RKS	<i>[initials]</i>
7 DEC 1945	

4010/4 ✓

HEADQUARTERS ALLIED COMMISS
APO 394
FINANCE SUB-COMMISSION

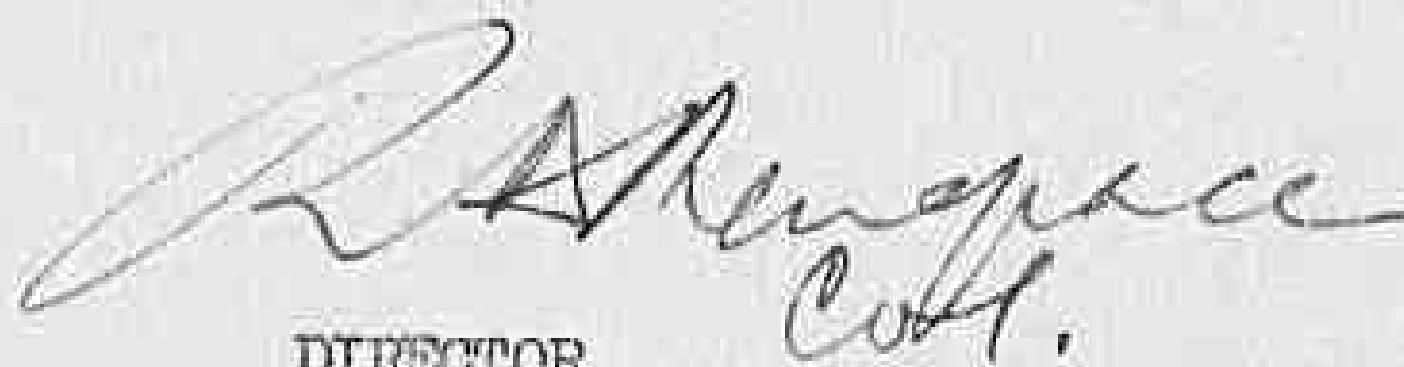
13103/F

13 December 1945

SUBJECT : Implementation of Ministerial Decree of 30 May 1945
of Official Gazette No. 84 of 14 July 1945.

TO : Legal Sub-Commission

865A

1. Reference is made to your letter AC/4010/4/L of
10 December 1945.2. Since the Price Office is of the opinion that the
subject decree should be implemented in AMG territory, this
Sub-Commission sees no objection to action being taken accordingly.DIRECTOR
Finance Sub-Commission.

Copy to : AVP Economic Section

LE	UB COMMISSION
CLO	
DELO	
Chief Counsel	
CIO	
Head	
OF RRS	
DATE	1945

56

File
~~12/11/45~~
HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

873A

11 December 1945

12/11/45/1

SUBJECT :- Gazzetta Ufficiale

TO :- Civil Affairs Branch, G.H.Q., M.E.F.

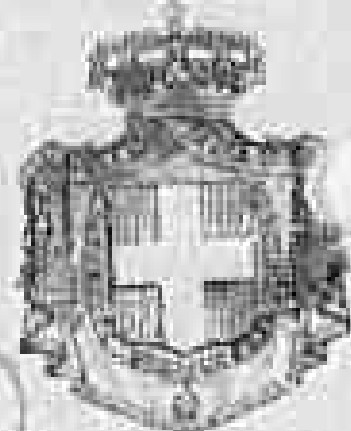
1. Reference your letter 12082/445/CA of 23 November 1945.
2. Herewith enclosed ten copies each of Gazzetta Ufficiale Nos. 120, 125, 126, 127, 129, 130, 131 and ordinary supplement to G.U. No 130.
3. G.U. Nos 104 and its supplement containing decrees from 490 to 493 have been requested from the "poligrafico dello Stato" and will be despatched to you as soon as ready.

FOR THE CHIEF COMMISSIONER :

MURRAY THOMAS,
Italian Branch,
for Chief Legal Advisor.

INCL.

55



File
4013/1
Roma 6 dicembre 1945
Ministero di Giustizia

DIREZIONE GENERALE DEGLI AFFARI CIVILI
E DELLE LIBERE PROFESSIONI

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale
ROMA

Ufficio IV

Prot. N. 2638/543 Bis

OGGETTO Richiesta di ordinanza di esecutorietà.

Gli uffici giudiziari delle provincie non ancora passate sotto l'amministrazione italiana lamentano che il costo dei registri, degli stampati, della carta e degli oggetti di cancelleria è salito a cifre tali, per cui i tribunali e le preture non possono più farvi fronte con le spese d'ufficio, che sono rimaste quelle degli esercizi finanziari precedenti.

Per assicurare la regolarità dei servizi questo Ministero ha già provveduto, con il decreto legislativo Luogotenenziale 18 gennaio 1945, n. 22, a raddoppiare i proventi di cancelleria, dai quali i tribunali e le preture traggono le somme necessarie per assicurare le spese d'ufficio, e tale decreto è ora in vigore in tutte le provincie amministrate dal Governo Italiano, mentre la sua esecutorietà nelle provincie settentrionali non è ancora avvenuta per l'esclusione stabilita con l'ordinanza n. 1, pubblicata nel supplemento della Gazzetta Ufficiale n. 51 del 28 aprile 1945.

E poichè non risulta che i Commissari delle dette provincie abbiano ancora emanato alcuna ulteriore ordinanza rispetto al detto decreto legislativo Luogotenenziale 18 gennaio 1945 n. 22, si prega vivamente cotesta Commissione di voler provvedere affinchè sia data piena forza ed effetto di legge al decreto stesso con cortese sollecitudine, prima che le condizioni degli uffici giudiziari abbiano assunto un tale stato di gravità, da rendere poi oltremodo difficile

la loro regolarizzazione.

PEL MINISTRO

[Handwritten signature]

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
DEC 1945	

871A

File
HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AG/4010/4/L.

12 Dec 45.

SUBJECT : Implementation of DLL No. 722 of 21
November 1945 in AMG territory.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is an endorsement implementing in advance the above decree in AMG territory. Also enclosed is an English translation of the endorsement for your information.

2. The order has been prepared on request of the Finance Sub-Commission.

John K. Weber
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

Incls.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that DLL No. 722 of 21 November 1945 (Economic provisions for State employees), contained in the Official Gazette No. 143 of 29 November 1945, shall become operative and shall have full force and effect of law in the territory subject to Allied Military Government, on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government, shall first receive from the Allied Military Government a copy of the Present issue of Gazzetta Ufficiale.

Dated : 12 December 1945.

For information only

M. S. LUSH,
Brigadier,
in the name and on behalf of
the Chief Civil Affairs Officer,
Allied Military Government.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

IO, Brigadiere Generale MATRICE STANLEY LUSH, C.D., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che il decreto legislativo luogotenenziale 21 novembre 1945, No. 722 (Provvedimenti economici a favore dei dipendenti statali), contenuto nella Gazzetta Ufficiale No. 143 del 29 novembre 1945, entri in vigore ed abbia piena forza ed effetto di legge nel territorio soggetto al Governo Militare Alleato a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 12 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

11 December 1945

13006/F

SUBJECT : D L L 722

TO : Legal Sub-Commission

1. It is requested that DLL 722 dated 21 November 1945 published in Gazzetta Ufficiale No. 143, 29 November 1945 be implemented in North Italy at the earliest possible. Labor Sub-Commission concurs in this request.

2. Please advise the undersigned and Labor Sub-Commission of action taken by you.

R. H. Menzies

DIRECTOR
Finance Sub-Commission.

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	
CL RKS	
12 DEC 1945	

5.1

File

869A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.
10 Dec 45.

SUBJECT : Re-implementation of DLL No.77 of
8 March 1945.

TO : Executive Commissioner .

1. Enclosed herewith for your signature please
is an endorsement re_implementing in AMG territory the
above decree previously excluded.

2. The order has been prepared on request of
the Local Government Sub-Commission.

3. Also enclosed is an English translation of
the order for your information.

John K. Weber

JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor,
Chief Civil Affairs Officer.

Incls.

[Signature]

ORDINANZA DEL GOVERNO MILITARE ALLEATO

DATO che il decreto legislativo Luogotenenziale n.77 dell'8 marzo 1945 contenuto nella Gazzetta Ufficiale n.37 del 27 marzo 1945 é stato escluso dalla esecutorietà nelle Province soggette al Governo Militare Alleato situate al nord della linea che delimitava i confini settentrionali delle Province di Ravenna, Firenze, Pistoia, Lucca ed Apuania con ordinanza del Governo Militare Alleato pubblicata nella Gazzetta Ufficiale n.45 del 14 aprile 1945 e con ordinanza No.2 del Governo Militare Alleato pubblicata nel Supplemento Ordinario alla Gazzetta Ufficiale n.51 del 28 aprile 1945 ;

ORA, pertanto, in parziale deroga alle disposizioni della summenzionata ordinanza, Io, Brigadiere Generale, MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che il sottoindicato decreto abbia piena forza ed effetto di legge nelle Province soggette al Governo Militare Alleato della Liguria, del Piemonte, della Lombardia, del Veneto e della Venezia Tridentina a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 10 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato .

DECRETO LEGISLATIVO LUOGOTENENZIALE 8 marzo 1945, n.77.

Istituzione dei Consigli e dei Comitati tributari.

TRANSLATION

WHEREAS the DLL No.77 of 8 March 1945 contained in G.U. No.37 of 27 March 1945 has been excluded from implementation in those Provinces subject to Allied Military Government situated north of the line forming the northern boundaries of the Provinces of Ravenna, Firenze, Pistoia, Lucca and Apuania by order of the Allied Military Government published in G.U.No.45 of 14 April 1945 and Order No.2 of the Allied Military Government published in Ordinary Supplement to G.U. N .51 of 28 April 1945;

NOW, therefore, in partial derogation of the provisions contained in the preceding para, 1, MAURICE STANLEY LUSH, C.B., C.B.E., M.C., Brigadier, in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government; hereby order that the below listed decree shall become operative and shall have full force and effect of law in the provinces subject to Allied Military Government of Liguria, Piemonte, Lombardia, Veneto and Venezia Tridentina on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government, shall first receive from the Allied Military Government a copy of the present issue of Gazzetta Ufficiale.

Dated: 10th December 1945.

for information only

M.S. LUSH,
Brigadier,
in the name and on behalf of
the Chief Civil Affairs Officer, Allied
Military Government.

LEGISLATIVE DECREE OF THE Lieutenant General No.77 of 8 March 1945.
Constituting Councils and Assessment Committee.

File

868A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

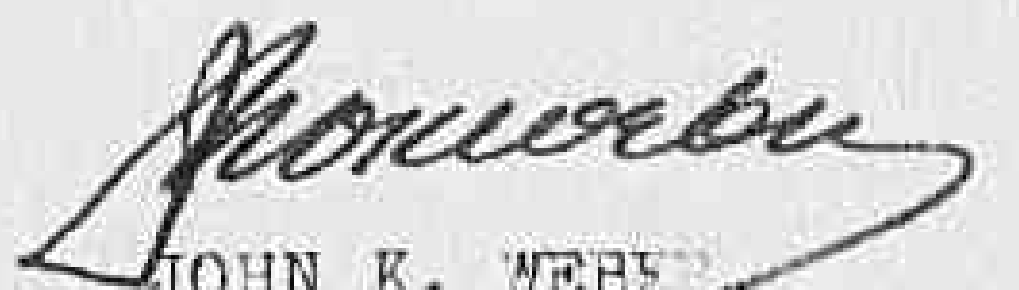
/pa.
10 Dec 45.

SUBJECT : Implementation of legislation contained
in G.U. NO. 140 of 22 November 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please is
the usual endorsement implementing in AMG territory the
legislation contained in the above issue of G.U.

2. Also enclosed for your information is the memo-
randum containing the translation of headings of decrees
and the issue No. 140 of GU. and an English translation of
the endorsement.


JOHN K. WEBER
Colonel, Infantry,
Chief Legal Advisor.

Incls:
[Handwritten initials]

TRANSLATION

I, MAURICE STANLEY LUSH, C.B., C.B.E., M.C.,
Brigadier, in the name and on behalf of the Chief
Civil Affairs Officer, Allied Military Government,
hereby order that the decrees contained in Gazzetta
Ufficiale No. *140* of *22 November* 1945 shall become
operative and shall have full force and effect of law
in the territory subject to Allied Military Govern-
ment on the date on which the Prefect of each Province
subject, in its entirety or in part, to Allied Military
Government shall first receive from the Allied
Military Government a copy of the present issue of
Gazzetta Ufficiale.

45

Dated : *10 December* 1945.

M. S. LUSH,
Brigadier,
in the name and on behalf of
the Chief Civil Affairs Officer,
Allied Military Government.

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH,
C.B., C.B.E., M.C., in nome e per conto dell'Ufficia-
le Capo degli Affari Civili del Governo Militare
Alleato, con la presente ordino che i decreti contenuti
nella Gazzetta Ufficiale n.140 del 22 novembre 1945
entrino in vigore ed abbiano piena forza ed effetto
di legge nel territorio soggetto al Governo Militare
Alleato a partire dalla data in cui il Prefetto di
ciascuna Provincia soggetta, totalmente o parzialmente,
al Governo Militare Alleato riceverà dal Governo Milita-
re Alleato una copia del presente numero della Gazzetta
Ufficiale.

In data 10 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

4010/4

867A

HEADQUARTERS ALLIED COMMISSION
APO 394
LOCAL GOVERNMENT SUB COMMISSION

AC/45/32/LG

Tel: 478706

SUBJECT: Election of Tax Councils and Committees -
DLL 8 March 1945 no.77 - in GU 27 March no.37.

7 December 1945

TO : Legal Sub Commission
Finance Sub Commission

1. Reference is made to

- attached*
847A
- (a) letter AC/45/A/LG of 9 April - Local Government S/C to Finance S/C
 - (b) " 13133/F of 4 December - Finance S/C to Legal S/C
 - (c) " AC/4010/4/L of 5 December - Legal S/C to Local Government S/C

2. This S/C is interested in the a/m DLL 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 DLL 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 DLL.

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 DLL 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/4010/4/L of 5 December are returned to that S/C herewith.

R. R. Temple
Major
Director
Local Government Sub Commission

CG/RY/mm
Encl as in (7) above

Chief
CJO

Italian Section

7895

4010/4

HEADQUARTERS ALLIED COMMISSION
APO 394
FINANCE SUB-COMMISSION

866A

13133/F

4 December 1945

SUBJECT : Legislative Decree of the Lieutenant of the Kingdom of 8 March 1945, No. 77 - Official Gazette No. 37 of 27 March 1945.

TO : Legal Sub-Commission

1. The decree in question, of which translation is attached, was excluded from implementation in AMG territory with Order No. 2 of 27 April 1945.

2. The Officer of this Sub-Commission who ordered it to be excluded has been released, and his reasons for doing so are unknown to us.

3. We can see no objection now to the decree being implemented in AMG territory if you are in agreement.

REL J. J. J.
ACTING DIRECTOR
Finance Sub-Commission. *RT. Col.*

Encl.

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
1st Lt. J. J. J.	
CLAS	
4 DEC 1945	

TRANSLATION

SUBJECT : Legislative Decree of the Lieutenant of the Kingdom
of 8 March 1945, No. 77 - Gazzetta Ufficiale No. 37
of 27 March 1945.

By virtue

Considering

At the suggestion of the Ministry of Finance, together with
the Ministry of Interior, of Justice and of ^{the} Treasury;

We have authorized and order the following:

ART. 1

The formation of Commissions and Committees for taxation
is authorized.

ART. 2

The procedure for the election of the members of said
Commissions and Committees will be similar to that of the adminis-
trative elections and will be set out with a subsequent legislative
measure to be issued on request of the Ministries of Finance and of
the Interior.

In any case the minority of the Commissions and Com-
mittees will have two, out of five, seats.

All those registered on the electoral administrative
lists have a right to take part in the election of the Commissions
and Committees for taxation.

ART. 3

All the electors registered on the lists, who can read
and write, can be candidates to the Commissions and Committees;
exception is made for these:

a. who are members of the Provincial Administration for
taxation, for direct taxation, (internal revenue?) and for indirect
taxation on businesses, either in active service or due to enter it.

b. who have been condemned for crime in violation of
financial laws.

c. who have not met the payment of local, state or other
taxes for six successive terms and will be excluded as long as such

(proof must be given)

payments are not settled.
Persons related and whose relationship is not more than thrice removed cannot be members of the same Commissions and Committees nor can persons who are provincial or communal counselors.

ART. 4

The members elected to the Commissions or Committees will fill their posts until the next general administrative election, and can be re-elected.

ART. 5

The Ministry of Finance will have authority to dissolve said Commissions or Committees if their powers should be misused and if, although warned, they should not operate successfully. In cases where the Commissions and Committees will be thus dissolved new members will be elected by the Communal Councils according to the second para of Art. 2. If the number of members of a Commission or Committee should decrease to an extent where their deliberations are no longer valid the Communal Council can elect new members to cover the posts of the missing ones according to the second para of Art. 2. The Commissions and Committees elected according to the proceeding paras will retain their positions until the next general elections.

Formation and extension of the Commissions for taxation

ART. 6

The Commissions for taxation are to be formed in each commune and will hold their offices in premises furnished by the communal administration. The said Commissions can, by decree of the Ministers of Finance and of the Interior together with the communal council, cover an area in which more communes are included. The area will have to have one or more electoral sections. In the latter case each commission will be elected by the persons on the list pertaining to it.

Powers and functions of the Commissions for taxation

ART. 7

Ten persons will be elected to each Commission, who will subsequently elect by majority votes a president and a vice-president.

Five members in turn will be called to the meeting of each Commission.

If the president is absent the vice - president will take over. The presence of at least three members is required for the validity of a meeting. An employee of the Commune, chosen by the Sindaco, will occupy the position of secretary.

ART. 8

The functions of the Commissions for taxation are as follows:

- a. they must bring and keep up to date the lists of persons subject to payment of direct taxes.
- b. they must furnish the Office for Taxation (Ufficio Imposte) with the data necessary to ascertain and estimate the material subject to taxation of each individual payer of direct taxes.
- c. upon request of the Office they must furnish reports on the general situation of each category of tax-payers;
- d. and officially inform the Committee, of the investigations suggested by the Office or approved in cases provided for in Art. 16.

ART. 9

In order to fulfil its functions the said Commissions have complete powers to investigate taxes conferred to them by the Offices, excepting access and inspection of the books and documents. In cases where the members of Commission believe such access and inspection necessary, it will ask the Offices to proceed to the same along the lines outlined by law. Everyone is free to furnish the Commissions with all the information they may have with respect to the fiscal situation of specified tax-payers.

ART. 10

The said Commissions will hold office in public unless there should be reasons for doing otherwise.

Tax-payers can request to state their positions in private.

If the members of the Commissions should disagree on the information to be transmitted to the Offices, they are authorised to request that the data furnished by them also be sent.

ART 11

Within the 30th of April the Offices must forward to each of said Commissions the list of tax-payers of each commune, those paying additional taxes, income taxes entering categories B and C (1), and ordinary taxes on capital.

According to the nature of taxes, tax payers will be listed in categories in which the name, the data, the amount reported and that subject to taxation, of each tax payer will be given.

Only the name and relevant data will be given of persons who have not submitted reports and are not subject to taxation.

ART. 12

In addition to the above, the office can request the ^{from} Commissions other data necessary to complete individual investigations concerning any direct tax and general information on the situation of the various categories of tax payers.

ART. 13

Cases which will be examined publically will have the list relative to them and date of meeting posted on the register of the court at least 7 days before the latter is held.

At the same time the tax-payers involved will be informed in writing of the notice posted.

ART. 14

The lists mentioned in Art 11 must be returned to the office within the 31st of July and will contain any of the information requested which the Commissions can furnish, with the additional names of the tax-payers which had not been listed.

ART. 15

The Offices, furnished with data from the said Commissions in addition to their own, will proceed to investigate the case.

If a situation should require it, the offices can proceed on the case without or despite the information furnished by the Commissions.

ART. 16

The offices will furnish the Commissions with copies of the notices and decisions within ten days from the time the tax-payers have been furnished with the same.

Within 90 days of the receipt of the above communications, the Commissions can inform the Committees for taxation of the results of the investigations proposed by the Offices whether accepted or not by the tax-payers, giving supporting evidence and suggesting the amendments to be made.

The Commissions are authorized to proceed as above in cases when they disagree on the facts or have come to possess additional information after the lists have been returned.

The Departmental Inspector of Direct Taxation must be informed of the Commissions' moves.

Ambit and formation of the Committees for taxation.

ART. 17

is elected

Each of said Committees^{is elected} for one District Office for Direct Taxation by the electors of the communes in the district.

The Minister of Finance can order the formation of various sections of these Committees in he considers it advisable to do so.

The Minister of Finance can order by decree that the sections exercise their authority either in more than one Commune of the district or in more than one area of a commune, as per para 2 of Art 6.

ART. 18

Each Committee or (as per para 2 of the preceding para) each Section consists of ten members.

A Committee for taxation is presided by a magistrate chosen by the president of the court. The magistrate can be of any station and not necessarily on active duty. The appointment can be filled also by honerary court members or council judges.

If the area covered by the District Office is under the jurisdiction of more than one court, the president of the Court of Appeal will chose one of the presidents of the courts^{most eligible} with the task of appointing a chairman to the Committee for taxation.

In the same way, an adequate number of vice chairmen will be appointed if there are various sections to a Committee.

Four members in turn, together with the chairman and vice-chairman, are to be present to each meeting.

The chair~~of~~ of the vice-chairmen and members of the Sections is left to the chairmen of the Committees.

~~Functions and powers of the Committees for taxation.~~

ART. 19

The said Committees replace the District Tax Commissions which have been dissolved.

Disputes concerning the transfer of property, taxes on buildings and ordinary taxes on capital, are settled by the said Committees by authority of the chair and vice-chair two of its members and two experts on questions of leases and of estimates of estates and concerns, selected in turn from the list made out by the Intendete di Finanza with a procedure established by the chairmen.

ART. 20

The tax-payer must be notified at least ten days in advance of the time in which the examination of the case will take place.

At the same time public notice of the same must be given at the offices of the Commissions and Sections.

The tax-payer, or his representative, has a right to take part in the meeting to state his reasons in the case.

A representative appointed by the Departmental Inspector of Direct taxation (according to the second para of Art. 16) will preside the administration.

The second and third paras of art 10 are applicable to the proceedings of the Committee.

The said Committees can postpone the enactment of measures taken by the offices pending ~~first~~ further information when disputed cases are

referred to them for settlement.

The Committees and, in some cases, the Provincial Commissions for taxation can decide to make further investigations even if no claims are made and no disagreements exist, consistently with the proceedings and methods stated in previous laws regarding investigations made prior to the issuance of the present decree with its Committees for taxation and checking of accounts.

ART. 22

The decision of the Committees are made when the public, the tax-payer and the representative of the Administration have withdrawn, by the chairmen and vice-chairmen, and at least two members, majority votes.

At least one of the checking members and one of the experts must be present according to the second para of Art 19.

The decisions must be signed by the chairmen and vice-chairmen present and by the secretaries, and must be submitted to the secretaries' offices of the Committees. The secretaries will mark in chalk the date in which the decisions are submitted, subsequently the decisions published and notified to the Offices, through which the tax-payers are notified.

ART. 23

The proceedings and functions of the Committees are the same as those of the District Commissions for taxation except ~~Commission~~ when it is specifically ordered otherwise.

The existing regulations regarding the formation, proceedings, powers, and functions of the Provincial Commissions and the Head Commissions for taxation, remain unchanged. However, the measures contained in paras second and third of Art 20 are applicable to Provincial Commissions.

Ascertainments on direct taxation concerning persons subject to taxation based on balances remain unchanged.

The Commissions, however, have a right to gather all the information necessary for the investigations concerning these tax-payers.

The accounts stating the economic conditions controlling the balances of said tax-payers are habitually checked prior to the Offices' investigations. With a subsequent decree an appropriate group of persons is to be attached to the Provincial Administration and charged with the task of checking the accounts mentioned in the proceeding para or the accounts of these tax-payers who are ordered by law to keep registers and books.

The regulations contained in Art 19 and the following ones are applicable to disputed cases concerning tax-payers subject to taxes on balances. 36

Sole statement

ART. 25

The sources of capital and income of each person and other data relevant to the application of direct taxation must all be included in one statement and submitted with the proceedings to be outlined in a subsequent decree.

Reports on the fiscal positions of productive incomes of cate-

gories B and c (1).

ART. 26

The activities of physical persons and of non-share companies in limited partnership and with limited guarantee ~~in whatever~~ with productive incomes coming under categories B and C(1), must be reported to the District Office for Direct Taxation which controls the area in which the parties concerned are living or located.

The reports must contain the names and data concerning the interested parties, the location where their activities take place, and the nature of their activities.

The reports must be submitted in duplicate and registered by the offices in an appropriate register in chronological order. One copy must be returned to the interested parties carrying in chalk the date in which the report was submitted and its number on the said register.

If the nature or the location of the activities should change, the changes must be reported to the District offices which will register them and make note of them or the copies belonging to the interested parties.

ART. 27

In cases where activities require licenses in order to be exercised according to legislations in force, the reports, as out-lined in Art 26, are to be endorsed by the licenses which will be registered and returned to the ~~interested~~ interested parties with the indications mentioned in the same article.

ART. 28

Enterprises existing prior to the date of enactment of the present decree must be reported within implementation, *two months of such implementation*

ART. 29

Those who take part in the activities covered by Art 26 and do not report on them, are subject to a fine going from a minimum of a thousand lire to a maximum of ten thousand.

Measures on procedure

ART. 30

The measures for the enactment of this decree together with the date on which the Commission and Committees will start operations, and the District Commissions for taxation will close, will be given with a subsequent decree.

The Ministry of Finance can order a different procedure from that contained in paras 13 and 14 for the implementation of this decree.

The clauses of art 26 and 29 will be effective on the date of publication of this decree.

ART. 31

The Ministry of Finance, together with the Liberation Committees and the syndacal organizations, can proceed to the formation of the said Commissions for taxation, pending a time when the administrative elections will take place.

ART. 32

The members of the said Commissions and Committees are pledged to secrecy under Art 326 of the Penal Code and are subject to the punishment therein contained.

Observance of the present decree is ordered to whomsoever it may concern.

Rome, the 8th of March 1945

Humbert of Savoy	
Bonomi	Presenti
Supini	Coleri

GV/mc.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/nda

AC/4010/1/L.

10 December 1945.

SUBJECT : Implementation of Ministerial Decree
of 30 May 1945.

TO : Economic Section.

1. Price office has requested that Ministerial Decree of 30 May 1945, published in Gazzetta Ufficiale No. 84 of 14 July 1945 be re-implemented in the Northern Provinces.

2. Would you be kind enough to advise this Sub-Commission whether you have any objection.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

6/18.3/CA

13 Dec 45

SUBJECT : Prefectural Decree - Bolzano

TO : HQ Venetia Region - (Copy to HQ Bolzano)

- 1 The Prefectural Decree of the use of German in Bolzano seems to go beyond the prefects or even AMG powers. Under the Hague convention and all international precedents an occupying power is not entitled to alter the fundamental institutions of the occupied state and use of the native language is one of those fundamental institutions.
- 2 So far as the Prefect is concerned there are several matters which appear to deal with legislative sphere preserved to the central government. (e.g. the State Administration Arts 3, 4, 6, and 8. Education Art 9).
- 3 However desirable the legislation on these subject may be, the local Authority has no power to deal with them.
- 4 You will therefore caution the Prefect against taking any action under the Decree on matters which are beyond the powers. The Italian Govt is proposing legislation on this subject and a copy of their proposals is enclosed.

BY COMMAND OF THE CHIEF COMMISSIONER:

S. H. WHITE Lt Col,
A/VP CA Section.

Copy to: Legal S/C
Local Govt S/C

DOLO
Chief S/C
CJO
Italian Liaison
CL RKS
13 DEC 1945

G O P YTRANSLATION

We, Humbert of Savoy,
Prince of Piedmont,
Lieutenant General of the Realm

By virtue of the authority delegated to us;
In view of Article 4 of the Decree Law of the Lieutenant of the Realm No 151 of June 25th 1944;
In view of the Decree Law of the Lieutenant of the Realm No 58 of February 1st, 1945;
In view of the Deliberation of the Council of Ministers;
On the proposal of the President of the Council of Ministers;
the Minister of the Interior, in concert with the Minister of Justice;

Have sanctioned and do hereby promulgate the following:

ART 1

The use of the German language is permitted in Bolzano province in relations with the political, administrative and judicial authorities.

In the communes of the aforesaid province, public acts may be drawn up in German, excepting the sentences of the judicial authority and the decisions of the administrative jurisdictions.

The registers of the Public Record Office must be kept in Italian with translations in German.

ART 2

Rules for the implementation of the present decree shall be issued, as necessary, by decree of the Lieutenant of the Realm, on the proposal of the Minister of the Interior and the Minister of Justice, according to their respective competences, and after consulting the Council of Ministers.

ART 3

The present decree comes into force three months after the transfer of Bolzano province to Italian administration.

We therefore order that the present decree, bearing the seal of State, shall be included in the official collection of laws and decrees of the Kingdom of Italy, charging whomever it may concern to observe it and to enforce its observance as a law of the State.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/mda

MC/4010/4/L.

13 December 1945.

SUBJECT : Implementation of D.L.I. 722
of 21 November 1945.

TO : Finance Sub-Commission.

1. Reference your 13006/F of 11 December 1945.
2. An order has been prepared for signature by the Executive Commissioner for the advanced implementation of the decree in question.
3. A copy of the Gazette containing the implementation order will be transmitted to you as soon as published.

By command of Rear Admiral SPOLB.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

Copy to Labour Sub-Commission.

311

862A

HEADQUARTERS ALLIED COMMISSION
APO 304
LEGAL SUB-COMMISSION

file
12/4010/4/L

11 December 1945

SUBJECT :- Gazzetta Ufficiale

TO :- Civil Affairs Branch, G.H.Q., M.E.F.

1. Reference your letter 12082/445/CA of 23 November 1945.
2. Herewith enclosed ten copies each of Gazzetta Ufficiale Nos. 120, 125, 126, 127, 129, 130, 131 and ordinary supplement to G.U. No 130.
3. G.U. Nos 104 and its supplement containing decrees from 490 to 493 have been requested from the "poligrafico dello Stato" and will be despatched to you as soon as ready.

FOR THE CHIEF COMMISSIONER :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

INCL.

24

861A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/mda

11 December 1945

AC/4019/4/1.

SUBJECT : D.L.L. No. 22 of 20 February 1945.

TO : Finance Sub-Commission.

1. Herewith enclosed copy of letter received here from Ministry of Pardon and Justice requesting the implementation of the decree in question which was excluded on request of your Sub-Commission. Letter 13103/P of 14 April 1945 refers.

2. Would you be kind enough to advise this Sub-Commission whether you have any objection to its re-implementation.

HUGHAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

860A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/143a

AO/1010/4/L.

11 Dicembre 1945.

OGGETTO : Gazzetta Ufficiale.

ALLA : Libreria dello Stato. (Ufficio Fascettario-
Sig. MATTEUCCI) P.zza Verdi - ROMA.

Si prega voler inviare a questa Sottocommissione 10 copie della Gazzetta Ufficiale No. 104 (anno 1945) e 10 copie del supplemento ordinario alla Gazzetta Ufficiale No. 104, contenente i decreti del No. 490 al 493.

MICHAEL THOMAS,
Italian Branch,
for Chief Legal Advisor.

4010/4

859A

No.12082/445/CA.

CIVIL AFFAIRS BRANCH
G.H.Q., M.E.F.

Tel. M.E. "George" Ext.29
23rd November, 1945.

H.Q., Allied Commission,
Legal Sub Commission,
A.P.O. 394

Gazzetta Ufficiale.

I am directed to refer to your AC/4010/4/L of the 20th September, 1945 and to say that from a very recent checking of the numbers of the Gazzetta Ufficiale, in this office, it appears that Nos.104 (with one possible supplement containing the Lieutenants's decrees 490-493), Nos. 120, 125, 126, 127, 129, 130 and 131 have not been received here.

I am to enquire whether it is possible for you to supply this H.Q. with 10 copies of each of the missing numbers complete with the summaries in English and any subsequent supplements to them.

LEGAL SUB-COMMISSION

CLO

DCLO

Chief Counsel

CJO

JGF/AA.

Italian Section

CL RKS

10 DEC 1945

Anthony Hieatt

(A.R. HIEATT)

Major,

for CHIEF SECRETARY.

858A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

SS/ada

11 December 1945

10/10/10/10.

SUBJECT : Italian Army Officers - Policy.
TO : The Minister of Pardon and Justice.

1. The Land Forces Sub-Commission of this Commission has approached this Sub-Commission on the following matter.

2. The question of compulsory retirement of senior officers of the Italian Army has been under discussion by the Land Forces Sub-Commission and the Ministry of War for some months.

3. To put compulsory retirement into effect the Ministry of War drew up a Decree to cover (a) transfer to reserve on request (b) transfer to reserve through official action. This first decree was drawn up in July but not submitted to the Council of Ministers. In September a second decree was drawn up. This decree, is considered by the Ministry of War to be final and to answer the purpose in full.

4. The Minister for War now states that he is unable to submit this Decree to the Council of Ministers because of objections raised to articles 5 and 6 by the Ministers for Grace and Justice, Education and Treasury.

5. The Land Forces Sub-Commission requests that this matter be brought before you with a view to an early enactment of the decree.

6. Your advice will be appreciated.

G.C. HANNAFORD,
LtCol.,
Deputy Chief Legal Advisor.

40151
~~11/24/45~~
 Subject: Italian Army Officers - Policy.

857A
new unit
New Ministry
 Land Forces Sub-Comm A.C.,
 (M.M.I.A.) R C M B *dd #*

A 030

23 Nov '45.

To : Finance Sub-Commission,
 Education Sub-Commission,
 Legal Sub-Commission.

1. The question of compulsory retirement of senior officers of the Italian Army has been under discussion by the Land Forces Sub-Commission and the Ministry of War for some months.

2. To put compulsory retirement into effect the Ministry of War drew up a decree to cover (a) transfer to reserve on request (b) transfer to reserve through official action. This first decree was drawn up in July but not submitted to the Council of Ministers. In September a second decree was drawn up. This decree, copy attached, is considered by the Ministry of War to be final and to answer the purpose in full.

3. The Minister for War now states that he is unable to submit this Decree to the Council of Ministers because of objections raised to articles 5 and 6 by the Ministers for Grace and Justice, Education and Treasury. He asks that pressure may be brought to bear on the President of the Council of Ministers in order that the Decree may be submitted for approval at the earliest possible moment without undergoing any changes.

1. The question of compulsory retirement of senior officers of the Italian Army has been under discussion by the Land Forces Sub-Commission and the Ministry of War for some months.

2. To put compulsory retirement into effect the Ministry of War drew up a Decree to cover (a) transfer to reserve on request (b) transfer to reserve through official action. This first decree was drawn up in July but not submitted to the Council of Ministers. In September a second decree was drawn up. This decree, copy attached, is considered by the Ministry of War to be final and to answer the purpose in full.

3. The Minister for War now states that he is unable to submit this Decree to the Council of Ministers because of objections raised to articles 5 and 6 by the Ministers for Grace and Justice, Education and Treasury. He asks that pressure may be brought to bear on the President of the Council of Ministers in order that the Decree may be submitted for approval at the earliest possible moment without undergoing any changes.

4. The GOC, Land Forces Sub-Commission is proposing to take the matter up with the Chief Commissioner, A.C., but before doing so, feels that the G.O.'s advisers would like this opportunity of examining the question in order to be able to advise their chief.

REG - SUBCOMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
26 NOV 1945	

Att. Ministero d. M.

A.A.C.,

U.M.I.A.

AHG/sec.

COPY TRANSLATION

Humbert of Savoy
 Prince of Piedmont
 Lieut. General of the Realm.

By virtue of the power delegated to us :

Before us Law No.369 of May 9, 1940 on the status of officers of the Royal Italian Army; and subsequent amendments.

Before us Law No.370 of May 9, 1940 on the promotion of officers of the Royal Italian Army and subsequent amendments.

Before us Law Decree of the Lieutenant General, No.151 of June 25, 1944.

Before us Legislative Decree of the Lieutenant General, No. 58 of February 1, 1945.

In view of the deliberation of the Council of Ministers; Upon recommendation of the Minister for War, in agreement with the Ministers of the Treasury, of Grace and Justice and of Education, we have sanctioned and promulgated the following :-

Art. 1.

Pending enactment of legislation concerning the reorganisation of war establishments of officers of the Regular Army, the Minister for War is empowered to transfer to the reserve General officers, colonels, lieutenants, colonels and majors of the Regular Army, by Decree of the Lieutenant General of the Realm, in accordance with the rules laid down in the articles hereunder, and to the extent to be indicated for each rank or roster in other decrees of the Lieutenant General of the Realm.

Art. 2

The transfer to the reserve may be ordered by Army authorities or may be effected at the request of the parties concerned.

25, 1944.

Before us Legislative Decree of the Lieutenant General, No. 58
of February 1, 1945.

In view of the deliberation of the Council of Ministers; Upon
recommendation of the Minister for War, in agreement with the
Ministers of the Treasury, of Grace and Justice and of Education,
we have sanctioned and promulgate the following :-

Art. 1

Pending enactment of legislation concerning the reorganisation
of war establishments of officers of the Regular Army, the
Minister for War is empowered to transfer to the reserve general
officers, colonels, lieutenant colonels and majors of the
Regular Army, by Decree of the Lieutenant General of the Realm,
in accordance with the rules laid down in the articles hereunder,
and to the extent to be indicated for each rank or roster in
other decrees of the Lieutenant General of the Realm.

Art. 2

The transfer to the reserve may be ordered by Army authorities
or may be effected at the request of the parties concerned.
Applications must be received by the Ministry of War within ²~~three~~
months from the effective date of this decree.

Art. 3

Transfers to the reserve ordered by Army authorities shall, in
the case of general officers or lieutenant generals, acting
generals or major generals acting lieutenant generals, be effected
by a decree from the Lieutenant General of the Realm on the
strength of a deliberation by the Council of Ministers and upon
recommendation from the Minister for War.

Art. 4

Brigadier generals and major generals and those of corresponding
rank, as well as senior officers, shall, for purposes of transfer
to the reserve by official order, be evaluated on the basis of

- 2 -

their proven aptitude to hold a higher rank with particular distinction.

Said evaluation is made by the boards with the aid of the personal service records of the officers involved, as at the time of the evaluation, and with the aid of such information or reports as the boards may find it necessary to request.

The judgement of first degree is incumbent upon :-

- (a) the central board of promotions, as provided by Law No. 370 of May 9, 1940 and subsequent amendments, for brigadier or major generals, and those of corresponding rank, as well as for colonels;
- (b) a board appointed by the Minister for War and consisting of at least three generals, for lieutenant generale colonels;
- (c) a board appointed by the Minister for War and consisting of at least one general and two colonels, for majors.

Decisions by the boards as per letter b) and c) will be made by a majority of votes. The deciding judgement will be rendered by the Ministry of War.

Art. 5

Any officer transferred to the reserve under this decree is entitled to :

- (a) the financial settlement to which he would have been entitled had he been transferred to the reserve due to old age, as provided by Law No. 369 of May 9, 1940, on the status of officers, and subsequent amendments;
- (b) a monthly allowance for a period of two years, which, altogether with the compensation provided under a) is to render such settlement equal to that due to officers of equal rank, belonging to the Regular Army;
- (c) computation, for purposes of pension settlement, of a period of 5 years in addition to time actually served. However, the liquidation of the pension cannot be applied to a period of service in excess of

- (b) a board appointed by the Minister for War and consisting of at least three generals, for lieutenant generals colonels;
- (c) a board appointed by the Minister for War and consisting of at least one general and two colonels, for majors.

Decisions by the boards as per letter b) and c) will be made by a majority of votes. The deciding judgement will be rendered by the Ministry of War.

Art. 5

Any officer transferred to the reserve under this decree is entitled to :

- (a) the financial settlement to which he would have been entitled had he been transferred to the reserve due to old age, as provided by Law No. 369 of May 2, 1940, on the status of officers, and subsequent amendments;
- (b) a monthly allowance for a period of two years, which, altogether with the compensation provided under a) is to render such settlement equal to that due to officers of equal rank, belonging to the Regular Army;
- (c) computation, for purposes of pension settlement, of a period of 5 years in addition to time actually served. However, the liquidation of the pension cannot be applied to a period of service in excess of a total of 40 years.

Art. 6

Officers separated from the service under this decree, who hold a university degree, may, contrary to current provisions, be entered on preference rosters without passing any exams and without serving terms of apprenticeship in cases when such is required.

The aforementioned officers, who shall have priority over those transferred to the reserve upon application, may, furthermore, be entered on special rosters of civilian personnel, to be formed at certain agencies of the War Ministry, insofar as such rosters are created in connection with the future reorganisation and systemisation of the Army.

Art. 7

Officers on leave of absence due to illness contracted while on duty, who are transferred to the reserve under this decree, shall remain entitled during a maximum period of three years starting from the first day of such sick leave, to the financial settlement which would have been due to them if they had remained in the aforementioned position of soldiers on sick leave.

Art. 8

The provisions of this decree are not applicable to :

Officers awaiting trial or concerning whom a formal disciplinary investigation was ordered or penal action instituted or who are suspended from duty, until such time as said disciplinary or penal action is completed or the suspension from duty has ceased;

Officers recommended for discharge from the Regular Army under Art. 36 of Law No. 369 of May 9, 1940, until such time as his position is clarified;

Officers subjected to inquiry for their behaviour on and after Sept. 8, 1943, or to officers subjected to purgation proceedings, until such time as their position is clarified.

Concerning officers subjected to purgation proceedings there shall remain in force the provisions of art. 6 of legislative decree No. 179, dated April 22, 1945, of the Lieutenant General of the Realm, concerning the retirement of personnel, either by order of the authorities or upon application.

Art. 9

The provisions of this decree shall apply to PW or internee officers as and when they are returned to their country and after definition of their position in regard to the inquiry as to their behaviour.

Officers awaiting trial or concerning whom a formal disciplinary investigation was ordered or penal action instituted or who are suspended from duty, until such time as said disciplinary or penal action is completed or the suspension from duty has ceased;

Officers recommended for discharge from the Regular Army under Art. 36 of Law No. 369 of May 9, 1940, until such time as his position is clarified;

Officers subjected to inquiry for their behaviour on and after Sept. 8, 1943, or to officers subjected to purgation proceedings, until such time as their position is clarified.

Concerning officers subjected to purgation proceedings there shall remain in force the provisions of art. 6 of legislative decree No. 179, dated April 22, 1945, of the Lieutenant General of the Realm, concerning the retirement of personnel, either by order of the authorities or upon application.

Art. 9

The provisions of this decree shall apply to PW or interned officers as and when they are returned to their country and after definition of their position in regard to the inquiry as to their behaviour.

We order that this Decree, bearing the State's seal, be incorporated into the official body of laws and decrees of the Italian Kingdom, and be observed and cause to be observed by any and all as the law of the State.

Issued at

/ecc.

856A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/mda

AG/4019/1/L.

11 December 1945

SUBJECT : Ufficiali giudiziari and
Commissi autorizzati. D.L.L. No. 599

TO : Regional Commissioner (Attn: Regional Legal Officer)
LUCANIA Region.

1. Reference your Leg/5057 of 7 December 1945.
2. Decree No. 599 of 14th September 1945 has been already implemented by an order published in the Gazzetta Ufficiale No. 147 of 7 December 1945.

By Command of Rear Admiral STONE.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

4010/4

855A

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5037

7 December 1945

SUBJECT : Ufficiali giudiziari & Commessi autorizzati.
Decree concerning economic betterment.

TO : Headquarters Allied Commission
(Legal Sub-Commission)

1. Enclosed herewith are applications of the "Ufficiali giudiziari" and their "commessi" asking for implementation of D.L.L. No. 599 dated 14 September 1945 concerning economic betterment to these classes of Court officials.

For the Regional Commissioner :

W.S. FURCELL
W.S. FURCELL
Lt. Colonel
Regional Legal Officer

Encl.: 2 applications.

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
10 DEC 1945	

19

Pl. n. 699 already implemented in 50. 197

AL GOVERNO MILITARE ALLEATO

M I L A N O

Oggetto: Esecutorietà del decreto Luogotenenziale 14.9.1945 N° 699 portante miglioramenti economici a favore degli Ufficiali Giudiziari e dei commessi autorizzati.

Gli Ufficiali Giudiziari della Corte di Appello del Tribunale e della Pretura di Milano, allo scopo di evitare una possibile agitazione dei loro commessi, per mancata tempestiva corrispondenza dei benefici economici concessi col decreto luogotenenziale 14 settembre 1945 N° 699, espongono:

Con nota del Headquarters Allied Military Government Lombardia Region A P O 394 Legal division Ref. Leg. 5037 del 3 agosto 1945 veniva annunciata al punto N° 2 che a rimediare alla mancata inclusione degli Ufficiali Giudiziari e dei loro Commessi nelle migliori economiche a favore di altri pubblici in-

le 14.9.1945 N° 699 portante miglioramenti economici a favore degli Ufficiali Giudiziari e dei commissi autorizzati.

Gli Ufficiali Giudiziari della Corte di Appello del Tribunale e della Pretura di Milano, allo scopo di evitare una possibile agitazione dei loro commissi, per mancata tempestiva corresponsione dei benefici economici concessi col decreto luogotenenziale. 14 settembre 1945 N° 699, espongono:

Con nota del Headquarters Allied Military Government Lombardia Region A P O 394 Legal division Ref. leg. 5037 del 3 agosto 1945 veniva annunciato al punto N° 2 che a rimediare alla mancata inclusione degli Ufficiali Giudiziari e dei loro Commissi nelle migliorie economiche a favore di altri pubblici impiegati, a questi concessa col decreto D.L.L. N° 116 del 13/3/1945 era in corso un nuovo decreto che sarebbe stato pubblicato entro circa tre settimane.

Al punto tre della stessa nota veniva comunicato che in attesa di tale pubblicazione, il Ministero del Tesoro ha autorizzato e la Commissione

per le Finanze del Governo Militare Alleato ha approvato il pagamento di un anticipo di L. 1000 al sumenzionato personale .

L'annunciato decreto venne promulgato il 14 settembre 1945 sotto il N° 699 e pubblicato nella Gazzetta Ufficiale del Regno d'Italia N° 136 del 13/11/1945 . Esso concede anche agli Ufficiali Giudiziari ed ai loro Commissari i miglioramenti economici già concessi agli altri pubblici impiegati, miglioramenti che sono per sollevare anche per il summenzionato personale le disagiatissime loro condizioni .

Senonchè per la realizzazione pratica del versamento delle somme attribuite col cennato D.L. è necessaria la concessione dell'esecutorietà del decreto da parte di cotesto Governo Militare Alleato .

E' indubbio che il Governo Militare Alleato sarà per dare tale concessione di esecutorietà, perchè il suo proposito è manifesto dal contenuto della nota Tre agosto 1945 che ha concesso l'anticipo .

L'annunciato decreto venne promulgato il 14 settembre 1945 sotto il N° 2699 e pubblicato nella Gazzetta Ufficiale del Regno d'Italia N° 136 del 13/11/1945. Esso concede anche agli Ufficiali Giudiziari ed ai loro Commissari i miglioramenti economici già concessi agli altri pubblici impiegati, miglioramenti che sono per sollevare anche per il sunnominato personale le disagiatissime loro condizioni.

Senonchè per la realizzazione pratica del versamento delle somme attribuite col cennato D.L.L. è necessaria la concessione dell'esecutorietà del decreto da parte di cotesto Governo Militare Alleato. E' indubbio che il Governo Militare Alleato sarà per dare tale concessione di esecutorietà, perchè il suo proposito è manifesto dal contenuto della nota Tre agosto 1945 che ha concesso l'anticipo.

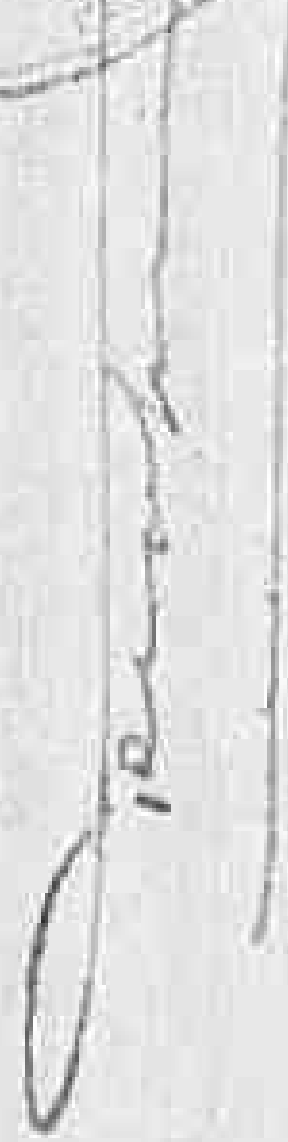
E' pure evidente dallo stesso contenuto della nota Tre agosto 1945 che col decreto che si preannuncia va sì è inteso mettere gli Ufficiali Giudiziari ed i loro Commissari autorizzati sullo stesso piano del trattamento concesso agli altri pubblici impiegati col decreto luogotenenziale N° 116 del 13 marzo 1945

per modo che la decorrenza delle concessioni sarà quella del 16 febbraio 1945 .

Gli Ufficiali Giudiziari si permettono significare quanto sopra al Governo Militare Alleato pregandolo volersi compiacere disporre l'esecutorietà del decreto luogotenenziale 14 settembre 1945 pubblicata dalla Gazzetta Ufficiale del Regno il 13 novembre 1945 N° 136.

Con il massimo ossequio

Milano Sei dicembre 1945




Visto: L'Ufficio Giudiziario del R. Tribunale di Milano

Alberto Giacchi

UFFICIALI GIUDIZIARI
Corte d'Appello di Milano

UFFICIALE UFFICIO DEL TRIBUNALE DI MILANO
Corte d'Appello di Milano

AL GOVERNO MILITARE ALLEATO

Ufficio Legale

M I L A N O

I commessi degli Ufficiali Giudiziari delle Autorità Giudiziarie di Milano, pressati dalle necessità e desiderosi di vedere sistemata la loro situazione nel quadro dei provvedimenti legislativi emanati fino ad oggi, si permettono fare istanza al Governo Militare Alleato affinché conceda l'esecutorietà al Decreto Legge Luogotenenziale 19/9/1945 n. 699 pubblicato sulla Gazzetta Ufficiale del 13 Novembre 1945 n. 136 con decorrenza, come stabilito per le Province del Sud, del 16 Febbraio 1945, senza di che il decreto stesso avrà efficacia nella Provincia di Milano, con enorme danno degli interessati, solo del mese successivo alla restituzione di essa all'Amministrazione del Governo Centrale. =

Stà di fatto che con nota del 3 Agosto

I commissari degli Ufficiali Giudiziari delle
le Autorità Giudiziarie di Milano, pressati dalle
necessità e desiderosi di vedere sistemata la loro
situazione nel quadro dei provvedimenti legislativi
emanati fino ad oggi, si permettono fare istanza al
Governò Militare Alleato affinché conceda l'esecu-
torietà al Decreto Legge Luogotenenziale 19/9/1945
n.699 pubblicato sulla Gazzetta Ufficiale del 13 No-
vembre 1945 n.136 con decorrenza, come stabilito per
le Province del Sud, del 16 Febbraio 1945, senza di-
chè il decreto stesso avrà efficacia nella Provin-
cia di Milano, con enorme danno degli interessati,
solo del mese successivo alla restituzione di essa
all'Amministrazione del Governo Centrale.

Stà di fatto che con nota del 3 Agosto
1945 (Headquarters Allied Military Government Com-
bardia Region O.P.O. Legal Division Ref. Leg.5037)
veniva prannunciata la promulgazione entro tre setti-
mane di provvedimento legislativo con cui sarebbero
stati concessi ai commissari autorizzati degli Uffi-
ciali Giudiziari ed a questi stessi benefici econo-

mici, e nel frattempo veniva autorizzato dal Ministero del Tesoro con l'approvazione del Governo Militare Alleato un anticipo mensile di L.1000. »

I benefici preannunciati sono stati concretati col decreto 14/Settembre 1945, n.699 e quindi agli esponenti sembra legittimo pensare che essendosi verificata tale condizione essi debbano senz'altro essere ammessi a godere le migliorie stabilite in loro favore col Decreto anzidetto. » E poichè il provvedimento è nato dalla decisione di mettere i commessi e gli ufficiali giudiziari sullo stesso piano degli altri impiegati statali, i quali nel Nord e nel Sud hanno beneficiato di analogo decreto (13/3/1945 n.116) con inizio del 16/2/1945, così essi sperano che la data di decorrenza delle migliorie sia pare per loro quella del 16 Febbraio 1945. »

Ma per conseguire tutto ciò occorre che il Governo Militare Alleato dia esecutorietà al decreto suddetto 14/9/1945 n.699 pubblicato sulla Gazzetta

I benefici presunti sono stati concessi col decreto 14/Settembre 1945, n.699 e quindi agli esponenti sembra legittimo pensare che essendosi verificata tale condizione essi debbano senz'altro essere ammessi a godere le migliori stabilite in loro favore col Decreto anzidetto. E poichè il provvedimento è nato dalla decisione di mettere i commissari e gli ufficiali giudiziari sullo stesso piano degli altri impiegati statali, i quali nel Nord e nel Sud hanno beneficiato di analogo decreto (13/3/1945 n.116) con inizio del 16/2/1945, così essi sperano che la data di decorrenza delle migliori sia pari per loro quella del 16 Febbraio 1945. =

Ma per conseguire tutto ciò occorre che il Governo Militare Alleato dia esecutorietà al decreto suddetto 14/9/1945 n.699 pubblicato sulla Gazzetta Ufficiale n.136, e che stabilisca la data di decorrenza del 16 Febbraio 1945. =

I Commissari sottoscritti non dubitano che il Governo Militare Alleato, che si è mostrato premuroso con l'approvazione dell'anticipo, vorrà venire incontro alle note loro disagiatissime condizioni col

concedere l'invocato provvedimento di esecutorietà .»

Sicuri dell'interessamento di cotesto

Governo porgono i loro ringraziamenti e si sottoscrivo.
vono.»

Milano, 11 4 Dicembre 1945

per i sommersi degli Ufficiali Giudiziari
del Tribunale di Milano

Lami Milio

Per i sommersi degli Ufficiali Giudiziari
e per i sommersi degli Ufficiali Giudiziari
di Milano
Dato a Milano il 11 4 Dicembre 1945
Lami Milio

4010/4 ✓ *File*854AHEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DF/5.26/CA

24 Nov 45

SUBJECT : Revision of Epuration Procedure

TO : Legal S/C ✓

In implementing DL 702 in North Italy will you please provide that the revocation of suspensions contained in Art 13 will not apply to Suspensions by order of AMG.

S.H. White
S.H. WHITE Lt Col,
A/VP CA Section.

LEGAL SUB COMMISSION	
CLO	
DCLO	A
Chief Counsel	
CJO	
Italian Section	<i>PS</i> ←
CL RKS	
2 NOV 1945	

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HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.
7 Dec 45.

SUBJECT : Implementation of legislation contained
in Gazzetta Ufficiale n.138 of 17 Nov.45.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please
is the usual endorsement implementing in AMG territory
the legislation contained in the above issue of G.U.

2. Also enclosed for your information is the
memorandum containing the translation of headings of
decrees and the issue No.138 of G.U. and an English
translation of the order.


JOHN K. WEBER,
Col. Infantry,
Chief Legal Advisor.

Incls.



ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che i decreti contenuti nella Gazzetta Ufficiale n. 138 del 17 novembre 1945, ad eccezione del decreto Ministeriale del 9 novembre 1945 (Soppressione dell'Ufficio per l'industria risiera con sede in Milano) e del decreto Ministeriale del 10 novembre 1945 (Nomina del Commissario liquidatore dell'Ufficio per l'industria risiera con sede in Milano), già resi esecutivi con precedente Ordinanza del Governo Militare Alleato pubblicata nella Gazzetta Ufficiale n. 146 del 5 dicembre 1945, entrino in vigore ed abbiano piena forza ed effetto di legge nel territorio soggetto al Governo Militare Alleato a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data : 7 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

TRANSLATION

I, MAURICE STANLEY LUSH, Brigadier, C.B., C.B.E., M.C., in the name and on behalf of the Chief Civil Affairs Officer, Allied Military Government, hereby order that the decrees contained in the Gazzetta Ufficiale No. 138 of 17 November 1945, with the exception of Ministerial Decree of 9 November 1945 (Suppression of the Rice Industry Office, with head office in Milan) and Ministerial Decree of 10 November 1945 (Appointing the Commissioner liquidator of the Rice Industry Office with its head office in Milan) which were already implemented in AMG territory by order of the Allied Military Government published in Gazzetta Ufficiale No. 146 of 5 December 1945, shall become operative and shall have full force and effect of law in the Territory subject to Allied Military Government on the date on which the Prefect of each Province subject, in its entirety or in part, to Allied Military Government, shall first receive from the Allied Military Government a copy of the present issue of Gazzetta Ufficiale.

Dated : 7 December 1945

M. S. LUSH,
Brigadier,
in the name and on behalf of the
Chief Civil Affairs Officer, Allied
Military Government.

*For information
only*

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HEADQUARTERS ALLIED COMMISSION
APC 394
LEGAL SUB-COMMISSION

AC/4010/4/L.

/pa.
6 December 1945.

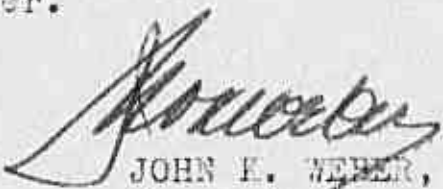
SUBJECT : Implementation in AMG territory of
legislation contained in G.U.No.135
of 10 November 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please
is the usual endorsement implementing in AMG territory
the legislation contained in the above issue of G.U.

2. DL No.693 of 1st August 1945 has been
excluded from implementation in AMG territory on request
of the Labour Sub-Commission.

3. Also enclosed for your information please
is the memorandum containing the translation of headings
of decrees and the issue No.135 of G.U. and also an
English translation of the order.


JOHN E. WEBER,
Col. Infantry,
Chief Legal Advisor.

Incls.


ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C.,
in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo
Militare Alleato, con la presente ordino che i decreti contenuti nella
Gazzetta Ufficiale n. 135 del 10 novembre 1945 entrino in vigore ed ab-
biano piena forza ed effetto di legge nel territorio soggetto al Governo
Militare Alleato a partire dalla data in cui il Prefetto di ciascuna
Provincia soggetta, totalmente o parzialmente, al Governo Militare Alleato
ricevera' dal Governo Militare Alleato una copia del presente numero
della Gazzetta Ufficiale.

E' escluso dalla presente ordinanza il sottoindicato decreto, il quale
viene pubblicato nel detto territorio a solo titolo informativo.

In data 6 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

DECRETO LUOGOTENENZIALE 4 agosto 1945, n. 693.

Determinazione del contributo per gli assegni integrativi delle
pensioni corrisposte dall'assicurazione generale obbligatoria per
l'invalidita', vecchiaia e superstiti.

TRANSLATION

I, MAURICE STANLEY LUSH, C.B., C.B.E., M.C.,
Brigadier, in the name and on behalf of the Chief
Civil Affairs Officer, Allied Military Government,
hereby order that the decrees contained in Gazzetta
Ufficiale No. **135** of **10 / 11 /** 1945 shall become
operative and shall have full force and effect of law
in the territory subject to Allied Military Govern-
ment on the date on which the Prefect of each Province
subject, in its entirety or in part, to Allied Military
Government shall first receive from the Allied
Military Government a copy of the present issue of
Gazzetta Ufficiale.

The below listed decree is excluded from implementation in AMG territory
and it is published in it for information only.

Dated : **6 Decem. 64** 1945.

M. S. LUSH,

Brigadier,

in the name and on behalf of
the Chief Civil Affairs Officer. **8**
Allied Military Government.

(please turn over)

D CREE OF THE LEUTENANT GENERAL No. 693, of 1st August 1945

Establishing the amount of contribution due for supplementary pension allowances paid by the Compulsory General Insurance for inability, old age and to survivors.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
VARESE PROVINCE
LOMBARDIA REGION

VA/L 9

5 December 1945.

SUBJECT: Official Gazettes.

TO : H.Q. Allied Commission
(Attention Legal Sub-Commission)

The Prefect informs me that the copies for the
Prefettura of the Supplement to Official Gazette No. 130
of the 29 October 1945 have not arrived.

It would be appreciated if some three or four copies
of this number were sent for the use of the Prefettura.

Copies of G.U. 118 and 119 for the Legal Office have
not been received.

For the Provincial Commissioner

[Signature]
for Provincial Legal Officer

Distribution:
(1) Addressee
(1) Legal

LEG	
CLO	
DCLO	
Chief Comptrol	
CIO	
Italian Section	

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
VARESE PROVINCE
LOMBARDIA REGION

VA/L 9

5 December 1945.

SUBJECT: Official Gazettes.

TO : H.Q. Allied Commission
(Attention Legal Sub-Commission)

The Prefect informs me that the copies for the Prefettura of the Supplement to Official Gazette No. 130 of the 29 October 1945 have not arrived.

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For the Provincial Commissioner

[Signature]
Provincial Legal Officer

Distribution:
(1) Addressee
(1) Legal

LES	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	

TO : H.E. Allied Commission
(Attention Legal Sub-Commission)

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Copies of G.U. 118 and 119 for the Legal Office have not been received.

For the Provincial Commissioner

[Signature]
for Provincial Legal Officer

Distribution:
(1) Addressee
(1) Legal

LEG. OFFICE	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian - Section	
CLERKS	
7 DEC 1945	

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HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4C 10/4/L.

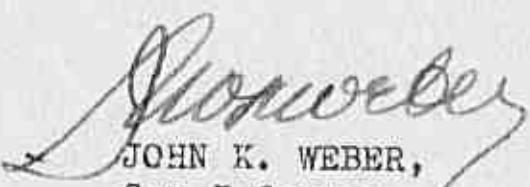
/pa.
4 Dec 45.

SUBJECT : Implementation of legislation contained
in G.U.No.139 of 20 November 1945.

TO : Executive Commissioner.

1. Enclosed herewith for your signature please
is the usual endorsement implementing in AMG territory
the above legislation.

2. Also enclosed for your signature is the
memorandum containing the translation of headings of
decrees and the issue of G.U. No.139 and an English
translation of the order.


JOHN K. WEBER,
Col. Infantry,
Chief Legal Advisor.

Incls.
AS

ORDINANZA DEL GOVERNO MILITARE ALLEATO

Io, Brigadiere Generale MAURICE STANLEY LUSH, C.B., C.B.E., M.C., in nome e per conto dell'Ufficiale Capo degli Affari Civili del Governo Militare Alleato, con la presente ordino che i decreti contenuti nella Gazzetta Ufficiale n.139 del 20 novembre 1945 entrino in vigore ed abbiano piena forza ed effetto di legge nel territorio soggetto al Governo Militare Alleato a partire dalla data in cui il Prefetto di ciascuna Provincia soggetta totalmente o parzialmente, al Governo Militare Alleato riceverà dal Governo Militare Alleato una copia del presente numero della Gazzetta Ufficiale.

In data 4 dicembre 1945.

M. S. LUSH,
Brigadiere Generale,
in nome e per conto dell'Ufficiale
Capo degli Affari Civili del Governo
Militare Alleato.

TRANSLATION

I, MAURICE STANLEY LUSH, C.B., C.B.E., M.C.,
Brigadier, in the name and on behalf of the Chief
Civil Affairs Officer, Allied Military Government,
hereby order that the decrees contained in Gazzetta
Ufficiale No. 139 of 20-Nov. 1945 shall become
operative and shall have full force and effect of law
in the territory subject to Allied Military Govern-
ment on the date on which the Prefect of each Province
subject, in its entirety or in part, to Allied Military
Government shall first receive from the Allied
Military Government a copy of the present issue of
Gazzetta Ufficiale.

Dated : 4 Dec - 1945.

M. S. LUSH,
Brigadier,
in the name and on behalf of
the Chief Civil Affairs Officer, 4
Allied Military Government.

849A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/nda

AC/4010/4/I.

7 December 1945.

SUBJECT : Implementation of D.L.L. 213
of 22 March 1945.

TO : Regional Commissioner (Attn: Regional Legal Officer)
VENEZIA Region.

1. Reference your undated letter RXII/LE/Reg./C/II.4
enclosing a letter from " Curia Patriarcale di Venezia " requesting
the implementation of the above decree in VENEZIA Province.

2. Please be advised that the decree in question was
implemented in all the Northern Provinces, by VENEZIA Province included,
AND order published in Gazzetta Ufficiale No. 141 of 24 November 1945.

By command of Rear Admiral STONE.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

4010/4

848A

HEADQUARTERS
VENEZIE REGION
ALLIED MILITARY GOVERNMENT
APO 394

TO : Chief Legal Adviser, Legal Sub-Commission,
HQ.AC. (for Italian Branch)

SUBJECT : Implementation of Italian Legislation.

FILE NO : RXII/LE/Reg/C/II.4

1. Herewith is letter from "Curia Patriarcale di Venezia" requesting the implementation in Venezia Province of D.L.L. 213 of 22 March 1945.

C. L. P. Gilshehnan
C.L.P. Gilshehnan Major,
Regional Legal Officer,
VENEZIE Region.

LEGAL SUB COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
6 DEC 1944	

2

Curia Patriarcale di Venezia

UFFICIO AMMINISTRATIVO DIOCESANO

848B

Reg. 11.4

Venezia, 26 Novembre 1945

AL COMANDO MILITARE ALLEATO

P A D O V A

Il Governo Italiano, con recente D.L.L. del 22 Marzo 1945, N. 213, pubblicato nella Gazzetta Ufficiale del 19 Maggio 1945, aumentò il supplemento di congrua per il Clero nella misura del 186% con effetto dal 16 Agosto 1944.

Questo Ordinariato Patriarcale si rivolge per tanto a codesto Comando perchè voglia compiacersi estendere anche per la Provincia di Venezia l'applicazione del sopraindicato Decreto Lugotenenziale, considerate le attuali ristrette condizioni del Ven. Clero.

Fiduciosi che la presente domanda venga favorevolmente esaudita, ringrazia ed ossequia.

+ Giovanni Jeremich
Ven. Aut.

HQ. VENETIA REGION

Doc. No. 5225 d

Date NOV 28 1945

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