

ACC

10000/142/177
(VOL. I)

0682

Declassified E.O. 12356 Section 3.3/NND No. 785016

10000/142/177
(VOL. I)

COMMUNICATIONS
DEC. 1943 - JUN. 1945

1-92.3

To : Executive Commissioner.

4. Because of the prospective closing of its Naples Offices A.F.A. is anxious to proceed with the destruction of the Military Government (Italy) Stamps at Naples if it is certain that these will not be required.

14 14 3

25

H. H. SOEDDER
Lt. Colonel, Sig. C.
Director.

Communications Sub-Commission
Extn 444

16th June 1945

Copies to:
Deputy Chief Legal Adviser
Finance Sub-Commission (A.F.A.).

THE ADQUARTERS ALLIED COMMISSIO

077 394

Communications Sub-Commission

WTHG/ABC

F 222, 60, 05

14th June 1945

Subject: Postage, Telephone and Telegraph Rates.

To	: R.C. Emilia Region	(attn Postal Officer)
	R.C. Emilia "	" Telecomms Officer)
	R.C. Liguria "	" Postal Officer)
	R.C. Piemonte "	(Telecomms Officer)
	R.C. Lombardia "	Postal Officer)
	R.C. Lombardia "	Telecomms Officer)
	R.C. Venezia "	Postal Officer)
	R.C. Venezia "	(Telecomms Officer)

1. The Decrees governing Postal and Telecommunication Rates in Italy were not amongst those listed in AC/4010/9/L "Economic Decrees" of 30 April 1945 and the relative Special Order published in the supplement to the Gazzetta Ufficiale No. 5 of 28th April 1945. They would, therefore, normally be due for application in Military Government territory, except Venezia Giulia, on the dates on which the Gazzette Ufficiali including the relative implementation orders reached the Prefects of each Province concerned. As the services concerned are interprovincial it would, however, be impracticable to implement the Decrees on different dates and the 1st July 1945 will, therefore, be the date on which the rates laid down in the Decrees become effective, with the exception of the Decree covering Foreign Postage which is already being applied.

2. The Decrees are as follows:-

Subject:

(a)	Internal Postage Rates	Decree LT No. 94	22 March 1945
(b)	Internal Telegraph Rates	Gazzetta Ufficiale	31 March 1945
(c)	Telephone Rates (Urban)	Decree LT No. 95	22 March 1945
		Gazzetta Ufficiale	31 March 1945
		Ministerial Decree	26 March 1945
		Gazzetta Ufficiale	31 March 1945
(d)	Telephone Rates (Inter-Urban)	Ministerial Decree No. 247,	5 April 1945
		Gazzetta Ufficiale	30 May 1945
		Ministerial Decree	31 March 1945
(e)	Foreign Postage Rates	Gazzetta Ufficiale	9 May 1945

3. The Post Office publications in which the above Decrees are detailed are as follows:-

(a), (b) and (c) In Supplement to Bollettino No. 6 of 1945, a supply of which has already been sent to you for .

၈၉

Not yet published in a Bollettino.
In Bollettino No. 11 of 1945, copies of which have already been sent to you.

4. It is important for full publicity to be given to the increases of Postal rates both in the newspapers and on the radio. Publicity should of course be given to increases in Telegraph and Telephone Rates, but need is not so great as for Postal Rates. Care will no doubt be taken to ensure that any notices prepared for

R.O. Lombardía" { " Telecomms Officer)
 R.C. Venezia " { " Postal Officer)
 R.C. Venezia " { " Telecomms Officer)

1. The Decrees Governing Postal and Telecommunication Rates in Italy were not amongst those listed in AG/4010/9/L "Economic Decrees" of 30 April 1945 and the relative Special Order published in the supplement to the Gazzetta Ufficiale No. 5 of 28th April 1945. They would, therefore, normally be due for application in Military Government territory, except Venezia Giulia, on the dates on which the Gazzette Ufficiali including the relative implementation orders reached the Prefects of each Province concerned. As the services concerned are interprovincial it would, however, be impracticable to implement the Decrees on different dates and the 1st July 1945 will, therefore, be the date on which the rates laid down in the Decrees become effective, with the exception of the Decree covering Foreign Postage which is already being applied.

2. The Decrees are as follows:-

Subject:	
(a) Internal Postage Rates	Decree LT No. 94 22 March 1945 Gazzetta Ufficiale 31 March 1945
(b) Internal Telegraph Rates	Decree LT No. 95 22 March 1945 Gazzetta Ufficiale 31 March 1945
(c) Telephone Rates (Urban)	Ministerial Decree 26 March 1945 Gazzetta Ufficiale 31 March 1945
(d) Telephone Rates (Inter-Urban)	Ministerial Decree No. 247, 5 April 1945
(e) Foreign Postage Rates	Gazzetta Ufficiale 30 May 1945 Ministerial Decree 31 March 1945 Gazzetta Ufficiale 9 May 1945

3. The Post Office publications in which the above Decrees are detailed are as follows:-

- (a), (b) and (c) In Supplement to Bollettino No. 6 of 1945, a supply of which has already been sent to you for distribution to all Post Offices.
 (d) Not yet published in a Bollettino.
 (e) In Bollettino No. 11 of 1945, copies of which have already been sent to you.

4. It is important for full publicity to be given to the increases of Postal rates both in the newspapers and on the radio. Publicity should of course be given to increases in Telegraph and Telephone Rates, but need is not so great as for Postal Rates. Care will no doubt be taken to ensure that any notices prepared for exhibition to the public concerning the new rates do not contain references to any services which are suspended. The attention of the Post Office staff should be drawn to the fact that the Supplement to Bollettino No. 6 shows the authorised rates for all the normal services, but that this does not imply the resumption of any services not specifically authorised.

By Command of Rear Admiral STONE.

Copies to:

Chief Commissioner
 CA Section (2)
 Economic Section (3)
 Executive Commissioner
 Under Secretary of State for Posts and Telecomms.

H.H. SCUDIER
 Lt. Colonel, Si.C.
 Director.

4990

file
HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

31A

A/4014/1/L.

WEB/at.
27 April 1945.

SUBJECT : Evasion of Mail Censorship.
TO : Security Division, Public Safety sub-Commission.

1. Reference your SE/701/ of 24 April 1945.
2. I am of opinion that, except in the case of correspondence from or to ports or Military zones, the penalties provided by the decrees mentioned are too small to make the decrees effective.

W. E. BARRON, 33
Colonel,
Deputy Chief Legal Advisor.

1014/1

30A

HEADQUARTERS ALLIED COMMISSION
A.P.C. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SM/101

24 April 1945

SUBJECT : Evasion of Mail Censorship

TO : Legal Sub Commission

1. Complaint has been received from C-2 RAC regarding the widespread evasion of mail censorship in particular by the carrying of mail by firms controlled by RAC, most of which advertise their journeys in the Press.

2. It is understood that this matter is covered by Italian Royal Decree:

27 Feb. 1940 - XIV - n. 645 Art. 35
5 Sep. 1942 - XX - n. 1379 Arts. 5-8

3. Your opinion on the effectiveness of these Decrees would be appreciated, as it is believed that the penalties are inadequate and will have little effect on this traffic which constitutes a grave security risk.

Let, Please see folio 28A which was a memo written by Col Campbell to Communications in answer to their query that the penalties for this offence were inadequate and suggesting a General Order should be prepared. d

LEGAL SUB COMMISSION
TO
DELO ←
CH →
CJ
Heard ←
Cl
25 APR 1945

W. H. Chapin
John W. Chapin, Jr.
Colonel J.A.A.D.,
Director Public Safety,
Sub Commission.

32

6936

29A

HEADQUARTERS ALLIED COMMISSION

AEO 394

Ref: P.22.91.08

19th April, 1945

EXECUTIVE MEMORANDUM

(Revised)

NUMBER 35/1944

POSTAL SERVICES

Executive Memorandum No. 35 of 1st March, 1944 is hereby cancelled and the following is substituted therefor.

1. In order that Postal Services introduced in Allied Military Government (A.M.G.) territory shall be on a uniform basis, the following instructions will be observed.

2. All postal services are normally suspended when areas are liberated and correspondence in course of post must be held at the disposal of Censorship.

3. Post Office Provincial Directors will be instructed to "freeze" and record all postmark stamps and other "carte valori" on hand at Post Offices. In particular postmark stamps of the Republican Government will not be sold. A "Guide to the restoration of Postal Services", which contains instructions to Provincial Directors as to the work necessary prior to such restoration, is issued by the Communications Sub-Commission.

4. Post Office Financial Services.

It is usually necessary to restore certain of these services on a local or provincial basis prior to the re-introduction of postal deliveries. Relative instructions are contained in Executive Memorandum No. 36 and the Guide referred to in para. 3 above.

5. Prisoner of War Correspondence and International and Cross Messages.

When Post Offices have been opened for Financial Services, Provincial Commissioners may authorize mail from Italian Prisoners of War and International Red Cross Committee. Messages received through A.M.G. channels to be distributed to Post Offices in the Province for delivery to "callers". A house to house delivery by postmen of such correspondence is usually permitted for reasons of Security at this stage. Correspondence addressed to Prisoners of War and International Red Cross Committee. Messages posted at Post Offices in the Province should be made up in packets or bars containing only such items and addressed to the Allied Censor Control Officer at the Provincial Capital. These bars or packets may be conveyed to the Provincial Capital by the same means as are used for the conveyance of documents relating to the Financial Services. If

Executive Memorandum No. 35 of 1st March, 1941 is hereby cancelled and the following is substituted therefor.

1. In order that Postal Services introduced in Allied Military Government (A.M.G.) territory shall be on a uniform basis, the following instructions will be observed.
2. All postal services are normally extended when areas are liberated and correspondence in course of post must be held at the disposal of Censorship.
3. Post Office Provincial Directors will be instructed to "freeze" and record all postage stamps and other "carte valori" on hand at Post Offices, in particular postage stamps of the Republican Government, will not be sold. A "Guide to the restoration of Postal Services", which contains instructions to Provincial Directors as to the work necessary prior to such restoration, is issued by the Communications Sub-Commission.
4. Post Office Financial Services.
It is usually necessary to restore certain of these services on a local or provincial basis prior to the restoration of postal deliveries. Relative instructions are contained in Executive Memorandum No. 36 and the guide referred to in para. 3 above.

5. Prisoner of War Correspondence and International and Cross Messages.

When Post Offices have been opened for Financial Services, Provincial Commissioners may authorize mail from Italian Prisoners of War and International Red Cross Committee. Messages received through A.M.G. channels to be distributed to Post Offices in the Province for delivery to "allies". A house to house delivery by postmen of such correspondence is not usually permitted for reasons of Security at this stage. Correspondence addressed to Prisoners of War and International Red Cross Committee. Messages posted at Post Offices in the Province should be made up in packets or bags containing only such items and addressed to the Allied Censor Control Officer at the Provincial Capital. These bags or packets may be conveyed to the Provincial Capital by the same means as are used for the conveyance of documents relating to the Financial Services. If there is no Allied Censor Control Officer at the Provincial Capital the Communications Sub-Commission should be consulted as to the appropriate address for these P.W. despatches.

6. Local Services.

Except in the case of the largest towns it is rarely worth while introducing a local postal delivery service, prior to the restoration of ordinary postal services. If such a service is proposed and the agreement of the Security and Censorship authorities has been obtained it should normally be confined to a collection and delivery of postcards within the Provincial

Capital and possibly other large towns in the Province. Notices should be printed and exhibited in advance of the opening date. The rate of postage for a service of this kind is the current rate for local delivery in force in Italian Government territory and should be verified at the time.

7. Exceptional Post-card service to largest cities.
In order to satisfy the natural desire for news of relatives and to remove excuses for the large amount of illicit travel and conveyance of communications which often follows the liberation of a large city, agreement in principle has been obtained to a 25 word postcard service with the rest of liberated Italy (where postal services are in operation) being opened in the following places as soon as possible after their liberation:-
Bologna, Genoa, Milan, Turin, Verona, Venice.
15 Army Group will advise the Allied Commission and Army concerned when such services can commence. The Postal Officer of the Region concerned will visit the city as early as possible to make the technical arrangements relating to the service.

8. Restoration of Postal Service with other Provinces.
The restoration of ordinary postal communications between the Province concerned and other parts of Italy where postal services are in operation requires the approval of 15 Army Group which must be sought through Communications Sub-Commission.

9. International Posts.
No steps will be taken locally in connection with the introduction of foreign posts. All arrangements will be made and the relative instructions issued by AC. HQ. Normally the Foreign Mail service is resumed at the same time as ordinary postal communication with the Italian system is restored.

10. Transport Contracts.
If, in connection with the introduction of internal mail, it is necessary to fix new contracts with private firms for the conveyance of mails, such contracts should only be placed after full discussion with the Provincial Directorate and should be on short-term basis (say three months), with Post Office option to cancel or renew.

11. Assistance.
In any case of doubt or uncertainty on Postal matters, the question should be referred to the Communications Sub-Commission which will render all assistance possible, and if desired, will lend a postal officer for consultation.

12. Delivery Agencies.
Prior to the war certain classes of correspondence could be delivered by authorised agencies other than the State Postal Monopoly, upon payment of appropriate fees. For censorship and security reasons steps must be taken to prevent the operation of such agencies for the collection and delivery of correspondence. They may, however, be permitted to act independently of the Post Office, but not to act independently of the Post Office.

8. Postal Services are in operation/ being opened in the following places as soon as possible after their liberation:- Bologna, Pesca, Milan, Turin, Verona, Venice. 15 Army Group will advise the Allied Commission and Army concerned when such services can commence. The Postal Officer of the Region concerned will visit the city as early as possible to make the technical arrangements relating to the service.

9. Restoration of Postal Service with other Provinces. The restoration of ordinary postal communications between the provinces concerned and other parts of Italy where postal services are in operation requires the approval of 15 Army Group which must be sought through Communications Sub-Commission.

10. International Posts. No steps will be taken locally in connection with the introduction of foreign posts. All arrangements will be made and the relative instructions issued by A.C. HQ. Normally the Foreign mail service is resumed at the same time as ordinary postal communication with the Italian system is restored.

11. Transport Contracts. In connection with the introduction of internal mail, it is necessary to fix new contracts with private firms for the conveyance of mails, such contracts should only be placed after full discussion with the Provincial Directorate and should be on short-term basis (say three months), with Post Office option to cancel or renew.

12. Assistance. In any case of doubt or uncertainty on Postal matters, the question should be referred to the Communications Sub-Commission which will render all assistance possible, and if desired, will lend a postal officer for consultation.

13. Delivery Agencies. Prior to the war certain classes of correspondence could be delivered by authorized agencies other than the State Postal Monopoly, upon payment of appropriate fees. For censorship and security reasons steps must be taken to prevent the operation of such agencies for the collection and delivery of correspondence. They may, however, be permitted to act independently of the Post Office, as agents for publishers, and deliver daily newspapers and the like.

S. J. A. A.
NORMAN E. FISKE
Colonel,
A/Executive Commissioner

DISTRIBUTION "A"

Minute submitted on Communications file P. /CS
See folio 11A to 16A incl of this file.

28A

2

C. A. Sec

1. In the past, it has not been found necessary to have any order of general application. The only order on the subject that has been issued is an 8 Army order which reads:

"Until further notice it is forbidden for any person to carry with him or to send any letters or communications excepting such as may be authorized by the Military Authorities."

This was published during the summer of 1944 as standard operating procedure immediately on occupation of new territory. Whether this procedure will be continued is not known.

5 Army have never found it necessary to issued any corresponding order.

2. As the war progresses the likelihood of a need for any order of general application diminishes. At the most, it is thought that an order of local application e.g. forbidding the carrying of mail within a certain area or into or out of an army zone, - might be required. There would be no legal objection to the making of such an order by the appropriate SCAG or Regional Commissioner.

Sgt) IGHC

12 April 1945

-30

file

HEADQUARTERS ALLIED COMMISSION
APO 324
LEGAL SUB-COMMISSION

27A

/mt.
4 March 1945.

AS/4014/1/L.

SUBJECT : Loss of civilians in Aircrash - Letter of Società
Telefonica Tirrena dated 17 February 1945.

TO : Communications Sub-Commission (Attn: Lt Col SCUDER).

1. I have considered your request for advice respecting the form of certificate which you can sign relating to the presumed death of Aaleto FURAZZI, employee of the Società Telefonica Tirrena.

2. In view of the status of the official communications in the matter, it is not advisable to approve the form of the statement submitted for your approval by the Società Telefonica Tirrena and intended to support the claim of a widow's pension on behalf of Mrs. FURAZZI.

3. I suggest that you reply to the letter of the Società Telefonica Tirrena dated 17 February 1945 in substantially the following terms:

"Reference is made to your letter of 17 February 1945 and to the statement attached thereto which you request us to approve in connection with the pension claim of the widow of Aaleto FURAZZI. The status of the official communications in the matter makes it impossible to comply with your request. There is attached, however, a statement in different form which, it is hoped, will prove equally useful".

4. The statement attached to your letter and referred to in paragraph 3 should be substantially in the following terms:

"On or about 1 September 1944 representations were made by the Communications Sub-Commission of the Allied Commission at Rome to the Ministry of Communications for the designation of civilian experts to accompany Major G. W. KNAUER to Sardinia. Major KNAUER's mission was to inspect and report on the condition of telecommunication installation in Sardinia. In accordance with our request the Ministry of Communications designated

29
././.

- 2 -

three civilians of whom Mr. Amleto FUNAZZI was one. The orders furnished Maj KNAUER for his mission, authorized travel by military aircraft to Sardinia and included a similar authorization in behalf of Mr. FUNAZZI and the other civilians. Major KNAUER left by military aircraft for Sardinia on or about 17 September 1944. An officer of this Sub-Commission has reported that the three civilian experts, including Mr. FUNAZZI, accompanied him on the same aircraft.

The aircraft in question was lost in some manner not yet ascertained. Major KNAUER did not arrive in Sardinia and has not been heard of since his departure. He is presumed to be dead. The official death certificates for the three civilians who accompanied Major KNAUER have been requested but have not yet been received."



E. L. PALMIERI,
Major,
Acting Chief Counsel,
for Chief Legal Advisor.

Incl: Papers
File 6255

4014/1/✓

File

(26A)

TO: Major Faleri, LEGAL SUB-COMMISSION

— return

1. Attached request from TETI for certificate with reference to loss of one of their employees in an airplane accident. Also attached is file with copy of A.C. travel orders at folio 1.
2. It was my impression that we had written asking for designation of civilians to accompany Major Knauer and had received a letter from the Italian Government designating the three civilians who made the trip. However search of our files reveals no such correspondence. It appears that negotiations were carried out by telephone.
3. Request advice as to form of certificate.

Telephone: 489081.
Ext: 333.
4th March 1945.

H.H. Scudler
H.H. SCUDLER, *Lt. Col.*
Lt. Colonel, S.C.
Deputy Director,
Communications Sub-Commission.

File 4014/1

2041

25A

Excluded from this, and addressed to General, General, by
 U.S. Secretary of State for Foreign Affairs, on 10.10.44

The Board of Trade informed that, by
 its own and other sources, General they have been a general
 license (SH and SH41 no. 1170) authorizing business, General, evidence
 with license, Italy. This step towards removal of normal
 business relations with Italy is in accordance with joint statement
 of the United Nations and immediately recovered that application
 of Trading with the Enemy Acts should be modified so as to exclude
 business contacts with Italy to be restricted to the benefit of
 Italian people. Similar action has been taken in the United States.

2. Banks and other financial institutions
 may now apply to requests for information from their accounts
 in liberated Italy, documents such as birth, death, marriage,
 certificates and others may be transmitted and Italian and Italian
 firms may exchange business information with a view to future
 resumption of business relations. The suspension of private
 trade is not yet possible. The dispatch of goods of attorney
 and proxies is subject to normal procedure under license (license)
 regulations. The postal service is available only to persons in
 certain provinces of liberated Italy which can be confirmed by
 Embassy at any Post Office. Government for Italy cannot be
 registered or insured.

3. Italian-owned property in the United
 Kingdom will continue to be under the control of Trading with the
 Enemy Department and operations of these property. British
 subjects resident in Italy who desire to obtain a release of their
 property by the British Consul should apply to the nearest
 British Consul.

4. Applications have been made for release
 of British-owned property in Italy (movable and other property)
 to the original owner or is authorized agent. Applications and
 verbal communication of release in Italy should be referred to
 the nearest British Consul and be referred to the nearest
 to Consulate General, British Office. Some prime stock evidence
 of ownership should be submitted but original documents should
 should not be forwarded unless specifically requested.

28

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

24A

ACC/1014/1/L

ES/ap
16 Aug 44

SUBJECT : Postal Packages. Forms for notarial
archives.

TO : H. E. the Minister of Pardon and Justice.

1. The following information is transmitted to
Your Excellency in compliance with your request made at
the meeting with members of this Subcommittee held on 10
Aug 1944.

2. The packets containing the above forms, being
official items, are not subject to the weight restrictions
applicable to private correspondence, and can therefore be
dispatched without special permit.

G . G. HANNAFORD,
Lt. Colonel,
Officer i/c Italian Branch,
for Acting Chief Legal Officer.

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
Tel. No. 489081 Ex. 414

23A
SHS/oc

PS. 16/16.94.

14 August 1944

SUBJECT:- Postal Packages - Notarial Archives.

TO: - Legal Sub-Commission

- 22A
1. Ref. your letter ACC/4014/I/L of August 12th.
 2. As mentioned by phone today, the packages in question, being official items, are not subject to the weight restrictions applicable to private correspondence, and can therefore be posted without special facilities.

S. M. Head
S. M. HEAD
Lt. Col.
Chief Postal Officer
Communications Sub-Commission

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

22A

ASC/4014/1/L

SGM/ap
12 Aug 44

SUBJECT : Postal Packages. Notarial Archives.

TO : Communication Sub-Commission (att.Col. HEAD)

1. The Minister of Justice has requested special facilities for the dispatch of notarial archives, deeds and other documents from Rome to the country.

2. He stresses rightly that such documents weigh more than 1/2 a Kilogram and cannot be sent in separate parcels.

3. As the number of such parcels will be small, could some arrangement be made to comply with the minister's request, which appears to be reasonable considering the importance of the documents concerned.

G. G. HANNATORD,
Lt. Colonel,
Officer i/c Italian Branch,
for Acting Chief Legal Officer.

23

file

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

(21A)

ACG/4014/I/L.

RHW/pa.
10 Aug 44.

SUBJECT : Appointments.
TO : Executive Commissioner.

I am transmitting herewith two letters prepared by the Communications Sub-Commission to be signed by you, removing RAOUL CHIODELLI from his office in certain Companies and appointing temporarily in his place Luigi RUSCA. I approve the form of these letters.

22

RICHARD H. WILMER,
Colonel, C.A.C.,
Acting Chief Legal Officer.

For file

RMS/ccc

20A

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 391
Telephone 449081 445333.

10th August, 1944

In reply
refer to: Cc/2/7/15

Subject: Appointments.

To: Professor ENIGI RUSSA
Via ALBERTO MAGNO, 7 ROMA.

1. As of August 10th, 1944 you are hereby temporarily appointed:-

- A. Managing Director and General Manager of the S.I.A.R.
- B. Sole Director of the S.I.R.I.
- C. Managing Director of the S.I.P.R.A.
- d. President of the C.E.T.R.A.

and as a consequence will temporarily assume and exercise all powers which are delegated to the above-mentioned offices by the statutes of said companies or otherwise.

2. The Above appointments are made with the full agreement of the Minister of Communications.

3. You are to take over the above duties immediately from the present incumbent or incumbents.

4. Copy of letter dated August 10th, 1944 21 signed to ING. RAFFAEL CRIBELLI is inclosed for your information.

5. It is requested that receipt of this letter be acknowledged forthwith.

M.S. LUSH
Brigadier
Executive Commissioner

Incl: One letter

HHS/one

19A

HEADQUARTERS
MILITARY CONTROL COMMISSION
APC 304
Telephone 859881 Ext. 553

10th August, 1944

In Reply
refer to: CS/E/7/16

Subject: Appointments.

To: : LEO. HANCOCK (MILITARY)
VIA MILITARY, No. 31, 1944.

1. As of August 10th, 1944, you are relieved from any and all positions you may hold in the following companies:-

S.I.A.S.
S.I.A.S.
S.I.A.S.
S.I.A.S.

2. As of that date you are divorced from any relationship with any and all of the above-mentioned companies.

3. All documents, data and information relating to the above-mentioned companies which you may have, you will turn over to Professor LEO HANCOCK who is appointed Managing Director and General Manager of the S.I.A.S. You will prepare an inventory of all such documents and data and obtain from Professor HANCOCK a signed statement to the effect that he is satisfied that you have turned over to him all documents and data as specified above. 20

4. Action given above is taken with the full agreement of H.E. The Minister of Communications.

5. You are requested to acknowledge receipt of this letter.

H. A. LUXON
Brigadier,
Executive Commissioner.

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394.

Tel. Ext. 563.

30 July 1944.

REFERENCE : ACC/4014/1/L.

SUBJECT : RDL of 15 November 1943.

TO : Communications Sub-Commission.

1. Reference your GS/4/8/43 dated 30 July 1944.
2. Confirming my telephone conversation of this afternoon, there would seem several possible courses of action to take.
3. First to meet the situation immediately I suggest you prepare letters for the signature of Brigadier Lush filling the vacancies in the two organizations mentioned by you such letters to be addressed to the persons who you select to fill the vacancies. This would, of course, only be on a temporary basis. To complete the record Brigadier Lush should also sign a letter to each of the officials who are being removed.
4. However, for a long term affair I would suggest that you discuss with your Minister the possibility of amending RDL of 15 November 1943 to meet a situation such as you find yourself in at the present time and which we discussed today. The only other alternative when this area is no longer Military Government Territory would be to have a separate decree issued by the Italian Government as to each new Appointee. It seems to me that this would be an inconvenient way of handling the matter and I suggest, therefore, that the framework for future appointments be fixed by an actual amendment of the above mentioned RDL.

19

RICHARD H. WILMER,
Colonel, C.A.C.
Acting Chief Legal Officer.

REH/wew.

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
Telhone 489081 Ext 400.

(17A)

30th July 1944

In reply refer
to: CS/4/8/43.

Subject: R.D. Law 15th November 1943.

To : Legal Sub-Commission.

1. This law provides for the naming of a Curator or Commissario in the cases of persons and companies whose residence, legal seat or central administration is in enemy occupied territory. It does not provide for the naming of a Commissario in cases where headquarters of a company or public body is not in enemy occupied territory.

2. We have two cases where a Commissario should be named.

a) E.I.A.R. This is a National Broadcasting Company and is considered a para-statal organisation. The Managing Director has been thrown out as a Fascist. Even if his resignation could be obtained (which it cannot) no quorum of the board of directors is available to elect a new managing director. Share holders meeting is not practicable to elect a new board of directors.

b) "Italcable". This is a nation wide company with international submarine cables and radio links. As such it is important to keep the company going. The managing director has been arrested and the company is without head. There is no quorum of directors in Rome and no possibility of a shareholders meeting to elect a new board.

3. Advice is requested as to what procedure should be followed to name a Commissario for each of the above named Companies.

18

J. L. HENDERSON
Colonel
Director, Communications Sub-Commission.

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394.

16A
17 July 1944.

ACG/4014/1/L.

SUBJECT : Control of Civil Communications.

TO : HQ., AAI (CSIB)

1. Reference your letter AAI/1401/10/CSIB(b) dated 22 June 1944.
2. I have now received replies from both 5th and 8th Armies concerning orders forbidding the carrying of letters or communications.
3. S.L.O., 5th Army, states that no orders have been issued forbidding the mere carrying of letters. However, the 8th Army has issued an order under which convictions have been made for violations of its contents. I enclose herewith copy of such order.
4. Obviously under Proclamation 1, Article IV, Sections 2 and 3, there could be convictions because of attempts to aid the enemy but you will note that the above mentioned order of the 8th Army is general in character.

17
RICHARD E. WILSON.
Colonel GC.
Deputy Chief Legal Officer.

REW/wcw.

4009/1
HEADQUARTERS
AMG FIFTH ARMY
LEGAL DIVISION
APO 464 U.S. ARMY.

Legal (15A)
10 July 1944.
208/CA/5.
Recd 17/7/44

SUBJECT: Unauthorized carrying of Mail.

TO : Chief Judicial Officer, Legal Sub-Commission,
A.C.C., Advance H.C.

-
1. Your letter ACC/P/24/L dated 4th July 1944 on the above subject reached this HQ last night.
 2. So far as the writer is aware, no local order has ever been published in the Army Area under which the mere carrying of letters (irrespective of their contents) has been made an offence, nor has any civilian been arrested or charged on these grounds.
 3. If a civilian were found carrying letters containing information regarding the Allied Forces, he could presumably be convicted of assisting in a violation of Proclamation No. 1. Art IV. Sec 3. In the absence of some element of this nature, and provided that none of the regulations restricting civilian movement was being infringed, no action would be taken.

H.M. Dickie Wfar. 16
H.M. DICKIE., W/Cdr., R.A.F.,
S.L.O. AMG Fifth Army.

4014/1
SUBJECT:- Unauthorized Carrying
of Mail

Admin Section
AMG Rear Eighth Army

0A/73

12 JUL 1944

6 Jul 44

EXECUTIVE COMMISSIONER'S BRANCH,
ALLIED CONTROL COMMISSION

Copy to : ADM SECTION, ACC;
LEGAL SUB-COMMISSION, Adv HQ, ACC

1. Answering ACC/R/24/L of Legal Sub-Commission letter of 4 Jul 44.
2. Enclosed are two copies of order re subject which is published as standard operating procedure immediately on occupation of all new territory by spearhead officers working under orders of AMG Eighth Army. Eighth Army made the original request as to all combat zone territory and publication will be continued without further requests until and unless the Army indicates otherwise.

Edwin J. Mercer
EDWIN J. MERCER, Lt.-Col., Ord,
Senior Legal Officer,
for Group Captain,
Officer Commanding,
AMG EIGHTH ARMY.

ORDER

Until further notice it is forbidden for any person to carry with him or to send any letters or communications excepting such as may be authorized by the Military Authorities.

ORDINE

Fino a nuovo ordine è vietato ad ognuno portare con se o di trasmettere lettere o comunicazioni eccetto quelle autorizzato dalle Autorità Militari.

C. E. BENSON, Ufficiale Comandante
il Governo Alleato
dell'Ottava Armata

146

ORDER

further notice it is forbidden for any person
y with him or to send any letters or
nications excepting such as may be authorized
Military Authorities.

ORDINE

a nuovo ordine è vietato ad ognuno di
con se o di trasmettere lettere o communi-
eccetto quelle autorizzato dalle Autorità

C. E. BENSON, D.S.O.,
Ufficiale Comandante,
il Governo Alleato
dell 'Ottava Armata

ADVANCE HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

/304

13A

ACC/R/24/L

4 July 44

Carrying

Subject: Unauthorized delivery of mail.

To : Senior Legal Officer, AMO, 5th Army.
Senior Legal Officer, AMO, 8th Army.

1. H. Q. AAI has asked this Sub-Commission for information as to authority upon which civilians are convicted for carrying letters within areas in which Civil Postal Communications are prohibited.

2. There is no proclamation or general order covering this point, which arises principally in army areas or in regions immediately in rear of army areas. Information is, therefore, requested as to how this question is dealt with in your army area e.g. Does your SCAG publish an order as and when required? or are Provincial Commissioners asked to issue orders? Is an order posted in every area as soon as it is occupied, or only on certain occasions? Does AMC publish such order when it thinks fit or only when asked to do so by the Army? If there is a common form of order, will you please enclose two copies with your answer; if not, will you please include in your answer a brief statement as to what is normally provided in such orders i.e. do they normally prohibit the carrying of any letter, or merely the carrying of letters from one specified area to another.

3. Please let me have an answer as soon as possible, and please address it to Legal Sub-Commission (for Chief Judicial Officer) Advance H.Q. Allied Control Commission.

RICHARD H. WILMER
Colonel
Acting Chief Legal Officer.

13

40041 v file
 U. S. RESTRICTED
 Equals British RESTRICTED

12A4476

ILMER/mbr

5/03

3032

JULY

RESTRICTED

PRIORITY

ACC REAR

ACC ADV BA

RE: ARE REQUIRING CITATION OF AUTHORITY UPON HIGH CONVICTIONS ARE ISSUED
 OF CIVILIANS WHEN TO ACC ADV BA FOR LEGAL FOR CAMPBELL FROM ACC REAR
 FROM WILLER SIGNED STONE PAPER WITH PERMITTED CARRYING LETTERS WITHIN
 AREA IN HIGH CIVIL POSTAL COMMUNICATIONS PROHIBITED TO SIGNAL THIS IN

AUTHENTICATED

E. J. Chiocca
 E. J. CHIOCCA
 CWO USA
 Adjutant

DISTRIBUTION:

- 1 File
- 1 Float
- 1 DCC
- 1 Legal
- 1 Adj Main

U. S. RESTRICTED
 Equals British RESTRICTED

401411 the
4007/3
✓

Legal SC
0992
11A
✓22

Subject: Control of Civil Communications

HQ ALLIED ARMS IN ITALY

RESTRICTED.

Chief Legal Officer,
H.Q. A.C.C.
Civil Communications Sub-Commission,
H.Q. A.C.C.

ALI/1401/10/EST(b)

22 Jun 44

1. Can you please state whether it is an offence for a civilian to carry a letter from one place to another in an area where no postal facilities are available to civilians - e.g. in Army areas.
2. For example, if a civilian has occasion to travel from, say, PERUGIA to VITERBO, and if he gets an A.M.G. pass for the journey in the proper manner, is it an offence for him to carry a letter from one of his friends at PERUGIA to one of the latter's friends in VITERBO?
3. In other words, what are the legal facts behind our policy of "no civil postal communications in the Army areas"? Does it mean no facilities will be afforded? Or does it mean that no civilian may communicate with another by letter in such areas?
4. We can find nothing in the proclamations to indicate that the hypothetical civilian in para 2 above is committing an offence.
5. It has been noted, however, that British Army A.M.G. and 5 Corps A.M.G. have convicted civilians on charges of this nature.
6. It is realized that to carry letters to enemy territory, or to attempt to do so, is, quite rightly, an offence under A.M.G. proclamations. It is the carrying of letters within Allied territory that is the subject of doubt.
7. We are not asking that this should be made an offence, but would be grateful if you could inform us of the position and clarify this matter.

W.D. Lubbock

1st Colonel,
Staff of General Sir G. I. G.

1. Can you please state whether it is an offence for a civilian to carry a letter from one place to another in an area where no postal facilities are available to civilians - e.g. in Army areas.
2. For example, if a civilian has occasion to travel from, say, BARCELONA to VITORIA, and if he gets an A.M.C. pass for the journey in the proper manner, is it an offence for him to carry a letter from one of his friends at BARCELONA to one of his letter's friends in VITORIA?
3. In other words: what are the legal facts behind our policy of "no civil postal communications in the Army areas"? Does it mean no facilities will be afforded? Or does it mean that no civilian may communicate with another by letter in such areas?
4. We can find nothing in the proclamations to indicate that the hypothetical civilian in para 2 above is committing an offence.
5. It has been noted, however, that Eighth Army A.M.C. and 5 Corps A.M.C. have convicted civilians on charges of this nature.
6. It is realized that to carry letters to enemy territory, or to attempt to do so, is, quite rightly, an offence under A.M.C. proclamations. It is the carrying of letters within Allied territory that is the subject of doubt.
7. We are not asking that this should be made an offence, but would be grateful if you could inform us of the position and clarify this matter.

W.D. Gibson

LT-COLONEL,
~~Staff of General~~
G.S.I. (b)

Copy to:- G.S.I.(c).

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

Ref/127/41/CA

11 March 1944

SUBJECT: Civil Post Office Services.

TO : All Sub-Commissions
Regional Commissioners
SCAO's, 5th & 8th Armies.

The following has been prepared by Telecommunications and Posts Sub-Commission for the information of all concerned:

SUMMARY
OF
CIVIL POST OFFICE SERVICES
available to the Public (excluding military personnel)
as at 1st March, 1944

(a) Internal

1. MAILS.

Letters and postcards collection and delivery in and between Alber-ated Italy*, Sicily and Sardinia (registered letters, packets and parcels NOT accepted).

Postage Rates (as in operation prior to occupation).

Postcards	For delivery in town of posting	For delivery outside town of posting
Letters (for each 15 gms)	15 centesimi	30 centesimi
	25 "	50 "

Present Maximum Weight Limits for Posting.

In Italy and Sardinia:	90 gms
In Sicily	210 gms

Postage Stamps to be used.

Italy and Sardinia	:	Italian only (AMG stamps may be used later if necessary)
Sicily	:	AMG only (special print).

+ Region II and Salerno Province (Avellino, and part of Naples and Benevento Provinces to be added shortly).

(b) Foreign

The following has been prepared by Telecommunications and Posts Sub-Commission for the information of all concerned:

SUMMARY
OF
CIVIL POST OFFICE SERVICES
available to the Public (excluding military personnel)
as at 1st March, 1944

(a) Internal

1. MAILS.

Letters and postcards collection and delivery in and between liberated Italy*, Sicily and Sardinia (registered letters, packets and parcels not accepted).

Postage Rates (as in operation prior to occupation).

	For delivery in town of posting	For delivery outside town of posting
Postcards	15 centesimi	30 centesimi
Letters (for each 15 gms)	25 "	50 "

Present Maximum Weight Limits for Posting.

In Italy and Sardinia:	90 gms
In Sicily	210 gms

Postage Stamps to be used.

Italy and Sardinia	:	Italian only (AMG stamps may be used later if necessary)
Sicily	:	AMG only (special print).
+ Region II and Salerno Province (Avellino, and part of Naples and Benevento Provinces to be added shortly).		

(b) Foreign

(i) Civil. - Between all the territories in which the internal service operates and all Allied and neutral countries other than those occupied by the enemy.

Postage Rates.

Postcards : 1.50 lire
 Letters : Up to 20 gms : 2.50 lire
 : 20-40 gms (maximum weight) 4 lire

Postage Stamps. - As for internal mails.

DETAILED REGULATIONS, INCLUDING CENSORSHIP RESTRICTIONS, ARE ON
 EXHIBITION IN ALL POST OFFICES.

(ii) Prisoners of War.

Letters and postcards, free of postage, for Prisoners of War in both Allied and Enemy hands.

(iii) International Red Cross Messages.

Agencies are established in Naples, Palermo and Cagliari. A limited service now operating will shortly be made available in all the liberated area. Details will be published by the International Red Cross Committee.

2. FINANCIAL SERVICES.

In the postal delivery area: - Post Office Savings Bank, Post Office Bonds, Postal Money Orders.

The Post Office Current Account banking service is in operation to a limited extent.

W. P. Field
 NORMAN E. FISKE,
 Colonel, Cavalry,
 Deputy Executive
 Commissioner.

DISTRIBUTION:

Chief Commissioner
 Deputy Chief Commissioner
 Secretary General to Chief Commissioner
 Administrative Section 10
 Economic Section 12
 PW & Displaced Persons Sub-Commission
 Italian Refugees Branch
 Security Branch
 Information Branch
 Establishment Branch
 Political Section
 Navy
 Land Forces
 Air Forces

(ii) Prisoners of War.

Letters and postcards, free of postage, for Prisoners of War in both Allied and Enemy hands.

(iii) International Red Cross Messages.

Agencies are established in Naples, Palermo and Cagliari. A limited service now operating will shortly be made available in all the liberated area. Details will be published by the International Red Cross Committee.

2. FINANCIAL SERVICES.

In the postal delivery area: - Post Office Savings Bank, Postal Bonds, Postal Money Orders.

The Post Office Current Account banking service is in operation to a limited extent.

DISTRIBUTION:

Chief Commissioner
 Deputy Chief Commissioner
 Secretary General to Chief Commissioner
 Administrative Section 10
 Economic Section 12
 PW & Displaced Persons Section
 Italian Refugees Branch
 Security Branch
 Information Branch
 Establishment Branch
 Political Section
 Navy
 Land Forces
 Air Forces
 Telecommunications & Postal Administration 10
 War Material Disposal
 Public Relations Officer
 Liaison Section HQ ACME
 Regions I, II, III, IV, V, VI, VIII, IX.
 SCMO 5th Army
 SCMO 8th Army

HEAD HEADQUARTERS
ARMED FORCES COMMISSION.
LEGAL SUB-COMMISSION.
REF 594.

15th February, 1944.

REFERENCE : HQ/4214/141.

SUBJECT : Telecommunication facilities - Sicily.

TO : V. S. Administration.

1. The attached file has already been the subject matter of an opinion by this Sub-Commission - copy attached hereto.

2. I agree with the policy laid down in para. 3 (a) of file dated 16 Feb but I think that the policy laid down in 3 (b) i.e., abandoning any claim at the present time is likely to be dangerous.

GERALD B. HUGHES.
Colonel,
Chief Legal Officer.

GHW/ew.

GSH/gmc

MEMORANDUM
ALLIED COMMUNICATIONS
Legal Subcommunications

19 January 1944.

In reply
refer to: 100/1/340.

SUBJECT: Commercial and State Telecommunication Facilities, Sicily.

TO : Communications Section, AGC.

1. In this opinion I am only dealing with privately owned telephone companies and not with state or para-statal companies.

2. The use and control of telecommunication systems are governed by International Law and the Armistice Terms.

By International Law an occupying force may use all telecommunication systems upon the terms of restoring them at the conclusion of peace and paying an indemnity (Art 43 Hague Convention).

The Armistice Terms provide (a) that the Allied Forces may use telecommunication systems, and this applies equally to unoccupied as well as to occupied territory, and (b) that the Italian Government will comply with instructions issued by the Allied Forces regarding the use and control of telecommunication systems. Nothing is said in particular as to the terms of payment for use of telecommunication systems but there are two general financial provisions which appear to be relevant: first that the Italian Government will supply such currency as the Allied Forces require and will release L. 14. More issued (the Allies) in Italy and secondly that the Italian Government will pay for the costs of occupation.

In my opinion the legal position under International Law and the Armistice Terms mentioned above is as follows:-

(a) There is a telephone exchange system is worked by the Allied Forces -

(i) Compensation is payable by the Allied Forces to the Company in respect of such use. I see nothing in the Armistice Terms which precludes this right of a private company under International Law. Payment should only be made through the usual requisitioning channels. In circumstances the compensation payable, the expenditures incurred by the Allied Forces in improving the telephone system will be an important factor to be taken into account so as to reduce the amount payable, but as pointed out in para 6 of your letter much of the expenditure by the Allied Forces on the property will not be of great use for civilian purposes and it would not be fair to claim to set off these payments in full, and the balance will be a normal commercial expense probably ultimately recoverable as part of the costs of

1. In this opinion I am only dealing with privately owned telephone companies and not with state or postalized companies.

2. The use and control of telecommunication systems are governed by International Law and the Maritime Terms.

By International Law an occupying force may use all telecommunication systems under the terms of restoring them at the conclusion of peace and giving an indemnity (Art 53 Hague Convention).

The maritime terms provide (a) that the Allied forces may use telecommunication systems, and this provision equally to occupied as well as to occupied territory, and (b) that the Italian Government will comply with instructions issued by the Allied forces regarding the use and control of telecommunication systems. Nothing is said in particular as to the terms of payment for use of telecommunication systems but there are two general financial provisions which appear to be relevant; first that the Italian Government will supply such currency as the Allied forces require and will redeem M. Lire issued (the Allied) in Italy and secondly that the Italian Government will pay for the costs of occupation.

In my opinion the legal position under International Law and the Maritime Terms mentioned above is as follows:-

(a) Where a telephone exchange system is worked by the Allied forces -

(i) Compensation is payable by the Allied forces to the company in respect of such use. I see nothing in the Maritime Terms which precludes the right of a private company under International Law. Payment should only be made through the usual requisitioning channels. In accounting the occupation payments, the expenditures incurred by the Allied forces in running the telephone system will be an important factor to be taken into account so as to reduce the amount payable, but as pointed out in para 6 of your letter much of the expenditure by the Allied forces on the property will not be of great use for civilian purposes and it would not be fair to claim to set off these payments in full, and the balance will be a normal operational expense probably ultimately recoverable as part of the costs of occupation.

(ii) Payment in favour of the private company will be made, as pointed out above, through the usual requisitioning channels but will be made in M. Lire so that ultimately the Italian Government will be called upon to redeem this currency and therefore in effect to pay for the restoration services, and common sense would seem to make it desirable for the Italian Government to take over the question of compensation with the particular private company direct. This could be arranged in conjunction with the M. Lire reconstruction and Ministry of Finance.

(b) Where the telephone exchange system is worked by the telephone company for the Allied forces -

605

- 1 -

0720

The course contemplated by the wishes is for the Allied Forces through (X) to arrange with the Italian Government as to the personnel they require to be run by civilian agencies and to give directions to the Government for this purpose. It will then, in my view, be the duty of the Government to make the appropriate arrangements with the civilian agencies concerned. These arrangements will of course include terms of payment to the company for the services to be rendered but it will be the duty of the Government to discharge these payments and not the Allied Forces. It may well be, however, that the Government will require some loan to be arranged through A.S.A. to discharge such payments but this will not, of course, affect the ultimate liability of the Government for such payments.

At present, however, the Government probably has insufficient personnel to make the arrangements required by the Allied Forces with the telephone companies and until the Italian Government are in a position to undertake this responsibility (a matter as to which the Communications Section can form a sound opinion) the proper procedure is for the Allied Forces to requisition the services of the telephone company and its personnel in which case the position will be as in para. (a).

G. M. WATSON, Colonel
Chief Legal Officer, ACC.

Enclosures sheet to Sub Com

1. HQ 135 Section of a How
2. HQ Acc " of 26 Dec
3. HQ MATCUSA 29 Nov
4. HQ 135 2 Nov
5. HQ 7th Army 29 Oct

54

this responsibility (in accordance with the provisions of the
a sound opinion) the proper procedure is for the Allied Forces to requisition
the services of the telephone company and its personnel in which case the
provision will be as in para. (a).

G. H. WRIGHT, Colonel
Chief Legal Officer, AGO.

Enclosures sent to Sub Comm

1. HQ 183 *Letter of 2 Nov*
2. HQ 183 *of 26 Dec*
3. HQ 183 *29 Nov*
4. HQ 183 *2 Nov*
5. HQ 7th Army *29 Oct*

99

U. S. CONFIDENTIAL

Equals Basic CONFIDENTIAL

HEADQUARTERS ALLIED CONTROL COMMISSION
APO 394

LDE/drr

In reply
refer to: AG 311.2
13/6/3

26 December 1943

Subject: Commercial and State Tele-Communication Facilities - Sicily.

Memo To: Director, Legal Sub-Commission, Allied Control Commission.

1. Reference attached basic letter AG 311.3(1BS3C-1) Hq IBS, APC 2550 dated 2 November 1943, above subject with two indorsements and two inclosures.
2. Report mentioned in para 5d of Incl. 2 to basic communication upon request of IBS was returned by Hq AMG to IBS without action.
3. The questions raised in paragraphs 5c and 5d of inclosure #2 basic communication has been referred to ACC for determination of policy. There is also a request for payment to be made by the Italian Government in communications materials such as copper wire, insulators, poles, and other materials expended by United States Signal Troops for rehabilitation.
4. On 2 August 43 Chief Signal Officer 15th Army Group issued Operation Instruction No. 15 with respect to the policy - Restoration of Civil Telephone and Telegraph Services in Sicily. Paragraphs 3 to 7 inclusive of such instructions are quoted:
 - 3 "Within the general policy laid down in this letter Commanders 7th and 8th Armies will take every opportunity to facilitate the restoration of civil telephone and telegraph services, detailed action being co-ordinated by their Chief Signal Officers and Civil Affairs Officers.
 - "In areas not in the sphere of direct interest of armies such matters will be dealt with by the Signal Officer on the Staff of AMGOT.
 - 4 "All local, intraurban, telephone services will be restored to civil use, as far as possible having regard to essential military requirements, and will wherever possible be operated by civil personnel.
 - 5 "Civil telegraph services will be restored wherever this does not conflict with military needs, but such services will for the present be open for use only for military purposes and for such civil government traffic as may be expressly approved by AMGOT. These services will be operated wherever possible by civil personnel.

U. S. CONFIDENTIAL
Equals Basic CONFIDENTIAL

U. S. CONFIDENTIAL

- 2 -

Equals British CONFIDENTIAL

6 'No new construction or appropriation of routes or terminal equipment or changes of circuits will be made by civil authorities without the consent of the Signal Officer concerned.

7 'No reserves of equipment of any kind will be drawn on for civil services without the approval of the signal officer concerned, except for work under paras 4 and 5.'

5. The S.E.T. (non-government owned) telephone company will doubtless have a substantial claim for local telephone service and facilities furnished Allied Forces, for use of long-distance circuits and facilities, for stores taken and requisitioned. It is understood that bills or claims have not been presented or any payments made by Allied Forces to S.E.T.

6. It is also suggested that the telephone company may claim that labor performed by Allied Forces on the property was or is of little value to them on the ground that much of the work was performed in order to meet military requirements and that a considerable amount of re-arrangement will be required before full civilian use can be made of the property.

7. It is submitted that the questions submitted by the basic correspondence will likewise arise with respect to other privately owned utilities such as the electric industry.

8. Your comments with respect to this matter are requested.

For Captain E. W. STONE:

L. D. Densmore

L. D. DENSMORE
Lt. Col. S.C., CSO
Communications Section

3 Incls:

- #1 - Cy ltr 28 Oct 43, CG, Seventh Army to CO, IES.
- #2 - cy ltr 2 Nov 43, CO, IES, to CCAO, AMG.
- #3 - Basic Communication with 2 indorsements.

U. S. CONFIDENTIAL
Equals British CONFIDENTIAL

4014/1

4

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUBCOMMISSION~~REF/45~~

2 February 1944

SUBJECT: Postal Services- Court Documents

TO: Telecommunications & Postal Subcommittee

1. Reference your RS/16/11/4
2. While the proposal to have the postal facilities available for transmission of court documents appears to be most desirable not only on the mainland of Italy, but also in Sicily and Sardinia as well, it is not regarded as a matter of highest priority.

RICHARD H. WILMER,
Lt. Col.,
Deputy Chief Legal Officer

30 JAN 1944

HEADQUARTERS ALLIED CONTROL COMMISSION
APO 394

SHH/hd

In reply refer to:
PS/16/11/4

29 January 1944

Subject: Postal Services - Court Documents

To: Legal Sub-Commission

1. Attached is a copy of a presentation from the Legal Officer, Salerno Province, related to the restoration of special postal facilities for the delivery of certain legal notices.

2. In connection with the consideration which is now being given to the matter, the views of the Legal Sub-Commission would be welcome, particularly as regards urgency. At the moment the postal delivery services in Region II (excepting the four provinces of Puglia) are not by any means fully developed, and the extent to which the notices could be distributed would necessarily be restricted at the outset.

3. Perhaps Sicily and Sardinia will be covered in your reply.

J. L. Henderson
J. L. HENDERSON
Colonel
Telecommunications & Posts
Sub-Commission

Incls:
As noted

3

709

COPY

ALLIED MILITARY GOVERNMENT
SALERNO PROVINCE

30 JAN 1944

9 January 1944

SUBJECT: Re-establishment of Service of Court Documents by mail.TO: Lt.Col. Producers O.C. Postal Service Post Office, Salerno.

1. This office, to facilitate the business of the local courts, respectfully directs your attention to, and asks re-establishment of, the procedure for service of court document by mail under Royal Decree No2393 dated 21 Oct.1923.

2. The procedure is as follows;

- a)-The open envelope in which the court documents is contained, with return receipt, attached will be delivered to the Post office by a Judicial Officer who will prepay all taxes or fees.
- b)-The Post Office will deliver the envelope to the addresses or to a same person over 14 years of age at the residence of the addresses.
- c)-The addresser or consigner will sign the return receipt with the assistance of the postman, if necessary by reason of illiteracy.
- d)-If the addresser or consigner refuses to sign the return receipt, the fact is noted on the receipt which is then held at the local Post Office for 10 days at the disposition of the addresser. If he then has not signed, it, the envelope, document, and receipt are returned to the sender with note: "Refused by addresser". Service of the document is nevertheless regarded as executed.

receipt card.

3. We enclose a sample envelope and

4. This office urges the re-establishment of the above procedure for service by mail throughout those parts of Italy now occupied by the Allied Forces where Post Office are functioning. If this proposal is carried out, the improvement in the administration of Justice in the area will be impressive.

Sig/. John P. Barden 2nd
Lt. Legal Officer

COPY

30 JAN 1944

Salerno 10/1/1944

Al Sig.Lt.Col. Progers
C.CC Postal Service
Poste Office
SALERNO

Oggetto: Ripristino servizio notificazione atti giudiziari

In merito alla proposta concernente il ripristino del servizio notificazione degli atti giudiziari limitatamente alla provincia di Salerno, questa Direzione non ha nulla da obiettare. Si prega, però, di tener presente che data l'importanza del Servizio di cui trattasi i pieghi relativi dovrebbero avere il trattamento di raccomandazione, servizio che, come è noto, è per il momento sospeso, essendo ammesso soltanto l'impostazione delle corrispondenze ordinarie.

Sarebbe pertanto necessario autorizzare il ripristino dell'accettazione delle corrispondenze raccomandate sia pure limitatamente al servizio in oggetto.

IL DIRETTORE PROVINCIALE
F/to Cusimano

0 7 2 9