

ACC

10000/142/185

PUBLIC WORKS & U
APR. 1944 - AUG. 19-

10000/142/185

PUBLIC WORKS & UTILITIES SUB-COMMISSION
APR. 1944 - AUG. 1945

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/ 4014/6/L.

WEB/pa.
14 Aug 45.

SUBJECT : Centrale Idroelettrica.

TO : Economic Section.

1. In my opinion the reply to the questions^{raised} in your
064/PWU of 13 Aug 45 is :-

- a) Allied Commission has no authority to establish the amounts to be paid by Selt Valdarno, unless such authority is conferred upon Allied Commission jointly by Selt Valdarno and La Lama -i.e. by a request for arbitration.
- b) Allied Commission is not obliged to decide the amounts to be paid.

2. It seems to me that, broadly, the position is as follows. The relations between Selt Valdarno and La Lama are established either by law (e.g. officially prescribed scales) or by freely negotiated contract (express or implied). If they are established by law and if the conditions existing in Aug.44 did not appear reasonable as between the parties it might have been open to AMG to modify the law and change the existing rates. No such action was taken, however, and since the territory concerned has now been restored to the Italian Government any action along these lines must be taken by that Government.

3. If the price to be paid depends upon an express or implied agreement it is for the Italian Courts to give a decision. The fact that the current was supplied and accepted as a result of orders from the Allies does not, in my opinion, affect the fact that payment must be based upon an express or implied agreement. It might well be a factor to be taken into account in deciding the rate under an implied agreement or in deciding whether or not to vary an express agreement. This factor can, however, be considered by the Italian Courts.

W. E. BEHRENS, 24
Colonel,
Chief Legal Advisor.

Encls. with your letter returned herewith

HEADQUARTERS ALLIED COMMISSION

INTER OFFICE MEMO.

REFERENCE: 064/PWU
 SUBJECT : Electric Rates - Centrale Idroelettrica.
 TO : Legal Sub-Commission.
 FROM : Economic Section.

13 Aug 45.

1. Reference is made to memorandum from the P. W. & U. Sub-Commission dated 26 July relative above subject.
2. Additional facts are :-
 - (a) The military unit which assumed the responsibility of directing operations of the Ia Iama power station was the 84 CRE Works.
 - (b) The 84 CRE Works referred the matter of payment to the P. W. & U. Sub-Commission with the request that the price be established.
 - (c) Attempts to arbitrate the matter have failed.
3. We request an opinion on the following :-
 - (a) Does the Allied Commission have authority to establish the amounts to be paid "Ia Iama" by Selt Valdarno for this service ?
 - (b) Is the Allied Commission obliged to make this decision ?

Enclosures

(a) Letter 064-PWU - 26 July

(b) Enclosure referred to in
PWU - 064

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
Italian Section	
CLERKS	
13 AUG 1945	

L. D. Denmore
 L. D. DENMORE,
 Colonel, F.A.,
 Chief Staff Officer.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4014/b/L.

WEB/1a.
1. June 1945.

SUBJECT : Electricity Supply.

TO : A/Director, P.S. & U. S/G.

1. There is returned herewith your 158/PWU. of 28 May 45. and enclosure.

2. It is to be observed that the question raised depends solely upon Italian municipal law. Whatever its ultimate implications, the problem is one of the rights of consumers against the electrical companies under their various contracts and in the light of Italian legislation. It is no concern whatever of the Allied Commission.

3. I have consulted my Italian legal advisors who advise me that they do not agree that the changeover envisaged in your letter is brought about by war conditions. Indeed it is quite clear that it is not, since you yourselves say that it will "considerably improve the reliability of the service and make more power available". There is no suggestion that the companies would not continue to operate without the changeover.

4. I am further advised that it is impossible to answer the question you ask without an examination of the various forms of contract between the companies and their consumers. If, however, upon the true construction of those contracts in the light of existing Italian law the companies will be liable to the consumers for expenses caused by the changeover, it cannot be argued that those contracts are over-ridden by war conditions.

5. It is of course possible for the Italian Government to take care of the position by further legislation.

W. E. BEUKENS,
Colonel,
Deputy Chief Legal Advisor.

Incls : 158/PWU. of 28 May 45. and enclosure.

Tele. 320

HEADQUARTERS ALLIED COMMISSION

Inter Office Memo.

WML/cc

REFERENCE: 153/PWH.
 SUBJECT: Electricity Supply.
 TO: Director, Legal Sub-Commission.
 FROM: A/Director, P.W. & U. S/C.

28 May 45.

1. Attached is a memorandum which Lt. Col. Lapper of the Electrical Division of this Sub-Commission has drawn up in connection with the standardisation of frequency for Central and Southern Italy.
2. The Italian Government already have a decree in which it is stated that frequency shall be standardised by 1952. The present conditions, however, brought about by the war seem to be an opportune moment for this to be carried out for Central and Southern Italy.
3. By August of this year it will be possible to receive a large amount of power from North Italy at 50 cycles frequency, and in order to distribute this throughout the grid system of Central and Southern Italy, it will considerably improve the reliability of the service and make more power available if the Central and Southern Italy electrical system is raised from 45 to 50 cycles.
4. While the electrical companies and the Ministry of Public Works agree to this procedure, they are a little concerned regarding claims which may be made by consumers for costs incurred in the changing over of certain electrical motors or equipment brought about by the change in frequency. It is our contention that this change is brought about by war conditions and, therefore, the companies cannot be held responsible.
5. It is desired to know whether the Legal Department of the Italian Government and Allied Commission could agree to this contention and whether a note could be sent to the electrical companies indicating this view.

ATC 280

CLO

DCLO

Chief Counsel

CLO

Horton Section

CLO

20 MAY 1945

E. J. Ristett
 E. J. RISTETT,
 Colonel, C.E.,
 A/Director.

HEADQUARTERS ALLIED COMMISSION
APO 394
Public Works and Utilities Sub-Commission
Electrical Division

13B
WML/ac

MEMORANDUM ON THE STANDARDISATION OF FREQUENCY
FOR CENTRAL AND SOUTHERN ITALY

- 1) - With reference to the electrical power situation in South, Central and North Italy, it is now known that surplus power is available in North Italy over and above their needs after the restoration of industry to normal operation.
- 2) - Arrangements have been made for 100,000 Kilowatts of electric power to be transmitted from North Italy to Central Italy as and when the transmission facilities become available. It is hoped that some of this power may be taken by Central Italy at the end of July and that sufficient transmission capacity will be available for the full 100,000 Kilowatts to be taken by the end of August.
- 3) - It is further proposed that 20,000 Kilowatts of power will be transmitted from Central to Southern Italy through the Terni-Pescara line which will be repaired by the end of August.
- 4) - The question of frequency of supply is an important matter at this stage and as the incoming supply from the North will be at 50 cycles it is necessary that the electrical system receiving this supply shall operate at the same frequency. If different frequencies are allowed to exist the systems will have to operate as isolated areas and a loss in capacity and reliability will take place.
- 5) - On an interconnected grid system advantage is taken of diversity of load and reduction in spare capacity to meet emergency, and by this means an increase in generating facilities is made available together with a greatly increased reliability of supply.

- 2 -

- 5) - The frequency of supply in Central Italy was mainly 50 cycles although there was a large area around Rome operating at 45 cycles.

In order to gain the benefit of an interconnected grid system, arrangements were made for the whole of Central Italy to be interconnected and to operate under a Master Control Centre.

A frequency of 45 cycles was chosen because at that time plans were being developed to send power to Bologna which was in a 42 cycle area, the change from 42 cycles to 45 cycles being easily accomplished.

- 7) - In view of the changed conditions whereby power is to be brought in from the North at 50 cycles, it is desired now to change over the whole of Central Italy to 50 cycles. Furthermore as Southern Italy is also operating at 45 cycles this will be brought into line so that a standard of 50 cycles will then obtain for the whole of that portion of Italy South of Bologna.

- 8) - This matter was put before the Advisory Committee on Electric Power (Central Italy) at their meeting held on 25th May 1945. At this meeting Eng. Masturzo of the Società Meridionale di Elettricità the parent company operating in South Italy attended.

- 9) - The Committee agreed that it was most desirable that the frequency change shall take place and stressed the importance of this being done at the present time while the demand is below normal and before further factories are put into operation.

The Committee however considered that any costs which consumers may have to incur should not be claimed against the power companies.

- 10) - It is anticipated that there will be some factories where speed of drive of machinery is critical and changes in pulley or gear size may have to be made. In some cases new electric motors may have to be installed. Production generally will be increased since the change in frequency will mean a 11% increase in the speed of electric motors. Only rotating electrical plant will be affected by the change.

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- 3 -

- 11) - Italy is anxious to effect this standardisation of frequency and bring her country in line with the European Standard. Attempts have already been made but the electrical companies have not been very cooperative. There is still a decree calling upon all companies to change to 50 cycles by the year 1952 but any boom in factory production may make it difficult for this to be done, and in fact there is no guarantee that it will be carried out by that date.
- 12) - The benefits to be obtained by having a standard frequency of 50 cycles are as follows :
- (a) - 50 cycles is a European standard.
 - (b) - Italy will be free to buy the standard electrical plant and equipment at a cheaper cost than at present.
 - (c) - Large saving in generating costs in Italy by operating an interconnected electrical system.
 - (d) - Frequency changers, a costly and wasteful machine will not be required.
- 13) - As an increase in frequency will also mean an increase in demand for power it is necessary that additional power facilities be arranged before any change is made. The following programme is therefore recommended :
- 15th July 1945 - The third 35,000 KW unit will come into operation at Terni and will provide the extra power required to effect a change in frequency. The frequency in Central Italy to be raised from 45 cycles to 47 cycles.
- 31st July 1945 - Subject to satisfactory operation at 47 cycles the frequency in Central Italy to be raised from 47 cycles to 50 cycles. If this change causes some factories to cease work owing to difficulty in machinery drive, the Inspector General of Electricity, Water and Gas of the Ministry of Public Works will decide whether the factories shall cease work until the necessary adjustments have been made or whether they can be kept in operation while the alterations are being prepared. This will be done either by isolating plant on separate frequencies or reducing the system frequency.

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- 4 -

1st September to 1st October 1945 - It is understood that at this date Southern Italy will have made the necessary adjustments so that their frequency can be raised to 50 cycles and interconnection made with Central Italy. It will be desired to effect this in two stages as outlined above. The additional load taken up by Southern Italy due to the increase in frequency will be supplied from Central Italy and power may have to be curtailed in the South during the transitional stages.

- 14) - The change of frequency in Central Italy to 45 cycles was a condition brought about by the war, and the electrical companies could not avoid having to make the change which was advised by Allied Commission.

Again Allied Commission are advising that in order to transmit a large block of power from North Italy to Central and Southern Italy the frequency of Central and Southern Italy should be raised to 50 cycles to meet this contingency.

- 15) - Since the change in frequency is being forced upon the electrical companies due to conditions brought about by the war, and bearing in mind that a standard frequency will allow of an interconnected grid system with the resultant increase in power available for the activation of additional factories, it is considered that consumers should have no claim upon the electrical companies for any costs which they may incur in making adjustments to plant to suit the changed frequency conditions.

W.M. Lapper

W.M. LAPPER
Lieut-Colonel,
Chief Elec. Div.

Rome, 29 May 1945

file

HEADQUARTERS ALLIED COMMISSION
APC 394
LEGAL SUB-COMMISSION

(12A)

AC/4014/6/L.

GCH/ps.
6 Feb 45.

SUBJECT : Engineers of Terni Electric Company arrested
under D.L.L. 159.

TO : Public Works Sub-Commission.

1. The enclosed petitions from the Società per l'Industria e l'Elettricità, Terni, have been forwarded to this Sub-Commission in error.

2. If you share the opinion expressed by the VP of the Company in regard to the release of the two engineers concerned, you should approach Civil Affairs Section which is competent in the matter.

Incls.

NR

16
G. C. HANFORD,
Lt. Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

TERNI - SOCIETA' PER L'INDUSTRIA E L'ELETTRICITA'
SOCIETA' PER AZIONI CAPITALE L. 1.500.000.000
DIREZIONE CENTRALE DI ROMA

INDIRIZZI:

POSTA: CASELLA POSTALE 509 - ROMA
TELEGRAFO: ELETTRO TENN - ROMA
TELEF.: N. 61600 653-414-593-463-65-745
CIC POSTALE GENOVA N. 47526

VIA DUE MACELLI 56

A.C.

Sottocommissione Legale

Vs.

Ns. 58/V.P.

ROMA

ROMA 27 Gennaio 1945

Vi rimettiamo in copia lettera diretta al
Ministro della Giustizia con preghiera di voler appoggiare
la nostra richiesta.

Con osservanza.

n°1 allegato

TERNI
SOCIETA' PER L'INDUSTRIA E L'ELETTRICITA'
Caro

10A
LVI/ao

3 Jan. 49

MEMORANDUM

Reference : 158/290

Subject : Conservation of Electric Power

From : P. A. H. Sub-Commission

To : Agriculture S/C, AC
 Air Force S/C, AC
 Army Sub-Commission, AC
 Commerce S/C, AC
 Communications S/C, AC
 Displaced Persons & Repatriation S/C, AC
 Economic Section
 Education S/C, AC
 Finance S/C, AC
 Food S/C, AC
 Industry S/C, AC
 Labour S/C, AC
 Legal S/C, AC
 Local Government S/C, AC
 Navy S/C, AC
 Public Health S/C, AC
 Public Safety S/C, AC
 Shipping S/C, AC
 Transportation S/C, AC

1) - Attached General Order for your information and distribution.

W. M. Lafferty
 Lt-Colonel
 Chief Elec. Div.

1 enclosure

LEGAL SUB-COMMISSION

C/O

C/O

Chief Counsel

C/O

Italian Section

CLERKS

Air Force S/C, AC
 Army Sub-Commission, AC
 Commerce S/C, AC
 Communications S/C, AC
 Displaced Persons & Repatriation S/C, AC
 Economic Section
 Education S/C, AC
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 Legal S/C, AC
 Local Government S/C, AC
 Navy S/C, AC
 Public Health S/C, AC
 Public Safety S/C, AC
 Shipping S/C, AC
 Transportation S/C, AC

1) - Attached General Order for your information and distribution.

W. M. L. L. L.
 Lt-Colonel
 Chief Rec. Div.

1 enclosure

LEGAL SUB-COMMISSION	
AC	
AC	
Chief Counsel	✓
CJO	
Italian Section	
CL RKS	
13 JAN 1945	

COPY

P E R M I T T E D

ALLIED FORCE HEADQUARTERS

APO 512

AG/675/171 GDS-0

31 October 1944

Subject : Conservation of electric power
facilities of Italian Utilities

To : ALL CONCERNED

1) - A critical shortage of electric utility service exists throughout wide sections of occupied Italy. In order to conserve the limited supply of electric power available, and in order to meet the increasing military and essential civilian requirements, it is necessary that all possible means be utilized to reduce non-essential electric consumption from utility sources, by both military and civilian users in Italy.

2) - The following steps will be taken to reduce loads on commercial electric systems :

(a) - LIGHTING

(1) Offices - No lights will be burned during daylight hours except in cases where natural lighting is insufficient for proper working conditions.

Wattage of lamps will be limited to a minimum requirement, and fixtures will be located for most economical utilizations of light source.

(2) Halls and Stairways - Lamps in halls, corridors and stairways will be of the smallest wattage commensurate with safety, and a minimum number will be illuminated.

(3) Hotel rooms, and private living quarters - No more than two (2) lamps per private living room or one (1) lamp per bath room will be permitted to be connected. No more than one (1) lamp per private living room will be illuminated at the same time. The lamp bulb will not exceed 60 watt rating. Lighting, when permitted in living tents of military personnel, will be limited to one (1) lamp of 60 watt rating in pyramidal or small wall tent.

(4) Public Space in hotels, cafes, clubs and public buildings - Reduce wattage to a bare essential commensurate with area, use and occupancy. Discontinue all electric signs or display lighting.

(5) Other Military facilities - Lighting of mess hall kitchens, work shops, etc. will not exceed the

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(4) Public Space in hotels, cafes, clubs and public buildings - Reduce wattage to a bare essential commensurate with area, use and occupancy. Discontinue all electric signs or display lighting.

(5) Other Military Facilities - Lighting of mess hall, kitchens, work shops, etc. will not exceed the following scale :

Type of Accommodation	Watts per sq ft
Store Room, Latrine	0,2
Mess halls, Post Exchange,)	0,3
Hospital Ward, Bath House)	0,5
Kitchen, Recreation Building	

./.

- 2 -

(6) Outdoor areas - Guarded areas, POW enclosures, storage areas, streets, etc., will be lighted only in accordance with necessity.

(7) Turn off of all lights not in use - Post signs conspicuously and make every individual economy-minded in use of electricity.

(b) - HEATING AND COOKING

(1) Electric heating will be permitted only in essential industrial processes engaged in production for the military effort, and in hospitals for the treatment of patients.

(2) No electric cooking will be permitted.

(c) - POWER

(1) The use of electric power will be limited to:

(a) Those industries contributing directly to the military effort or essential to the civilian economy.

(b) Installations necessary to safeguard public health.

(2) Elevators will be operated by electric power only for movement of hospital patients or for heavy freight.

(3) No electric motors will be allowed to idle for extended periods.

(d) - ELECTRIC RAILWAY POWER

Will be utilized only on approval by the Electric Power Committee of the A.F.L.R. (Italian) Board.

(e) - ELECTROLYTIC PROCESSES AND ELECTRIC ARC FURNACES

Will be utilized only on approval by the Electric Power Committee of the A.F.L.R. (Italian) Board.

3) - Military Commanders will be responsible that these instructions are carried out within their jurisdiction of military installations, and civilian authorities will be required to enforce similar measures in those civilian installations which are allowed to receive electric service.

By command of General WILSON,

(Sgd) H.V. ROBERTS
Colonel, ACD

(2) No electric cooking will be permitted.

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By command of General WILSON,

(Sgd) H.V. ROBERTS
Colonel, ACD
Adjutant General

file *4014/6* *9A*

ADVANCE HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AFO 394

ACC/101/FWU

14 Jul 44

Subject: Control Areas.

To : Distribution below.

1. In view of the large number of problems requiring coordination between Regions the Public Works and Utilities Sub-Commission has found it necessary to divide Italy into three large areas, South Italy, Central Italy and North Italy with an Area Engineer in each area to act as our field representative who will settle such problems as he can on the ground and to keep us fully advised on the progress being made in his area.
2. We have found that not only do the problems differ in each of these areas, but the habits of the people seem to differ and their requirements are different. Electric Transmission Systems and Military Highways are no respectors of administrative boundaries and must be treated from an overall viewpoint, bearing in mind the territory served. The division made fits these problems admirably.
3. We are now functioning very satisfactorily along these lines in South and Central Italy. Insofar as North Italy is concerned Region IX is more accessible from Milan than it is from Rome with the plain of the Po valley extending over about half of that Region and Route 9 is running in a straight line from Milan through Parma and Bologna to Rimini. The problems of North Italy, the industrial section of this country, can be solved by us advantageously if treated as an area, as outlined.
4. The Ministry of Public Works, finding itself short of key engineering personnel, is adopting this same system as it will be of material help in solving its personnel problem.
5. Should it be found desirable at some future date to reduce the control personnel of A.C.C. it is believed that other Sub-Commissions, or Administrative Branches, may find this to be a more convenient division for limited control purposes, than the present larger number of Regions.
6. This is sent to you for information.
7. Attached hereto is a small map showing these Areas and the various Regions.

Distribution:

Chief Commissioner,
Exec. Commissioner,
V.P. Economic Sec.,
V.P. Adm. Section,

LEGAL SUB-COMMISSION

CLO

DCLO

Chief Counsel

Sub-Commissions:

Agriculture, Labor,
Finance, Shipping,
Food, RKS, Transp.,
Ind. & Com., Education,

L.A. Jenny
L.A. JENNY,
Lt-Colonel, C.E.,
Director.

Interior,
Legal,
Mon. & Fine
Arts,

Property Control,
Public Health,
Public Safety.

12

9B



A.C.C.
P.W. & U. Sub.Com.
Control Areas and Regions

SCALE 1:6,000,000

0 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

Approved *[Signature]* Director
Col. E. 12/7/54

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

MJ3/pa

SA

REFERENCE : ACC/4014/6/L.

11 Jul 44

SUBJECT : Contractors.

TO : Public Works and Utilities Sub-Commission.

1. Reference your letter of 9 July 44 (Acc/074/PWU).
2. It is an understanding on the basis of conversation between Lt.Col.Jenny and Lt.Col.Grossman that it is proposed that the equipment in question be used for the repair and maintenance of military highways.
3. On the foregoing assumption the right of requisition would appear clear. Moreover under the terms of the armistice the Italian Government could be required to make such equipment and facilities available to the United Nations.
4. If the contractors are suspected of committing or intending to commit acts, political or other activities hostile to the Allied Forces they may be detained under the provisions of Proclamation No.1; Art.VIII Section II. In such case, Public Safety Sub-Commission should be consulted.

-10 .
MARC J. GROSSMAN,
Lt.Col.,
for Acting Chief Legal
Officer.

*Please call
me about this after considering it
Rdw*

4014/6

7A

1 'ANCE HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

LAJ/ce

ACC/074/PWU.

9 Jul 44

Subject: Contractors.

To : Legal Sub-Commission A.C.C.

1. A preliminary survey at Rome indicates that a very large percentage of the larger and more competent contractors had been fascists, had paid sums of money into fascists' pockets and received contracts in return, some of these had held office in fascist organisations, while others had received decorations from the fascists. Reports received from our Security Officers bear out these statements.

2. There are two ways of dealing with this situation :

- (a) to prohibit such firms from doing work and to confiscate their equipment and turn it over to the Genio Civile to be used in our important work,
- (b) to officially remove the responsible head and fascist from the organisation and to place a dummy at the head of the organisation and to make use of the well trained organisation now existing.

9

3. If we do the first thing outlined ^{under} (a) above, we are sure that much of the equipment which will be listed as being owned by such firms will disappear or vital parts will be removed before we can requisition it. We will obtain partial equipment without organisation.

4. Under the second item (b) above we would retain the equipment and organisation as it is and have the benefit of such equipment and organisation which we need very much in order to carry out the work assigned to us.

5. Will you please advise me on how we can proceed, with the aid of the engineers of the Ministry of Public Works. We prefer

very much the second procedure outlined under (b) above.
However, we are anxious not to deal with any fascists.

6. May I have your views on this matter at an early date.


L.A. JENNY
Lt. Colonel, C.E.
Director

C.C. to: Economic Section
Lt.Col. RHODES

8

Subject: Contractors

To: Public Works and Utilities sub. Commission

- (6A)
1. Under Proclamation No 1 Article VIII Section II there is power to detain pending investigation any person suspected of engaging in any political or other activity hostile to the Allied Military Government.
 2. In my view any person known to have been in any way active in the fascist interest is within the purview of the above provision, and we would be justified in arresting or detaining him, putting on him the onus of clearing himself of ~~this~~ suspicion.
 3. Obviously, if action of this nature is to achieve the desired purpose, it is necessary to be sufficiently well informed as to who should be included ~~in~~ as detainees. i.e. there will not be need object in detaining the chief of an organization and substituting a dummy, if in fact there are left in the organisation other leading executives who are also fascist-minded.
 4. Public Safety should be consulted and as a first step we would suggest a 3-party meeting to decide on action to be taken.

2.

5. If the above procedure can not be followed, then under our ordinary right of requisition and the Armistice terms (see para 19) we have power to require the equipment in question to be turned over to our own use.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a very important document, as it is the first official communication from the President to the Congress since the inauguration. The letter is written in a very formal and dignified style, and it contains a great deal of information about the state of the Union at that time.

1. U.S. 11, 12, 13,
Colon 1, 2, 3,
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ALLIED MILITARY GOVERNMENT
SALERNO PROVINCE
LEGAL OFFICE

20 June 44

Ref : ACC/4017/16/L

Subject: Hire of Steamroller.

To: Lieut-Col. R.W., C.R.E., 94 Sub Area. (Attention: Capt. R. Bosc
cles).

1) I have been requested by the Legal Subcommittee, HQ, ACC, to reply to your letter dated 15 June 1944, reference CREW/II/3/9.

2) The answer to each one of your questions is affirmative, to wit:

- a) The document is in good order from a legal aspect.
- b) Payment can be made to Giuseppe Salvi fu Emilio.

3) The Tribunale has, by the terms of said order, established that the claimant in question has always been the legal owner of the steamroller, and that he is still the owner thereof. Inasmuch as all the heirs of the deceased were parties to the proceedings which evoked the court order herein, and, inasmuch the said order is not subject to appeal to higher authority, all parties are bound by its terms.

4) It is my opinion, therefore, that payment can be made to claimant, Giuseppe Salvi fu Emilio.

Encl.

CARL. C. BANNO
1st Lt. A.C.
Provincial Legal Officer
SALERNO PROVINCE.

D.C.L.O. / think the
Steamroller was used R.I.P.
The.

Copy to Capt. Bosc
ACC/4017/16/L

To: Lieut-Col. R.E., C.R.E., 94 Sub Area. (Attention: Capt. R. B. B. cles).

- 1) I have been requested by the Legal Subcommittee, HQ, ACC, to reply to your letter dated 15 June 1944, reference CREW/II/3/9.
- 2) The answer to each one of your questions is affirmative, to wit:
 - a) The document is in good order from a legal aspect.
 - b) Payment can be made to Giuseppe Salvi fu Emilio.
- 3) The Tribunale has, by the terms of said order, established that the claimant in question has always been the legal owner of the steamroller, and that he is still the owner thereof. Inasmuch as all the heirs of the deceased were parties to the proceedings which evoked the court order herein, and, inasmuch the said order is not subject to appeal to higher authority, all parties are bound by its terms.
- 4) It is my opinion, therefore, that payment can be made to claimant, Giuseppe Salvi fu Emilio.

Encl.

CARL. C. BANNO
1st. Lt. A.C.
Provincial Legal Officer
SALERNO PROVINCE.

*D.C.C. on 1/11/44
Steam roller / engine R.P.
The.*

*Copy to Capt. B. B. B.
J. A. C. Legal*

Subject:- Hire of Steamroller.

A.C.C. (Ler 1)

11 C.R.E. WORKS.
Phone: 2819.

CREW/11/3/9

15 June 44.

Could advice please be given with regard to the following matter.

A Steamroller was taken into use in Dec. 43 by a unit under command of this H.Q.

After it had been used for sometime a GIUSEPPE SALVI FU EMILIO called in this office asking for payment.

A hire agreement was prepared and he stated that he would have to take it home for his father (who was the owner) to sign, the latter being confined to bed.

The agreement was returned to this office the following day duly signed and witnessed.

The father subsequently died and the relatives were instructed by this office to produce proof of death and the names of the appointed executors of the estate.

No executors were however, appointed.

On 15 May 44, a letter was sent to GIUSEPPE SALVI asking for submission of a Court Order stating to whom the final settlement of 8000 Lire, due under this agreement, should be paid.

A legal document has now been recieved and it would be appreciated if you would advise this office on the following points:-

1. Is the document in order from a legal aspect.
 2. Can payment be made to this man on the strength of this document.
- The original document and a translation is enclosed.

R. Eccles. Capt. R.E.
(R.ECCLES)
for Lieut-Col. R.E.
C.R.E. 94 Sub Area.

TOS...
CLERKS

4014/6

3A

SUBJECT :- Hire of amroller
Contract no 11/11/1,
dated 5 Jan 44.

Directorate of Works
HQ A.A.I.
C. M. F.

254/08

C.E. No 3 District

10 May 44

1. Ref CE/7013 dated 7 Apr 44.
2. Payment due under the contract should only be made upon the production of a Court Order stating who is entitled to payment.
3. Before payment is made any cash order which may be produced should be passed to the local representative of A.C.C. who should be asked to state whether it may be accepted as a valid document.
4. The documents enclosed with your letter are returned herewith.

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CLO

[Signature]
D. T. ANDERSON
Brigadier,
D. W.

Encls

Copy to :- The Director, Legal Sub-Commission, A.C.C. —
The Director, Public Works and Utilities Sub-Commission, A.C.C. 3
- your AGO/0/4/1 dated 25 Apr 44 refers.
C.E., C.C.P.O.

2A
HEAD HEADQUARTERS
AIR TO CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

23 April 1944

ACC/4014/6/L

SUBJECT : Legal Ownership of a steam roller .

TO : Public Works and Utilities Sub-Commission

1. Reference your letter ACC/074/PWU dated 21/4/44 .
2. This Sub-Commission does not undertake to advise Military Units on legal matters.
3. It is suggested that the papers (attached herewith) should be returned to 11 C.R.E. Works and that they be advised to pursue this matter through J.A.G. or their regular legal advisers .

J. MORE;
Capt.
for Chief Legal Officer.

2

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AFO 394

7267

GER/ccb

1A

ACC/074/PWU

21 Apr. 44.

Subject: Legal ownership of a steam roller.

To : Legal Sub-Commission.

1. The attached papers are sent to you, in original, for favour of your ruling as to ownership, as on 17 Jan. 1944.

2. List of papers:-

- (a) Letter 2544/DLM(HQ. A.A.I.) of 18 Apr. 44.
- (b) Copy of contract.
- (c) Translation of a declaration.
- (d) Stamped copy of a declaration.
- (e) Certificate of Registration of Death.
- (f) Two other documents in Italian (for translation see (c)).

P.S.

Please return all papers to this
Sub-Comm. when replying.

L.A. Jenny
L.A. JENNY,
Lt. Col., C.E.,
Director.

1578