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MONTHLY REPORTS, REGION 5
FEB. 1944 – MAY 1945

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

FILE CLOSED 7 May 1945

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HQ ALLIED COMMISSION
(For attention of Legal Sub-Commission)

FROM : HQ ANF UMBRIA MARCHE REGION (Legal)

SUBJECT : Monthly Report

REF. : R5/511/10

DATE : 10 May 1945

1. Ref your AG/1013/5/1 dated 7 May 1945.

2. The mistake arose in consolidating the Monthly Reports. The Pesaro Report contains 2 columns one showing number of cases and the other the number of persons involved. The former were entered in Appendix 'A' instead of the latter. Unfortunately I did not personally check the completed list. Error regretted.

3. Amended Report enclosed.

HQ Allied Commission
C.O.
D.C.O.
Chief Counsel
C.M.O.
Public Relations
Civil Affairs
11 MAY 1945

For the Regional Commissioner

R. C. S. ALEXANDER, Major
R.L.C.

Non affix A La bon substitué

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2 de

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

.../4043/5/L.

WEB/lc.
7 May 1945

SUBJECT : Monthly Report.

TO : Regional Commissioner (Attn: Regional Legal Officer),
UMBRIA-MARCHE Region.

1. Appendix A. to your April report is nonsense, particularly in regard to Pesaro Urbino.

2. Please submit an amended return

By command of Rear Admiral STONE :

W.E. [illegible],
Colonel,
Deputy Chief Legal Advisor

Nil 4043/5 Legal

S.I.G.

SUBJECT : MONTHLY REPORT

TO : C.L.A. HQ. A.C.

FROM : R.L.O. UMBRIA MARCHE REGION

REF. : R5/511/10

DATE : 5 May / ~~6 April~~ 1945

HEADQUARTERS
7 MAY 1945
A. C.

Herewith Monthly Report for April 1945.

I - PERSONNEL

(1) Present distribution of officers is as follows :-

RLO	Major R.B.S. ALEXANDER	(B)
PLO PESARO URBINO	Major A.W.L. FRANKLIN	(B)
PLO ANCONA, MACERATA & ASCOLI	Capt. W.T. SCOTT	(A)
A/LO do	Lt. Marshall A. MILLER	(B)
PLO PERUGIA & TERNI	Major J.A. BOYD-CARPENTER	(B)

(2) During the month the following officers were recalled to their respective Regions and ceased to be attached to this Region :-

Major P.D. COTES-PREEDY	(B)
Lt. F.H. LEANING	(B)
Capt. E.V. FALK	(B)
Major L.D. GLERUM	(A)
Major Ray DERHAM	(A)
Major P. BACKHOUSE	(B)
Capt. L.P. WHATLEY	(B)

II - A.M.G. COURTS

(1) Consolidated table of cases heard by AMG Courts according to categories is set out in Appendix 'A' annexed.

(2) [illegible]

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Herewith Monthly Report for April 1945.

I - PERSONNEL

(1) Present distribution of officers is as follows :-

RLO	Major R.G.S. ALEXANDER (B)
PLO PESARO URBINO	Major A.W.L. FRANKLIN (B)
PLO ANCONA, MACERATA & ASCOLI	Capt. W.T. BOOTH (A)
A/LO do	Lt. Marshall A. MILLER (B)
PLO PERUGIA & TERNI	Major J.A. BOYD-CARPENTER (B)

(2) During the month the following officers were recalled to their respective Regions and ceased to be attached to this Region :-

Major P.D. COTES-FREEDY	(B)
Lt. F.H. HEATING	(B)
Capt. E.V. PALM	(B)
Major L.D. GLERUM	(A)
Major Roy DERHAM	(A)
Major P. BACKHOUSE	(B)
Capt. L.P. WHATLEY	(B)

II - A.M.G. COURTS

(1) Consolidated table of cases heard by AMG Courts according to categories is set out in Appendix 'A' annexed.

(2) No General Courts were held during the month.

(3) Particulars of Superior Court cases tried during the month are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) Pesaro Urbino Province - Nothing special to report.

(b) Ancona Province - Superior Courts - There are an increasing number of Superior Court cases and a good percentage involve subtraction of sizeable quantities of property from the Ancona port.

Summary Courts - The number of Summary Court cases

3780

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was 40 less than the previous month. In last month's report it was stated that there had been a similar drop as compared with the month previous to that. So that in two month's time there has been a decrease of 80 cases.

The number of travel and curfew cases is almost double that of a month ago. A marked decrease occurred in theft and possession cases there being 67 less than recorded for last month.

There is a marked decrease in cases from Fabriano District and this can be accounted for by the departure of troops from that area. The cases in the Senigallia District are about the same as last month. There has been a slight increase at Iesi.

(c) Macerata Province - This Province is almost clear of Allied Troops and the number of cases has dropped materially. In the future the number of cases affecting Allied interests should be negligible.

(d) Ascoli Piceno Province - Nothing special to report.

(e) Perugia Province - Nothing special to report.

(f) Terni Province - Nothing special to report.

III - ITALIAN COURTS

(1) Court of Appeal, Ancona

Audiences have been held in Ancona by the special travelling section of this Court. Difficulties have arisen as to payment of the living expenses of the officials whilst on circuit. These amount to something like 570 lire per person per day whereas the maximum claimable by officials under the indennita' di missione is understood to be about 160 lire per person per day.

The officials are already out of pocket in connection with the Ancona sittings and it will probably be impossible for them to hold the Pesaro sittings scheduled to commence on 7 May '45 unless the Ministry agree to make a special allowance for the purpose. The matter has been referred to the Ministry by C i/c Italian Branch and is now in their hands.

This Court is still functioning without a Primo Presidente or a Sostituto Procuratore Generale.

(2) Courts of Assize, Marche

Nothing new to report other than that hearings have commenced at Macerata and will continue until early in May. Audiences commenced at Ascoli on 2 May and the first audiences of the Assize Court of Ancona will commence on

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There has been a slight increase at Iesi.

(c) Macerata Province - This Province is almost clear of Allied Troops and the number of cases has dropped materially. In the future the number of cases affecting Allied interests should be negligible.

(d) Ascoli Piceno Province - Nothing special to report.

(e) Perugia Province - Nothing special to report.

(f) Terni Province - Nothing special to report.

III - ITALIAN COURTS

(1) Court of Appeal, Ancona

Audiences have been held in Ancona by the special travelling section of this Court. Difficulties have arisen as to payment of the living expenses of the officials whilst on circuit. These amount to something like 370 lire per person per day whereas the maximum claimable by officials under the indennita' di missione is understood to be about 160 lire per person per day.

The officials are already out of pocket in connection with the Ancona sittings and it will probably be impossible for them to hold the Pesaro sittings scheduled to commence on 7 May '45 unless the Ministry agree to make a special allowance for the purpose. The matter has been referred to the Ministry by G i/c Italian Branch and is now in their hands.

This Court is still functioning without a Primo Presidente or a Sostituto Procuratore Generale.

(2) Courts of Assize, Marche

Nothing new to report other than that hearings have commenced at Macerata and will continue until early in May. Audiences commenced at Ascoli on 2 May and the first audiences of the Assize Court of Ancona will commence on 16 May.

(3) Court of Appeal, Perugia

The new autonomous Court of Appeal was formally opened by H.E. the Minister of Justice on 28 Apr. in the presence of the Regional Commissioner.

(4) Tribunali, Ancona and Perugia Districts

Statistics for work done on civil and criminal cases during the month in Marche and Umbria are given in Appendices 'C' & 'D' hereto respectively.

In Ancona Court of Appeal District the Italian Courts are probably ready

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to undertake their new responsibilities as regards Allied cases. As regards Perugia District I am not so confident. The Courts will, however, be impressed with their responsibilities before the Region closes down.

(5) Prcture, Ancona and Perugia Districts

Nothing special to report.

(6) Judicial Officials

The situation in Ancona Court of Appeal District is upon the whole satisfactory except for (a) the lack of a Primo Presidente and a Sostituto Procuratore Generale and (b) the situation in Pesaro Province as regards which the Ministry is fully informed. (See recent correspondence).

The situation in Perugia Court of Appeal District was fully discussed with the Minister on the occasion of the inauguration of the new autonomous Court of Appeal. The Minister has made certain promises which, if implemented, should render the position reasonably satisfactory.

R. G. S. ALEXANDER, Major
R.L.O.

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APPENDIX 'A' - LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT & WRONGFUL POSSESSION		
	No of persons involved	N.G.	G	No of persons involved	N.G.	G	No of persons involved	N.G.	G
ANCONA	49	1	48	45	=	45	176	16	160
MACERATA	=	=	=	=	=	=	1	=	1
PESARO URBINO	53	8	45	54	1	53	27	2	25
ASCOLI PICENO	=	=	=	=	=	=	=	=	=
PERUGIA	66	3	63	81	=	81	76	13	63
TERNI	=	=	=	=	=	=	9	2	7
TOTALS	168	12	156	180	1	179	289	33	256

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	THEFT & WRONGFUL POSSESSION			BLACK MARKET			A R M S			A S S
N.G.	G	No of persons involved	N.G.	G	No of persons involved	N.G.	G	No of persons involved	N.G.	G	No of persons involved
=	45	176	16	160	2	=	2	10	4	6	=
=	=	1	=	1	=	=	=	=	=	=	=
1	53	27	2	25	=	=	=	15	1	14	1
=	=	=	=	=	=	=	=	5	=	5	=
=	81	76	13	63	=	=	=	17	4	13	=
=	=	9	2	7	=	=	=	2	=	2	=
1	179	289	33	256	2	=	2	49	9	40 ~~39~~	1

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ARMS			ASSAULT			MISCELLANEOUS			TOTALS		
No of persons involved	N.G.	G	No of persons involved	N.G.	G	No of persons involved	N.G.	G	No of persons involved	N.G.	G
10	4	6	=	=	=	37	5	32	319	26	293
=	=	=	=	=	=	=	=	=	1	=	1
15	1	14	1	=	1	51	7	44	200	19	181
5	=	5	=	=	=	14	1	13	19	1	18
17	4	13	=	=	=	28	5	23	268	25	243
2	=	2	=	=	=	3	1	2	14	3	11
49	9	~~39~~ 40	1	=	1	133	19	114	821	74	747

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APPENDIX 'B' - LIST OF SUPERIOR COURT CASES TRIED DURING THE MONTH OF MARCH IN LIBYA MA

N A M E	C H A R G E	PLEA	VERDICT	SENTENCE
1. - PERUGINI ALESSANDRO	1) Possession of W.D. Property	NG	G	5 years
2. - PERUGINI MARIO	1) Possession of W.D. Property	NG	G	½ months, L 10
3. - FALCIONI ALTEO	2) Possession of firearms	NG	G	1 year (consec
	1) Possession of firearms	G	G	1 year (suspe
4. - MOSCATI GIACOMO	1) Possession of firearms	G	G	1 year (suspe
5. - ORSEI MARIO	1) Possession of firearms	G	G	1 year (suspe
6. - ORFEI PIETRO	1) Possession of firearms	G	G	1 year (suspe
7. - ORSEI ENRICO	1) Possession of firearms	G	G	1 year (suspe
8. - BORGHETTI RAIMONDO	1) Possession of firearms	G	G	1 year (suspe
	2) Altering permit	NG	G	2 months (susp
9. - BRANCHESI GINO	1) Possession of W.D. Property	NG	NG	
10. LATINI VINCENZO	1) Possession of W.D. Property	NG	NG	
11. CAMPANILE GIACOMO	1) Theft of W.D. Property	G	G	3 years
12. GEMINI GIANLIELMO	1) Possession of W.D. Property	NG	G	6 months
13. GENTILI ENRICO	1) Possession of counterfeit money	NG	G	1 year
	2) Possession of W.D. Property	NG	G	8 months (co
14. TOPA GIOVANNI	1) Possession of W.D. Property	NG	G	2 years
15. MOSCA EVELINA	1) Possession of W.D. Property	G	G	18 months
16. TONTI ARTURO	1) Possession of W.D. Property	G	G	2 years
	2) Possession of Firearms	NG	G	1 year (cons
17. BARCHIESI ENRICO	1) Possession of W.D. Property	NG	G	5 months
18. ZENOBI NAZZARENO	1) Possession of W.D. Property	NG	G	2 years
19. TIBERI GIUSEPPE	1) Posession of W.D. Property	NG	G	1 year
20. CARNEVALE NATALE	1) Possession of W.D. Property (sugar)	G	G	3 months
	2) Possession of W.D. Property (petrol)	G	G	2 months (co
21. SCANIAI GUERRINO	1) Possession of W.D. Property	G	G	2 years
22. TACCALITI GIOVANNI	1) Possession of W.D. Property	G	G	2 years
23. ALESSANDRELLI ENRICO	1) Possession of W.D. Property	G	G	1 year, L 100
24. MENCHI ENZIO	1) Theft of W.D. Property	G	G	4 years, L 1.3
25. CLEMENTI ATTILIO	1) Possession of WD Property	NG	G	1 year
26. BARTOLONI VITTORIO	1) Possession of WD Property	NG	G	2 years
27. MONTEMARI ERNESTO	1) Possession of firearm & ammunitions	G	G	5 years
	2) relating arrest members CC.RR.	NG	G	5 years (co
28. CASPARINI ATTILIO	1) Possession of firearms, explosives	NG	G	6 months
	2) Possession of WD Property	NG	G	6 months
	3) Possession of telephone coil & wire	NG	G	1 month (co

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OF SUPERIOR COURT CASES TRIED DURING THE MONTH OF MARCH IN UMBRIA MARCHE REGION

	CHARGE	PLEA	FINDING	SENTENCE	PROVINCE
1)	Possession of W.D. Property	NG	G	5 years	ANCONA
1)	Possession of W.D. Property	NG	G	4 months, L. 10.000 fine	"
2)	Possession of firearms	NG	G	1 year (consecutive)	"
1)	Possession of firearms	G	G	1 year (suspended)	"
1)	Possession of firearms	G	G	1 year (suspended)	"
1)	Possession of firearms	G	G	1 year (suspended)	"
1)	Possession of firearms	G	G	1 year (suspended)	"
1)	Possession of firearms	G	G	1 year (suspended)	"
1)	Possession of firearms	G	G	2 months (suspended)	"
2)	Altering permit	NG	G		"
1)	Possession of W.D. Property	NG	NG		"
1)	Possession of W.D. Property	NG	NG		"
1)	Theft of W.D. Property	G	G	3 years	"
1)	Possession of W.D. Property	NG	G	6 months	"
1)	Possession of counterfeit money	NG	G	1 year	"
2)	Possession of W.D. Property	NG	G	8 months (consecutive)	"
1)	Possession of W.D. Property	NG	G	2 years	"
1)	Possession of W.D. Property	G	G	18 months	"
1)	Possession of W.D. Property	G	G	2 years	"
2)	Possession of firearms	NG	G	1 year (consecutive)	"
1)	Possession of W.D. Property	NG	G	3 months	"
1)	Possession of W.D. Property	NG	G	2 years	"
1)	Possession of W.D. Property	NG	G	1 year	"
1)	Possession of W.D. Property (sugar)	G	G	3 months	"
1)	Possession of W.D. Property (petrol)	G	G	2 months (consecutive)	"
2)	Possession of W.D. Property	G	G	2 years	"
1)	Possession of W.D. Property	G	G	2 years	"
1)	Possession of W.D. Property	G	G	1 year, L 100.000 fine	"
1)	Possession of W.D. Proeprty	G	G	4 years, L 1.340,000 fine	"
1)	Theft of W.D. Property	NG	G	1 year	"
1)	Possession of WD Property	NG	G	2 years	"
1)	Possession of WD Property				"
1)	Possession of firearm & ammunitions	G	G	5 years	
2)	resisting arrest members CC.RR.	NG	G	5 years (concurrent)	"
1)	Possession of firearms, explosives	NG	G	6 months	
2)	Possession of WD Property	NG	G	6 months	
3)	Possession of telephone coil & wire	NG	G	1 month (consecutive)	

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N A M E	C H A R G E	PLEA	FINDING	SENTENCE
29. GAVAZZI GIOVANNI	1) Travel from Prov. administered by It Govt to another by AMG	NG	G	1 month
	2) Failed to have proper means of identification	NG	G	1 month
	3) Wrongful use motor vehicle without permit	NG	G	4 months (co
30. RUGGIERI MARIANO	1) travel from Prov.administered by It Govt to another by AMG	NG	G	1 month
	2) failed to have proper means of identification	NG	G	1 month
	3) wrongful use motor vehicle without permit	NG	G	2 months (co
31. BALLUCCI ANTONIO	1) as first in Ruggieri case	NG	G	1 month
	2) as second in Ruggieri case	NG	G	1 month
	3) as third in Ruggieri case	NG	G	2 months (co
32. FELICI QUINTO	1) as first in Ruggieri case	NG	G	1 month
	2) as second in Ruggieri case	NG	G	3 months (co
33. MONTAPERTO RAFFAELE	1) as first in Ruggieri case	NG	G	1 month
	2) as second in Ruggieri case	NG	G	3 months (co
34. MONTAPERTO SALVATORE	1) as first in Ruggieri case	NG	G	1 month
	2) as second in Ruggieri case	NG	G	3 months (co
35. PALMIERI LUIGI	1) as first in Ruggieri case	NG	G	1 month
	2) as second in Ruggieri case	NG	G	3 months (co
36. POMPANI GAETANO	1) Possession of WD Property	NG	G	L 10.000 or 1
37. VILLANI MARINO	1) Possession of WD Property	NG	G	L 5.000 or 30
38. CAMPO TEODORO	1) Proc. 1 Art. IV Sec. 11	G	G	L 20.000 fine
	2) " 1 " IV " 20	G	G	4 years
	3) " 1 " V " 34	G	G	1 year
	4) " 1 " V " 45	G	G	1 year
	5) G.O. 24 Art. 11	G	G	L 4.000
	6) Proc. 1 Art. VI Sec. 1	G	G	3 months
	7) " 1 " V " 44	NG	G	L 15.000, 12
39. ALDI GUIDO	1) Proc. 1 Art. IV Sec. 11	NG	G	L 5.000
	2) " 1 " VI " 1	NG	G	6 months
	3) G.O. 24 Art. 11	G	G	4.000 Lire
40. LIUTPRANDI EROS	1) Proc. 1 Art. VI Sec. 2	G	G	12 months
	2) Proc. 1 Art. V Sec. 35	NG	G	2 years (c
41. GABRIELE ARMANDO	1) Proc. 1 Art. VI Sec. 2	G	G	12 months

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C H A R G E	PLEA	FINDING	SENTENCE	PROVINCE
1) Travel from Prov. administered by It Govt to another by AMG 2) Failed to have proper means of identification 3) Wrongful use motor vehicle without permit	NG	G	1 month	PESARO URBI
1) travel from Prov. administered by It Govt to another by AMG 2) failed to have proper means of identification 3) wrongful use motor vehicle without permit	NG	G	1 month	"
1) as first in Ruggieri case 2) as second in Ruggieri case 3) as third in Ruggieri case	NG	G	4 months (concurrent)	"
1) as first in Ruggieri case 2) as second in Ruggieri case	NG	G	1 month	"
1) as first in Ruggieri case 2) as second in Ruggieri case	NG	G	1 month	"
1) as first in Ruggieri case 2) as second in Ruggieri case	NG	G	2 months (concurrent)	"
1) as first in Ruggieri case 2) as second in Ruggieri case	NG	G	1 month	"
1) Possession of WD Property	NG	G	2 months (concurrent)	"
1) Possession of WD Property	NG	G	1 month	"
	NG	G	3 months (concurrent)	"
	NG	G	L 10.000 or 100 days	"
	NG	G	L 5.000 or 50 days	"
1) Proc. 1 Art. IV Sec. 11	G	G	L 20.000 fine	PERUGIA
2) " 1 " IV " 20	G	G	4 years	"
3) " 1 " V " 34	G	G	1 year	
4) " 1 " V " 45	G	G	1 year	
5) G.O. 24 Art. 11	G	G	L 4.000	
6) Proc. 1 Art. VI Sec. 1	G	G	3 months	
7) " 1 " V " 44	NG	G	L 15.000, 12 months (all consec.	
1) Proc. 1 Art. IV Sec. 11	NG	G	L 5.000	PERUGIA
2) " 1 " VI " 1	NG	G	6 months	
3) G.O. 24 Art. 11	G	G	4.000 Lire	
1) Proc. 1 Art. VI Sec. 2	G	G	12 months	"
2) Proc. 1 Art. V Sec. 35	NG	G	2 years (consecutive)	"
1) Proc. 1 Art. VI Sec. 2	G	G	12 months	

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N A M E	C H A R G E	PLEA	FINDING	SENTENCE
42. CATINARI GIACOMO	1) Possession of WD Property	G	G	4 months
43. PARLANTONI GRIMALDO	1) Possession of WD Property	NG	NG	
44. ROCCI ULDERICO	1) Possession of WD Property	NG	G	18 months
45. FELELI ULDERICO	1) Possession of WD Property	G	G	6 months, L 10.0
46. FERESI CESARE	1) Possession of WD Property	G	G	18 months
47. PACLINI DINO	1) Possession of WD Property	G	G	18 months
48. PACHANELLI UGO	1) Possession of arms	NG	G	1 year (9 months
49. ANTONINI CARLO	1) Possession of firearms	G	G	2 years
	2) Theft of WD Property	G	G	2 years
	3) Possession of false certificates	G	G	1 year (conc
	4) Falsely representing as Member of A.F.	G	G	2 years
50. MANCINI ANTONIO	1) Possession of firearms	NG	NG	
	2) Possession of WD Property	NG	G	L 10.000 fine

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CHARGE	PLEA	FINDING	SENTENCE	PROVINCE
1) Possession of WD Property	G	G	4 months	MACERATA
1) Possession of WD Property	NG	NG		"
1) Possession of WD Property	NG	G	18 months	"
1) Possession of WD Property	G	G	6 months, L 10.000 fine	"
1) Possession of WD Property	G	G	18 months	"
1) Possession of WD Property	G	G	18 months	"
1) Possession of WD Property	NG	G	1 year (9 months suspended)	"
1) Possession of arms	G	G	2 years	"
1) Possession of firearms	G	G	2 years	
2) Theft of WD Property	G	G	1 year (concurrent)	
3) Possession of false certificates	G	G	2 years	"
4) Falsely representing as Member of A.F.	NG	NG		
1) Possession of firearms	NG	G	L 10.000 fine	
2) Possession of WD Property				

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Appendix 'C'

Table showing progress made in Civil and Criminal Cases by Tribunali of MARCHE for month e

TRIBUNALE	C I V I L			P E N A L		
	cases pending on 30 Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45	cases pending on 30 Mar.'45	new cases	case comple
PESARO	143	=	=	143	380	75	7
URBINO	61	3	=	64	123	118	9
ANCONA	477	110	98	489	559	1265	68
MACERATA	193	13	9	197	313	159	16
CAMERINO	47	3	2	48	87	46	5
ASCOLI PICENO	442	29	21	450	560	225	24
[illegible]O	262	22	21	263	298	97	4

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Progress made in Civil and Criminal Cases by Tribunali of MARCHE for month ending 30 Apr.'45

C I V I L				P E N A L			
pending Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45	cases pending on 30 Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45
143	=	=	143	380	75	76	379
61	3	=	64	123	118	98	143
477	110	98	489	559	1265	680	1144
193	13	9	197	313	159	162	310
47	3	2	48	87	46	51	82
442	29	21	450	560	225	242	543
262	22	21	263	298	97	40	355

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Appendix 'D'

Table showing progress made in Civil and Criminal Cases by Tribunali of UMBRIA for month ending

TRIBUNALE	CIVIL				PENAL			
	cases pending on 30 Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45	cases pending on 30 Mar.'45	new cases	cases complet	
PERUGIA	399	50	22	427	1162	49	55	
SPOLETO	FIGURES NOT AVAILABLE				FIGURES NOT AVAILABLE			
TERNI	321	56	36	341	538	97	75	
ORVIETO	40	9	=	49	216	27	29	

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Progress made in Civil and Criminal Cases by Tribunali of UMBRIA for month ending 30 April 1945

	CIVIL				PENAL			
ending Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45	cases pending on 30 Mar.'45	new cases	cases completed	cases pending on 30 Apr.'45
99	50	22	427	1162	49	55	1156
FIGURES NOT AVAILABLE				FIGURES NOT AVAILABLE			
321	56	36	341	538	97	75	560
40	9	=	49	216	27	29	214

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ASSAULT			MISCELLANEOUS			TOTALS		
No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
=	=	=	37	5	32	319	26	293
=	=	=	=	=	=	1	=	1
1	=	1	24	7	44	126	19	181
=	=	=	14	1	13	19	1	18
=	=	=	28	5	23	268	25	243
=	=	=	3	1	2	14	3	11
1	=	1	106	19	114	747	74	747

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APPENDIX "A" - LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT, WRONGFUL POSSESSION			PE
	No of cases	N.G.	G.	No offenses	N.G.	G.	No of cases	N.G.	G.	No o
ANCONA	49	1	48	45	=	45	176	16	160	
MACERATA	=	=	=	=	=	=	1	=	1	
PESARO URBINO	34	8	45	30	1	53	23	2	25	
ASCOLI PICENO	=	=	=	=	=	=	=	=	=	
PERUGIA	66	3	63	81	=	81	76	13	63	
XXXXXXXXXX TERNI	=	=	=	=	=	=	9	2	7	
TOTALS	149	12	156	156	1	179	285	33	256	

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ST OF AMG SUMMARY COURT CASES

	T R A V E L			THEFT, WRONGFUL POSSESSION			BLACK MARKET			A R M S		
	No offenses	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
	45	=	45	176	16	160	2	=	2	10	4	6
	=	=	=	1	=	1	=	=	=	=	=	=
	30	1	53	23	2	25	=	=	=	14	1	13
	=	=	=	=	=	=	=	=	=	5	=	5
	81	=	81	76	13	63	=	=	=	17	4	13
	=	=	=	9	2	7	=	=	=	2	=	2
	156	1	179	285	33	256	2	=	2	48	9	39

WO 3/15 ✓ Legal

SUBJECT : MONTHLY REPORT

TO : C.L.A. HQ. A.C.

FROM : R.L.O. UMBRIA MARCHE REGION

REF. : R5/511/10

DATE : 6 April 1945

Herewith Monthly Report for March 1945.

HEAD QUARTERS 15 APR 1945

I - PERSONNEL

(1) Present distribution of Officers is as follows :-

D/RLO		- Major P. Backhouse	(B)
PLO	Pesaro Urbino	- Major Ray Derham	(B)
A/LO	do	- Major L.D. Glerum	(A)
A/LO	do	- Capt. L.P. Whatley	(B)
PLO	Ancona	- Capt. W.T. Boone	(A)
A/LO	do	- Major P.D. Cotes-Preedy	(B)
A/LO	do	- Lieut F.H. Leaning	(B)
PLO	Perugia	- Capt. E.V. Falk	(B)
PLO	Ascoli	- Lt. Miller (A) (Temporarily)	

(2) During the month Major J. Carslake (B) has left the Region for attachment to AMG 5th Army. Capt Whatley has reported for duty and at the request of Col. Willmer has been attached to Pesaro Province. Earlier in the month Major Glerum also had been assigned to Pesaro Province. At present no replacement for Major Carslake has been sent to Ascoli as it has been easy whilst Regional HQ remained at Aquila for the RLO or D/RLO to visit Ascoli and hear cases as required. The question of assigning a new PLO to this Province is under consideration. It is understood that Lt. M.A. Miller will be reporting on permanent assignment to this Region at an early date.

II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) Pesaro Urbino Province - Provincial Notice No 9 - Changing Curfew hour north of Cattolica line from 1800 to 1900 hrs.

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Herewith Monthly Report for March 1945.

HEADQUARTERS
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(1) Present distribution of Officers is as follows :-

D/RLO		- Major P. Backhouse	(B)
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II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) Pesaro Urbino Province - Provincial Notice No 9 - Changing Curfew hour north of Control line from 1800 to 1900 hrs.
Note - Trouble has developed over Provincial Order No 12 posted last month. This permits fishing up to 800 yds from the shore. After publication of the Order the Italians promptly proceeded to ignore the 800 yds limit and began fishing as far as 15 Kms out. 20 have been arrested. It is reported that the Navy is about to revoke the permission and bar all fishing as a result of these violations and interference with naval operations and security. Which is a pity.

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(2) Ancona Province - (a) Provincial Notice No 8 - Notice of cancellation of General Order No 26.
(b) Provincial Orcer No 21 - Lighting of vehicles.

(3) Macerata Province - Provincial Notice No 5 - Notice of cancellation of General Order No 26.

(4) Ascoli Piceno Province - Nil

(5) Perugia Province - None reported.

(6) Terni Province - None reported.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by AMG Courts according to categories is set out in Appendix 'A' annexed.

(2) No General Courts were held during the month in Marche. Several are pending. It is understood that one General Court Case was tried at Perugia presided over by the C.J.O. and that the accused was convicted and sentenced to 2 years imprisonment. To have reviewed this case would have caused no embarrassment at this HQ. but C.J.O. thought otherwise and elected to have it reviewed at your HQ.. At least that is the guess.

(3) Particulars of Superior Court Cases tried during the month are set out in Appendix 'B' annexed.

(4) The following matters require special mention.

(a) Pesaro Urbino Province - There is quite a lot of work in this Province and it is increasing. Figures for Summary Courts held during the past 4 months show the position :

December	61
January	73
February	87
March	120

(b) Ancona Province - The number of Summary Court cases is 40 less than last month. During the earlier part of the month the prison situation was critical due to the large number of Italian Army Deserters [illegible]. This has been largely corrected but

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(3) Macerata Province - Provincial Notice No 3 - Notice of Cancellation of General Order No 26.

(4) Ascoli Piceno Province - Nil

(5) Perugia Province - None reported.

(6) Terni Province - None reported.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by AMG Courts according to categories is set out in Appendix 'A' annexed.

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January	73
February	87
March	120

(b) Ancona Province - The number of Summary Court cases is 40 less than last month. During the earlier part of the month the prison situation was critical due to the large number of Italian Army Deserters confined in the civilian jails. This has been largely corrected but jail accommodation is still inadequate.

(c) Macerata Province - Nothing special to report.

(d) Ascoli Piceno Province -In the early patt of the month there was a certain amount of civil disturbance in the town of Ascoli.

A number of persons who formed part of crowds that failed to dispersed were arrested and tried before a Superior Court. None of the accused were proved to be actual ringleaders in the riots and the trial judge considered it sufficient to impose suspended sentences of imprisonment and large fines. The trials are, however, reported to have had an excellent moral effect and no recurrence is expected.

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(e) Perugia Province - PLO reports an increase of nearly 200 cases tried in the Province over the previous month. This months total of 415 is the highest figure tried in any month up to date. The largest increase is in pass violations. The defence of ignorance of the necessity for passes is believed to be largely true.
It would appear that more publicity is needed in the City of Rome as to the regulations.

(f) Terni Province - No report received.

IV - ITALIAN CIVIL COURTS

(a) Court of Appeal, Ancona

(i) - Proposed return of Court to Ancona - HQ. 61 Area was requested to allocate housing accommodation in Ancona for the personnel of this Court, but the request was refused.
The Court cannot return until accommodation is released. When that will be is not known.

(ii) - Economic situation - The economic situation of the Court officials continues very bad. The work of the Court is thereby gravely hampered. During the month a Regional Order was prepared pursuant to Art. 10 of KDLL No 328 dated 17 Nov. '44 declaring certain communes to be areas in which the cost of living was exceptionally high.
The purpose of this was, of course, to secure payment of the special "indennita'" to inter alia the Court Officials. Publication of the Order was however suspended on advice from the Finance Division that the new Decree providing all-round increase of statal and para-statal salaries was practically ready. It is hoped that publication of this new Decree will not be long delayed.

(iii) - Hearings - Appeals from Ascoli and Macerata continue to be heard in Tolentino. Arrangements to dispose of criminal appeals from Pesaro and Ancona Provinces are complete. A Section of the Court will hold audiences in Ancona commencing in Ancona on 23 Apr 45 and in Pesaro on 7 May 45. There are 82 appeals to be heard.

(iv) - Personnel - This Court has been without a Primo Presidente for almost 3 months and without a Sostituto Procuratore Generale for over

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as to the regulations.

(f) Terni Province - No report received.

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(iv) - Personnel - This Court has been without a Primo Presidente for almost 3 months and without a Sostituto Procuratore Generale for over 4 months. It is, however, understood that these vacancies are about to be filled by the Ministry.

(b) Courts of Assize

These Courts have now been constituted for Ancona and Pesaro. First audiences for Ancona Court are to be held in Ancona on 16 May 45. Further hearings for the Macerata and Asooli Courts have been arrangod.

(c) Tribunali

Statistics for work done on civil and criminal cases during the month are given in Appendix 'G' hereto. Figures for Perugia and Terni are not yet available.

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(d) Preture -

Nothing special to report.

(e) Judicial Officials

Consent of the Ministry has been obtained through your HQ for the making of certain personnel changes in the Province of Pesaro which are considered to be of real urgency. Report from PLO Pesaro as to action taken is awaited.

It is understood that certain urgent requirements affecting Perugia Court of Appeal have been discussed at your HQ by PLO Perugia and that the matter is being taken up with the Ministry

(f) AMG Cases in Italian Courts in Ascoli Piceno and Macerata Provinces.

(i) - The following Table shows the position for the month for Ascoli Province :-

	Cases reported	Cases heard	Cases pending	Guilty	Not Guilty
Possession of W.D. Property	31	18	13	15	3
Curfew	52	42	10	42	=
Food law effences	58	2	56	2	=
Other cases	3	3	=	3	=
	144	65	79	62	3

(ii) - The following Table shows the position for the month for Macerata Province :-

	No.	Guilty	Not Guilty
Curfew	13	13	=
Permits	3	3	=
	26	26	=

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(e) Judicial Officials

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(i) - The following Table shows the position for the month for Ascoli Province :-

	Cases reported	Cases heard	Cases pending	Guilty	Not Guilty
Possession of W.D. Property	31	18	13	15	3
Curfew	52	42	10	42	=
Food law effences	58	2	56	2	=
Other cases	3	3	=	3	=
	144	65	79	62	3

(ii) - The following Table shows the position for the month for Macerata Province :-

	No.	Guilty	Not Guilty
Curfew	13	13	=
Permits	3	3	=
Possession of W.D. Pty	26	26	=
Other cases	2	2	=
	44	44	=

V - TRIBUNALE MILITARE OF MACERATA

It is believed that the personnel difficulties of this Court have been more or

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less straightened out. The principal trouble is still that of jail accommodation (a) for persons awaiting trial and (b) for convicted persons. As far as known the only possible solution is the taking over of certain camps in the vicinity at present in Allied Military occupation. HQ 61 Area are being approached on this subject, and it is hoped to learn shortly something more about the prospects of these camps being de-requisitioned by the Military.

To facilitate the work of the Tribunal it has been arranged with the Presidents and Procuratori Generali of the Courts of Appeal of Ancona and Aquila that before any case is passed by their depending Courts to the Military Tribunal the instruction will be completed and the case will be ready for trial.

VI - ABRUZZI

A very full report dealing mainly with the personnel difficulties of the Abruzzi Courts was rendered last month. There is no special ~~thing~~ to report this month.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

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0037

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APPENDIX "A" - LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT, WRONGFUL POSSESSION			BLACK
	No of cases	N.G.	G.	No offenses	N.G.	G.	No of cases	N.G.	G.	No of ca
ANCONA	19	1	18	34	0	34	233	37	196	2
MACERATA	=	=	=	=	=	=	=	=	=	=
PESARO URBINO	19	0	53	21	4	34	34	2	52	=
ASCOLI PICENO	=	=	=	=	=	=	=	=	=	=
PERUGIA	16	0	24	105	0	163	94	4	97	=
~~XXXXXXXX~~ TOTALS	54	1	95	160	4	231	361	43	345	2

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SESSION: G.	BLACK MARKET: No of cases	BLACK MARKET: N.G.	BLACK MARKET: G.	ARMS: No of cases	ARMS: N.G.	ARMS: G.	ASSAULT: No of cases	ASSAULT: N.G.	ASSAULT: G.	MISCELLANEOUS: No of cases	MISCELLANEOUS: N.G.	MISCELLANEOUS: G.
7 : 196	2	0	2	32	4	28	1	0	1	35	11	24
= : =	=	=	=	7	1	6	=	=	=	=	=	=
2 : 52	=	=	=	17	1	27	=	=	=	29	9	34
= : =	=	=	=	6	3	3	=	=	=	9	0	9
4 : 97	=	=	=	15	0	16	=	=	=	21	5	17
3 : 345	2	0	2	77	9	80	1	0	1	94	25	84

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	ASSAULT			MISCELLANEOUS			TOTALS		
	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
28	1	0	1	35	11	24	356	53	303
6	=	=	=	=	=	=	7	1	6
27	=	=	=	29	9	34	120	16	200
3	=	=	=	9	0	9	15	3	12
16	=	=	=	21	5	17	251	9	317
80	1	0	1	94	25	84	749	82	838

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APPENDIX 'D' - LIST OF SUPERIOR COURT CASES TRIED DURING THE MONTH OF MARCH IN UMBRIA MARCHE

N A M E	C H A R G E	PLEA	FINDING	SENTENCE
1. - BALDONI ITALO	1) Possession of firearms	G	G	1 year
	2) Possession of W.D. Property	G	G	3 months (consec
2. - D'ACOSTINO EZIO	1) Possession of W.D. Property	G	G	6 months
	2) Receiving W.D. Property	N.G.	G	3 years (concur
3. - BURATTINI LUIGI	Possession of W.D. Property	G	G	6 months
4. - TOFANI GUIDO	Theft of W.D. Property	G	G	3 years
5. - CARICLI GIOVANNI	Theft of W.D. Property	G	G	3 years
6. - CINA ROSARIO	1) Interference with communications	G	G	8 months
	2) Possession of W.D. Property	G	G	3 months (concur
7. - DONATI GUGLIELMO	1) Travel violation	G	G	5.000 L fine
	2) Disobeying an Order	N.G.	G	3 months
	3) Travel violation	G	G	5.000 L fine
	4) Bribery	N.G.	N.G.	
	5) Making false statement	N.G.	G	9 months (impris
8. - ANTONELLI ARMANDO	Receiving W.D. Property	N.G.	N.G.	
9. - ANTONELLI GIUSEPPE	Receiving W.D. Property	N.G.	G	4 years
10. - ANTONELLI UMBERTO	Receiving W.D. Property	N.G.	G	6 years
11. - ANTONELLI ARRIGO	Receiving W.D. Property	N.G.	G	2 years suspended
12. - RUBINO VINCENZO	Possession of W.D. Property	N.G.	G	4 years
13. - DI PALMA CARMINE	1) Possession of firearms	G	G	18 months
	2) Bribery	N.G.	G	1 years
	3) Possession of W.D. Property	N.G.	G	1 month (sentence consecut
14.) - MARCHINI NAZZARENO	1) Possession of firearms	G	G	2 years
	2) Curfew	G	G	1 month (concurr
15. - URBINATI ALESSANDRO	Possession of firearm and ammunition	G	G	6 months
16. - MACCAGLI GUIDO	Possession of firearm and ammunition	G	G	6 months
17. - SAVELLI DON AUGUSTO	Disobeying AMG Order to deliver oil	N.G.	N.G.	
18. - FUCCI CATERINA	Disobeying AMG Order to deliver oil	N.G.	N.G.	
19. - FURLANI FILIPPO	Disobeying AMG Order to deliver oil	N.G.	G	6 months suspend
20. - D'ANGELI GIUSEPPE	1) Possession of firearms and ammunition	G	G	6 months
	2) Curfew	G	G	15 days (concurr
21. - MOROTTI NAZZARENO	1) Possession of firearms	G	G	6 months
	2) Curfew	G	G	15 days (concurr
22. - SOCCIONOVO ALFREDO	1) Possession of altered travel permit	N.G.	G	2 months
	2) Interprovincial travel	N.G.	G	1 month
	3) Travelling northwards of Rear Army Line	N.G.	G	1 month
	4) Using vehicle without license	N.G.	G	1 month (consec
23. - SOCCIONOVO IVO	4 charges as Soccionovo Alfredo	N.G.	G	2+1+1+1 months co
24. - NARDUCCI GIOVANNI	1) Proc. I, IV (10)	N.G.	N.G.	
	2) " I, IV (17)	N.G.	N.G.	
	3) " I, IV (12)	N.G.	G	12 months
	4) " I, V (27)	N.G.	N.G.	
25. - NARDI RAUL	1) Proc. I, IV (11)	G	G	3 months and 30.
	2) " I, VI (1)	N.G.	N.G.	
	3) G. O. 33, 1 (1)	N.G.	G	5.000 L fine
26. - BALDELLI EGIDIO	4) Proc. I, IV (17)	N.G.	N.G.	
	2) " I, V, (27)	G	G	12 months suspend
27. - PAELLA ANTONIO	Possession of firearms	G	G	12 months
	1) Possession of firearms	G	G	12 months

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IST OF SUPERIOR COURT CASES TRIED DURING THE MONTH OF MARCH IN U[illegible]BRIA MARCHE REGION

CHARGE	PLEA	FINDING	SENTENCE	PROVINCE
1) Possession of firearms	G	G	1 year	ANCONA
2) Possession of W.D. Property	G	G	3 months (consecutive)	
1) Possession of W.D. Property	G	G	6 months	"
2) Receiving W.D. Property	N.G.	G	3 years (concurrent)	
Possession of W.D. Property	G	G	6 months	"
Theft of W.D. Property	G	G	3 years	"
Theft of W.D. Property	G	G	3 years	"
1) Interference with communications	G	G	8 months	"
2) Possession of W.D. Property	G	G	3 months (concurrent)	
1) Travel violation	G	G	5.000 L fine	"
2) Disobeying an Order	N.G.	G	3 months	
3) Travel violation	G	G	5.000 L fine	
4) Bribery	N.G.	N.G.		
5) Making false statement	N.G.	G	9 months (imprisonment consecutive)	
Receiving W.D. Property	N.G.	N.G.		"
Receiving W.D. Property	N.G.	G	4 years	"
Receiving W.D. Property	N.G.	G	6 years	"
Receiving W.D. Property	N.G.	G	2 years suspended	"
Possession of W.D. Property	N.G.	G	4 years	"
1) Possession of firearms	G	G	18 months	MACERATA
2) Bribery	N.G.	G	1 years	
3) Possession of W.D. Property	N.G.	G	1 month (sentence to charge 1 & 2 consecutive; to 3 concurrent)	
1) Possession of firearms	G	G	2 years	PESARO URBINO
2) Curfew	G	G	1 month (concurrent)	
Possession of firearm and ammunition	G	G	6 months	"
Possession of firearm and ammunition	G	G	6 months	"
Disobeying AMG Order to deliver oil	N.G.	N.G.		"
Disobeying AMG Order to deliver oil	N.G.	N.G.		"
Disobeying AMG Order to deliver oil	N.G.	G	6 months suspended	"
1) Possession of firearms and ammunition	G	G	6 months	"
2) Curfew	G	G	15 days (concurrent)	"
1) Possession of firearms	G	G	6 months	
2) Curfew	G	G	15 days (concurrent)	"
1) Possession of altered travel permit	N.G.	G	2 months	
2) Interprovincial travel	N.G.	G	1 month	
3) Travelling northwards of Rear Army Line	N.G.	G	1 month	
4) Using vehicle without license	N.G.	G	1 month (consecutive)	
4 charges as Soccionovo Alfredo	N.G.	G	2+1+1+1 months consecutive	PESARO URBINO PERUGIA
1) Proc. I, IV (10)	N.G.	N.G.		
2) " I, IV (17)	N.G.	N.G.		
3) " I, IV (12)	N.G.	G	12 months	
4) " I, V (27)	N.G.	N.G.		
1) Proc. I, IV (11)	G	G	3 months and 30.000 L fine	"
2) " I, VI (1)	N.G.	N.G.		
3) G. O. 33, 1 (1)	N.G.	G	5.000 L fine	"
4) Proc. I, IV (17)	N.G.	N.G.		
2) " I, V, (27)	G	G	12 months suspended	"
Possession of firearms	G	G	12 months	"
1) Possession of firearms	G	G	12 months	

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4. - TOTANI GUIDO	Theft of W.D. Property	G	G	3 years	
5. - CARICLI GIOVANNI	Theft of W.D. Property	G	G	3 years	
6. - CINA ROSARIO	1) Interference with communications	G	G	8 months	
	2) Possession of W.D. Property	G	G	3 months	(concur
7. - DONATI GUGLIELMO	1) Travel violation	G	G	5.000 L fine	
	2) Disobeying an Order	N.G.	G	3 months	
	3) Travel violation	G	G	5.000 L fine	
	4) Bribery	N.G.	N.G.		
	5) Making false statement	N.G.	G	9 months	(impris
8. - ANTONELLI ARMANDO	Receiving W.D. Property	N.G.	N.G.		
9. - ANTONELLI GIUSEPPE	Receiving W.D. Property	N.G.	G	4 years	
10. - ANTONELLI UMBERTO	Receiving W.D. Property	N.G.	G	6 years	
11. - ANTONELLI ARRIGO	Receiving W.D. Property	N.G.	G	2 years suspended	
12. - RUBINO VINCENZO	Possession of W.D. Property	N.G.	G	4 years	
13. - DI PALMA CARMINE	1) Possession of firearms	G	G	18 months	
	2) Bribery	N.G.	G	1 years	
	3) Possession of W.D. Property	N.G.	G	1 month	(sentence consecut
14) - MARCHINI NAZZARENO	1) Possession of firearms	G	G	2 years	
	2) Curfew	G	G	1 month	(concurr
15. - URBINATI ALESSANDRO	Possession of firearm and ammunition	G	G	6 months	
16. - MACCAGLI GUIDO	Possession of firearm and ammunition	G	G	6 months	
17. - SAVELLI DON AUGUSTO	Disobeying AMG Order to deliver oil	N.G.	N.G.		
18. - FUCCI CATERINA	Disobeying AMG Order to deliver oil	N.G.	N.G.		
19. - FURLANI FILIPPO	Disobeying AMG Order to deliver oil	N.G.	G	6 months suspended	
20. - D'ANGELI GIUSEPPE	1) Possession of firearms and ammunition	G	G	6 months	
	2) Curfew	G	G	15 days	(concurre
21. - MOROTTI NAZZARENO	1) Possession of firearms	G	G	6 months	
	2) Curfew	G	G	15 days	(concurre
22. - SOCCIONOVO ALFREDO	1) Possession of altered travel permit	N.G.	G	2 months	
	2) Interprovincial travel	N.G.	G	1 month	
	3) Travelling northwards of Rear Army Line	N.G.	G	1 month	
	4) Using vehicle without license	N.G.	G	1 month	(consecu
23. - SOCCIONOVO IVO	4 charges as Soccionovo Alfredo	N.G.	G	2+1+1+1 months cons	
24. - NARDUCCI GIOVANNI	1) Proc. I, IV (10)	N.G.	N.G.		
	2) " I, IV (17)	N.G.	N.G.		
	3) " I, IV (12)	N.G.	G	12 months	
	4) " I, V (27)	N.G.	N.G.		
25. - NARDI RAUL	1) Proc. I, IV (11)	G	G	3 months and 30.000	
	2) " I, VI (1)	N.G.	N.G.		
	3) G. O. 33, 1 (1)	N.G.	G	5.000 L fine	
26. - BALDELLI EGIDIO	4) Proc. I, IV (17)	N.G.	N.G.		
	2) " I, V, (27)	G	G	12 months suspended	
27. - PAELLA ANTONIO	Possession of firearms	G	G	12 months	
28. - RECCHI DEMETRIO	1) Possession of firearms	G	G	12 months	
	2) Proc. I, IV (5) (explosives)	G	G	12 months	(concur
29. - LANOLETTI PIETRO	Possession of firearms	G	G	12 months	
30. - ELISEI TORQUATO	Possession of firearms	G	G	6 months suspended	
31. - RIGHI CESARE	Possession of W.D. Property	N.G.	N.G.		
32. - RIGHI ARMANDO	Possession of W.D. Property	G	G	18 months	
33. - ROSIGNOLI GEREMIA	1) Proc. I, IV (5)	N.G.	G	2.000 L fine	
	2) " I, IV (11)	G	G	20.000 L fine	
	3) G."O. 33	N.G.	G	2.000 L fine	

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	Theft of W.D. Property	G	G	3 years		"
NNI	Theft of W.D. Property	G	G	3 years		"
	1) Interference with communications	G	G	8 months		"
	2) Possession of W.D. Property	G	G	3 months (concurrent)		
LMO	1) Travel violation	G	G	5.000 L fine		"
	2) Disobeying an Order	N.G.	G	3 months		
	3) Travel violation	G	G	5.000 L fine		
	4) Bribery	N.G.	N.G.			
	5) Making false statement	N.G.	G	9 months (imprisonment consecutive)		
ANDO	Receiving W.D. Property	N.G.	N.G.			"
SEPPE	Receiving W.D. Property	N.G.	G	4 years		"
ERTO	Receiving W.D. Property	N.G.	G	6 years		"
RIO	Receiving W.D. Property	N.G.	G	2 years suspended		"
ZO	Possession of W.D. Property	N.G.	G	4 years		"
INE	1) Possession of firearms	G	G	18 months	MACERATA	
	2) Bribery	N.G.	G	1 years		
	3) Possession of W.D. Property	N.G.	G	1 month (sentence to charge 1 & 2 consecutive; to 3 concurrent)		
ZARENO	1) Possession of firearms	G	G	2 years	PESARO URBINO	
	2) Curfew	G	G	1 month (concurrent)		
SSANDRO	Possession of firearm and ammunition	G	G	6 months		"
O	Possession of firearm and ammunition	G	G	6 months		"
AUGUSTO	Disobeying AMG Order to deliver oil	N.G.	N.G.			"
NA	Disobeying AMG Order to deliver oil	N.G.	N.G.			"
PPO	Disobeying AMG Order to deliver oil	N.G.	G	6 months suspended		"
SEPPE	1) Possession of firearms and ammunition	G	G	6 months		"
	2) Curfew	G	G	15 days (concurrent)		"
ARENO	1) Possession of firearms	G	G	6 months		"
	2) Curfew	G	G	15 days (concurrent)		"
LFREDO	1) Possession of altered travel permit	N.G.	G	2 months		
	2) Interprovincial travel	N.G.	G	1 month		
	3) Travelling northwards of Rear Army Line	N.G.	G	1 month		
	4) Using vehicle without license	N.G.	G	1 month (consecutive)		
VO	4 charges as Soccionovo Alfredo	N.G.	G	2+1+1+1 months consecutive	PESARO URBINO	
VANNI	1) Proc. I, IV (10)	N.G.	N.G.		PERUGIA	
	2) " I, IV (17)	N.G.	N.G.			
	3) " I, IV (12)	N.G.	G	12 months		
	4) " I, V (27)	N.G.	N.G.			
	1) Proc. I, IV (11)	G	G	3 months and 30.000 L fine		"
	2) " I, VI (1)	N.G.	N.G.			
	3) G. O. 33, 1 (1)	N.G.	G	5.000 L fine		
DIO	4) Proc. I, IV (17)	N.G.	N.G.			"
	2) " I, V, (27)	G	G	12 months suspended		
NIO	Possession of firearms	G	G	12 months		"
RIO	1) Possession of firearms	G	G	12 months		"
	2) Proc. I, IV (5) (explosives)	G	G	12 months (concurrent)		
ETRO	Possession of firearms	G	G	12 months		"
ATO	Possession of firearms	G	G	6 months suspended		"
	Possession of W.D. Property	N.G.	N.G.			"
O	Possession of W.D. Property	G	G	18 months		"
REMIA	1) Proc. I, IV (5)	N.G.	G	2.000 L fine		"
	2) " I, IV (11)	G	G	20.000 L fine		
	3) G."O. 33	N.G.	G	2.000 L fine		

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APPENDIX "C" - Table showing progress made in Civil and Criminal Cases by Tribunali

TRIBUNAL	C I V I L				P E N
	cases pending on 20 Feb. '45	new cases	cases completed	cases pending on 20 March '45	cases pending on 20 Feb. '45	new
PESARO	136	15	8	143	398	
[illegible]EMO	59	2	=	61	104	
ANCONA	455	57	35	477	812	5
MACERATA	191	11	9	193	287	1
CAMERINO	47	4	4	47	92	
ASCOLI PICENO	445	24	27	442	545	2
FERMO	256	19	13	262	281	

0045

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e showing progress made in Civil and Criminal Cases by Tribunali of Marche for month ending 20 March 1945

V I L				P E N A L			
ases:	cases completed:	cases pending on 20 March '45	::	cases pending on: 20 Feb. '45	new cases:	cases completed:	cases pending on: 20 March '45
5	8	143	::	398	=	18	380
2	=	61	::	104	28	9	123
7	35	477	::	812	534	787	559
1	9	193	::	287	114	88	313
4	4	47	::	92	26	31	87
4	27	442	::	545	285	270	560
9	13	262	::	281	59	42	298

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0044

4043/5

TO : HQ ALLIED COMMISSION
(for attention of Legal Sub-Commission)

FROM : HQ AMG/AC ABRUZZI MARCHE REGION

SUBJECT : Monthly Report

REF. : R5/511/10

DATE : 6 March 1945

Herewith Monthly Reports in duplicate. Separate Reports have been prepared this month for AMG and AC territory.

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Clerk
CJO
Italian Section
CLERKS
HEADQUARTERS
9 MAR 1945

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

4/83

SUBJECT : Month Report, AMG Territory.

TO : C.L.A. HQ. A.C.

FROM : R.L.O. HQ. AMG/AC ABRUZZI MARCHE REGION

REF. : R5/511/10

DATE : 4 March 1945

I - PERSONNEL

Present distribution of officers is as follows :-

R.L.O.	Major R.G.S. ALEXANDER	(B)
D/R.L.O.	Major P. BACKHOUSE	(B)
L.O. MARCHE	Capt. W.T. BOONE	(A)
L.O. ANCONA	Major COTES-PREEDY	(B)
Under instruction at Ancona	Lt. LEANING	(B)
P.L.O. PESARO URBINO	Major Ray DERHAM	(A)
P.L.O. ASCOLI PICENO	Major J. CARSLAKE	(B)
A/L.O. ABRUZZI	Major L.D. GLERUM	(A)

II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) Pesaro Urbino Province - Provincial Order No 12 - Fishing Permits.

(2) Ancona Province - General Order No 29
Provincial Order No 20 - Commercial Fishing.

(3) Macerata Province - Provincial Order No 11 - Increase of salaries.

(4) Ascoli Piceno Province - Provincial Order No 9 - DLL No 138.

No Regional Orders were posted during the month.

III - A. M. G. COURTS

(1) Consolidated Table of Cases heard by AMG Courts according to Categories is set out in Appendix 'A' annexed.

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Present distribution of officers is as follows :-

R.L.O.	Major R.G.S. ALEXANDER	(B)
D/R.L.O.	Major P. BACKHOUSE	(B)
L.O. MARCHE	Capt. W.T. BOONE	(A)
L.O. ANCONA	Major COTES-PREEDY	(B)
Under instruction at Ancona	Lt. LEANING	(B)
P.L.O. PESARO URBINO	Major Ray DERHAM	(A)
P.L.O. ASCOLI PICENO	Major J. CARSLAKE	(B)
A/L.O. ABRUZZI	Major L.D. GLERUM	(A)

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The following have been published during the month :-

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Provincial Order No 20 - Commercial Fishing.

(3) Macerata Province - Provincial Order No 11 - Increase of salaries.

(4) Ascoli Piceno Province - Provincial Order No 9 - DLL No 338.

No Regional Orders were posted during the month.

III - A. M. G. COURTS

(1) Consolidated Table of Cases heard by AMG Courts according to Categories is set out in Appendix 'A' annexed.

(2) 3 General Court Cases were held during the month :-

Ancona

Name	Charge	Plea	Finding	Sentence
PAPA Aniello	Killing a member of the Allied Forces.	N.G.	G.	Imprisonment already served.

Macerata

Name	Charge	Plea	Finding	Sentence
(i) LUCENTINI Guerino	1) Assault on member of the A.F.	N.G.	G.	15 Years. } Concurrent
	2) Possession of Firearms.	N.G.	G.	3 Years. }

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Name	Charge	Plea	Finding
(ii) MORRESI Giuseppe	1) Assault on member of the Allied Forces	N.G.	N.G.
	2) Possession of Fire-arms.	N.G.	N.G.

(3) Particulars of Superior Court Cases tried during the month are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) Pesaro Urbino Province

A campaign for prosecution of offences against the Olive Oil Amassing Regulations has been instituted. A number of cases are down for trial and will be heard shortly.

(b) Ancona Province

(i) Number of cases

The number of summary Court cases increased by approximately 100% over last month's figures. The increase was mainly in cases of theft and possession of Allied property. There was, however, no noticeable increase in such cases from Ancona Port or from the large Supply Depots and a serious view of the increase is not taken.

(ii) No improvement has taken place in the prison situation during the month.

(c) Macerata Province

Cases involving firearms decreased in number and those heard were of a less serious character. The cases of assault on Allied troops are considered to be the natural result of the billeting of large numbers of troops on rest from front line duty.

(d) Ascoli Piceno Province

No special remarks.

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(c) Macerata Province

Cases involving firearms decreased in number and those heard were of a less serious character. The cases of assault on Allied troops are considered to be the natural result of the billeting of large numbers of troops on rest from front line duty.

(d) Ascoli Piceno Province

No special remarks.

IV - ITALIAN COURTS

(1) M a r c h e

(a) Court of Appeal, Ancona

The activities of this Court have been somewhat restricted. The only pending criminal appeals are from Ancona and Pesaro Provinces. It is not possible for the Court to hear these cases unless either (a) it returns to Ancona or (b) it becomes possible to place it on a circuit basis.

The latter alternative is extremely difficult on account of lack of transportation and adequate living accommodation for the Court personnel.

Everything possible is being done to expedite the return of this Court to Ancona but lack of accommodation still ren-

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dern this impossible.

The new Primo Presidente has not yet reported for duty.

His absence is a serious handicap.

Now that the Courts of Assize have begun to function the lack of a Sostituto Procuratore Generale is a serious drawback.

(b) Court of Assize

Hearings of these Courts for Ascoli and Macerata Provinces have already begun. 6 cases have been completed.

All work on lists of Popular Judges for Ancona and Pesaro Urbino Provinces has now been completed. The Assize Courts for these two provinces will be instituted as soon as the new Primo Presidente reports for duty.

(c) Tribunali

Statistics for work done on civil and criminal cases during the month are given in Appendix 'C' hereto.

(d) Preture

Progress made in these Courts during the month was upon the whole satisfactory. Position calls for no special remarks.

(e) Judicial Officials

Nothing special to report.

(f) AMG Cases in Italian Courts in Ascoli Piceno and Macerata Provinces

(i) The following Table shows the position for the month for Ascoli Province :

	Cases	Guilty	Not Guilty

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All work on lists of Popular Judges for Ascoli and Pesaro Urbino Provinces has now been completed. The Assize Courts for these two provinces will be instituted as soon as the new Primo Presidente reports for duty.

(c) Tribunali

Statistics for work done on civil and criminal cases during the month are given in Appendix 'C' hereto.

(d) Preture

Progress made in these Courts during the month was upon the whole satisfactory. Position calls for no special remarks.

(e) Judicial Officials

Nothing special to report.

(f) AMG Cases in Italian Courts in Ascoli Piceno and Macerata Provinces

(i) The following Table shows the position for the month for Ascoli Province :

	Cases reported	Cases heard	Cases pending	Guilty	Not Guilty
Possession of W.D. Property	21	16	5	14	2
Curfew	66	56	10	55	1
Food law offences	34	20	14	18	2
Car permits	2	1	1	1	
TOTALS	123	93	30	88	5

The possession cases were all trivial and dealt with by fines except in cases of possession of petrol where prison sentences were awarded.

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Delay in hearing cases is still being caused by the very slow posts - this is unavoidable.

(ii) The following Table shows the position for the month for Macerata Province :

	No of cases	Guilty	Not Guilty
Curfew	42	42	-
Permit	2	2	-
Possession W.D. Property	55	49	6
Other cases	1	1	-
TOTAL	100	94	6

(2) A b r u z z i

See separate Report attached.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

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APPENDIX "A" - LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT, WRONGFUL POSSESSION			BLACK MA
	No of cases	N.G.	G.	No offenses	N.G.	G.	No of cases	N.G.	G.	No of case
ANCONA	21	1	20	72	1	71	214	20	194	-
MACERATA	-	-	-	-	-	-	-	-	-	-
PESARO URBINO	12	2	16	23	5	20	30	1	36	3
ASCOLI PICENO	-	-	-	-	-	-	-	-	-	-
TOTALS	33	3	36	95	6	91	244	21	230	3

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POSSESSION		BLACK MARKET			ARMS			ASSAULT			MISCELLANEOUS	
N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.
20	194	-	-	-	20	5	15	3	1	2	66	11
-	-	-	-	-	2	0	2	3	-	3	-	-
1	36	3	2	2	7	1	6	-	-	-	12	4
-	-	-	-	-	8	-	8	-	-	-	2	-
21	230	3	2	2	37	6	33	6	1	5	80	15

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ARMS			ASSAULT			MISCELLANEOUS			TOTALS		
of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
20	5	15	3	1	2	66	11	55	396	39	357
2	0	2	3	-	3	-	-	-	5	-	5
7	1	8	-	-	-	12	4	16	87	15	98
8	-	8	-	-	-	2	-	2	10	-	10
37	6	33	6	1	5	80	15	73	498	54	470

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APPENDIX 'B' - LIST OF SUPERIOR COURT CASES TRIED DURING MONTH OF FEBRUARY 1945

NAME	CHARGE	PLEA	FINDING	
1. LUCENTINI Guerino	Assault of members of Allied Forces;	N.G.	G.	15 y
	Possession of Firearms.	N.G.	G.	3 y
2. MORRESI Giuseppe	Assault of members of Allied Forces;	N.G.	N.G.	
	Possession of Firearms.	N.G.	NG.	
3. ORO Pietro	Unlawful purchase of Allied Property.	N.G.	G.	8 mo
4. TITTARELLI Igino	Unlawful purchase of Allied Property.	N.G.	G.	6 mo
5. BERNARDI Giacomo	Unlawful purchase of Allied Property.	N.G.	G.	6 mo
6. MASSACESI Natale	Accomplice in unlawful purchase of Allied Prop.	N.G.	G.	3 mo
7. PASQUINI Nazzareno	Conspiracy to steal Allied Property.	G.	G.	3 y
8. GALANTE Giuseppe	Conspiracy to steal Allied Property.	N.G.	G.	4 y
9. FERRI Pietro	Conspiracy to steal Allied Property.	N.G.	G.	2 y
10. CARPENTIERI Renzo	Conspiracy to steal Allied Property.	N.G.	G.	2 y
11. MATERA Leonardo	Conspiracy to steal Allied Property.	N.G.	N.G.	
12. RENO Antonio	Conspiracy to steal Allied Property.	N.G.	N.G.	
13. MAGGI Salvatore	Conspiracy to steal Allied Prpperty.	N.G.	N.G.	
14. F ESI Ezio	Conspiracy to steal Allied Property .	N.G.	G.	6 y
15. CIARLONI Valentino	Possession of Firearms.	G.	G.	1 y
	Curfew.	N.G.	G.	8 d
16. MARCHETTI Ivo	Possession of Firearms;	G.	G.	1 m
	Curfew.	N.G.	G.	6 d
17. ALESSANDRINI Giuseppe	Possession of pistol;	N.G.	G.	3 m
	Posted unauthorized notice.	N.G.	G.	3 d
18. RONDINA Antonio	Possession of W.D. Property.	G.	G.	3 m
19. RONDINA Fulvio	Possession of W.D, Property.	G.	G.	3 m
20. BERNACCHIA Giuseppe	Acquiring by purchase of W.D, Truck.	N.G.	G.	1 m
21. BOCCHINI Ermete	Possession of W.D, Property.	G.	G.	2 m
22. ISOTTI Eugenio	Possession of W.D. Property.	N.G.	G.	6 m
23. PAOLINELLI Riccardo	Possession of W.D. Property.	N.G.	G.	15
24. UGUCCIONI Gino	Possession of W.D. Property.	N.G.	G.	2 m
25. ALESSANDRINI Lucia	Harboured absentees.	G.	G.	2 m
26. FARANI Giovanni	Impersonated Allied soldier.	G.	G.	6 m
	Travelled without permit.	G.	G.	3 m
	Wrongful possession of W.D. Property.	N.G.	G.	5 d
27. ANGELINI MARINUCCI Augusto	Possession of Aviation Spirit.	N.G.	G.	6 m
ASPARI Nazzareno	Possession of Aviation spirit.			
		N.G.	G.	
28. SCATASTA Francesco	Possession of Firearms.	N.G.	G.	
LATTANZI Americo	Possession of Firearms.	N.G.	G.	
ITTERATORI Mariano	Possession of Firearms.	N.G.	G.	
29. FERRACUTI Franco	Possession of Firearms.	N.G.	G.	

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IOR COURT CASES TRIED DURING MONTH OF FEBRUARY 1945 IN ABRUZZI MARCHE REGION

	PLEA	FINDING	SENTENCE
Allied Forces;	N.G.	G.	15 years' imprisonment
	N.G.	G.	3 years' imprisonment
Allied Forces;	N.G.	N.G.	
	N.G.	NG.	
llied Property.	N.G.	G.	8 months (suspended) and 50000L.(or 8 months)
llied Property.	N.G.	G.	6 months and 50000 Lire (or 8 months)
llied Property.	N.G.	G.	6 months and 50000 Lire (or 8 months)
purchase of Allied Prop.	N.G.	G.	3 months and 15000 Lire (or 4 months)
llied Property.	G.	G.	3 years
llied Property.	N.G.	G.	4 years
llied Property.	N.G.	G.	2 years
llied Property.	N.G.	G.	2 years
llied Property.	N.G.	N.G.	
llied Property.	N.G.	N.G.	
llied Prpperty.	N.G.	N.G.	
llied Property .	N.G.	G.	6 years consecutive
s.	G.	G.	1 month
	G.	G.	8 years consecutive
ns;	N.G.	G.	1 month
	G.	G.	6 months
	N.G.	G.	3 months suspended, in gaol 45 days
	N.G.	G.	3 years and 50000 Lire (or 2 years)
notice.	N.G.	G.	3 years and 50000 Lire (or 2 years)
roperty.	G.	G.	3 years and 50000 Lire (or 2 years)
roperty.	G.	G.	1 year, suspended after 9 months
e of W.D, Truck.	N.G.	G.	2 months (suspended)
roperty.	G.	G.	6 months
roperty.	N.G.	G.	15000 Lire (or 3 months)
roperty.	N.G.	G.	2 years (suspended) and 15000 Lire (or 3 months)
roperty.	N.G.	G.	2 years
	G.	G.	6 months all sentences to be concurrent
soldier.	G.	G.	3 months
rmit.	G.	G.	5 years (3 years suspended) and 50000 Lire (or 1 year)
of W.D. Property.	N.G.	G.	6 months and 10000 Lire (3 months)
ion Spirit.	N.G.	G.	
ion spirit.			
	N.G.	G.	2 months (suspended) and 200 Lire
rms.	N.G.	G.	2 months (suspended) and 200 Lire
arms.	N.G.	G.	2 months (suspended) and 200 Lire
arms.	N.G.	G.	6 months suspended.
arms.			

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APPENDIX "C" - Table showing progress made in Civil and Criminal Cases by Tribunals

TRIBUNAL	C I V I L				P E N			
	cases pending on: 20 Jan. '45	new cases:	cases completed:	cases pending on 29 Feb. '45	cases pending on: 20 Jan. '45	new
PESARO	136			136	304	
URBINO	58	1		59	89	
ANCONA	441	57	43	455	709	
MACERATA	187	15	11	191	313	
CAMERINO	48	3	4	47	105	
ASCOLI PICENO	438	18	11	445	347	
FERMO	243	29	16	256	256	

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e showing progress made in Civil and Criminal Cases by Tribunals of Marche for month ending 20 Feb. '45

V I L			P E N A L				
cases:	cases completed:	cases pending on 20 Feb. '45	ses pending on: 20 Jan. '45	new cases:	cases completed:	cases pending on: 20 Feb. '45	
		136	304	120	26	398	
1		59	89	47	32	104	
7	43	455	709	596	483	822	
5	11	191	313	75	101	287	
3	4	47	105	43	56	92	
8	11	445	347	223	325	245	
9	16	256	256	67	42	281	

SUBJECT : Monthly Report, AC Territory.

TO : C.L.A. HQ. A.C.

FROM : R.L.O. HQ. AMG/AC ABRUZZI MARCHE REGION

REF. : R5/511/10

DATE : 4 March 1945

In view of the imminent withdrawal of AC representation from this territory a careful survey of the whole situation of the Courts was made during the month with a view to making a final Report which might be found useful by the Italian Government. Special Visits for this purpose were paid to all Tribunali. Presidents and Procuratori were consulted in every case with regard to the special problems affecting the jurisdiction of each.

Books and Registers were thoroughly checked. The results of the survey which were discussed with the acting Primo Presidente and the Sostituto Procuratore Generale are given below together with sundry recommendations.

1. COURT OF APPEAL, AQUILA

(a) Situation of cases

(i) Civil Cases

Cases outstanding at the beginning of February	288
Cases added during the month	2
Cases disposed of	7
Cases pending at the end of February	283

(ii) Penal Cases

Cases outstanding at the beginning of February (involving 500 defendants)	360
Cases added during the month	61
Cases disposed of	30
Cases pending at the end of February . . . . . (involving 538 defendants)	391

Of the 391 pending cases, 74 cases involving 92 persons are suspended under R.D.L. 924 of 1940.

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Of the 391 pending cases, 74 cases involving 92 persons are suspended under R.D.L. 924 of 1940.

(b) Personnel

The Primo Presidente Felici is atppresent in Rome and it is believed that he will not return to Aquila because it is expected that he will be appointed Presidente di Sezione of the Corte di Cassazione of Rome. The two Presidenti di Sezione are vacant and no appointments have up to date been made. Normally there should be 11 Consiglieri but only 6 are present. The Minister of Justice has appointed two new Consiglieri, namely Cataldi Tommaso, a refugee, Consigliere of the Appeal Court of Bologna, at present residing at Canosa di Puglie, and Tilli Alfredo, a Consigliere at the Appeal Court of Venezia, at present living as a refugee at Fraine (Abruzzi), but neither has yet arrived. The personnel of this Court is doing a good work but the newly appointed Consiglieri are urgently required.

(c) Procura Generale

The personnel of this office is entirely insufficient. The appointment of a Procuratore Generale is urgently required. At

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present De Aloysio Armando, normally Judge of the Aquila Tribunale, is acting as Primo Sostituto Procuratore del Regno. He is lower in grade than the Procuratori del Regno whom he has to supervise and he is therefore handicapped. The second Sostituto Catalano Camillo is urgently needed at his normal position in Chieti where work is far behind. It is recommended to appoint as Primo Sostituto of the Procura Generale the Procuratore of Teramo, Dott. Iacobucci Beniamino who is an excellent worker but disliked by the population of Teramo.

2. COURTS OF ASSIZE

Cases requiring to be completed by the Giudici Istruttori.

(a)	Tribunale of Aquila	16
(b)	Tribunale of Sulmona	82
(c)	Tribunale of Avezzano	42
(d)	Tribunale of Chieti	21
(e)	Tribunale of Lanciano	17
(f)	Tribunale of Vasto	Not available
(g)	Tribunale of Pescara	3
(h)	Tribunale of Teramo	76
	Total	257

Sittings of these Courts have now commenced but figures are not yet available.

3. TRIBUNALI

(a) Aquila

(i) General

There are at present besides the Presidente 4 Judges [illegible] owing the fact that this Tribunale has also

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	Total	257

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3. TRIBUNALI

(a) Aquila

(i) General

There are at present desides the Presidente 4 Judges working. Owing the fact that this Tribunale has also to deal with all penal cases against minors of the Abruzzi it is considered that another judge is necessary.

Sangiorgio Mario 2nd Pretor of Aquila has been temporarily appointed Sostituto Procuratore. The 2nd acting Sostituto the Uditore Tatozzi Goffredo of the Aquila Tribunale, has been appointed by the Ministry of Justice as Pretor of the Pretura of Torre dei Passeri and has already moved. A new 2nd Sostituto is required as the work of this Pretura is far behind.

(ii) Depending Preture

From the 6 Preture in this district, only the Pretura of Aquila is complete as regards personnel. Annex A (attached to this report) is a statement of the Procuratore regarding the Preture and shows that all the other Preture are without Pretore.

The important Preture of Aquila Province are the Preture of San Demetrio, Montereale and Capestrano. It is recommended by the Procuratore to abolish the Preture

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of Pizzoli and Bariscianno and to establish them as Sedi distaccate depending respectively from the Preture of Montereale and Capestrano. It is further suggested to transfer the 3rd Pretore Troise Armando Aquila to the Pretura of Montereale.

(b) Sulmona

(i) General

At present only the President and the Giudice Istruttore are working, as the Judge Gualtieri is on leave in Aquila and the Giudice aggiunto Sambenedetto is acting as Procuratore.

The newly appointed Judge, Mariani Mario, who is being transferred from Lanciano has not yet arrived. The President has to borrow the Pretore for the sittings of the Tribunale. As Gualtieri's leave expires in a few days the situation will become normal.

The situation of the Tribunale is satisfactory.

The former Procuratore del Regno has been appointed President of the Chieti Tribunale. The new Procuratore appointed by the Minister, Ramanzini Egisto, former Procuratore del Regno of Montepulciano (Toscana), has not yet arrived and the Judge Sambenedetto is at present acting as Procuratore. He is quite efficient and the situation of the Procura is satisfactory.

(ii) Depending Preture

There are in all 4 Preture and the situation of all these is excellent. In the Pretura of Castelvecchio Subequo the post of Pretore is vacant, but the Pretore of Pratola is visiting this Pretura twice a week and the situation is thus quite normal.

(c) Avezzano

(i) General

There are at present working in this Tribunale the Presidente and 4 judges. The Minister of Justice has appointed an additional judge forthis Tribunale, namely

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Aquila and the Giudice aggiunto [illegible] as Procuratore.

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(c) Avezzano

(i) General

There are at present working in this Tribunale the Presidente and 4 judges. The Minister of Justice has appointed an additional judge for this Tribunale, namely Di Cavaccini Bruto, former Uditore of the Lanciano Tribunale, who has not yet arrived. The situation of this Tribunale is, however, satisfactory and the present judges get on with their work quite well; it is recommended by the Presidente to post the newly appointed judge temporarily as Pretore in one of the Preture of this district.

One of the Cancellieri of this Tribunale (there are at present 4 and one aiutante) could be spared. It is suggested that he be appointed for the Vasto Procura where a Segretario is badly needed.

As the Court-building has been destroyed by bombing the Tribunale is at present lodged in a school building.

There is no Court room available and hearings of the Tribunale are held in the office of the Presidente which is far too small but is understood to be the only room in this building with glass in the windows. Adequate furniture for the various offices and court room are required as the greater part of the Court furniture has also been destroyed.

The Procuratore Cappellano Luigi has been suspended

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by the Commissione of Epurazione. The Sostituto Vinci Girolamo, a young and energetic man, gets on with the work quite well and the appointment of a new Procuratore is therefore not needed. As there are at present in the Segreteria only one Segretario and one Aiutante it is suggested that a new Segretario for this Procura be appointed. The Sostituto Procuratore asks for the services of the Cancelliere Di Gianfilippo Francesco from Avezzano Pretura. The Primo Pretore of that Pretura has no objection to this as he has two other Cancellieri who can carry on.

The only civil jail at Avezzano has been damaged and is now under repair. It is believed that this work will be completed in about two months' time. Furniture blankets and beds belonging to the jail have been destroyed or stolen and are urgently required. Prisoners are at present lodged in the jails (Carceri Mandamentali) of Tagliacozzo and Trasacco. Both these jails have space only for about 20 detainees and are at present completely filled. The Procuratore has therefore no option but to grant provisional liberty to all defendants even those in serious cases. In this connection it may be mentioned that an armed group (it is believed they were Italian dissertors) recently broke open the jail of Trasacco and released all the prisoners. The prisoners have all been picked up again by the CC.RR.. The case is under investigation.

(ii) Depending Preture

Of the 8 Preture of this district, 4 are without Pretori, namely Civitella Roveto, Gioia dei Marsi, Pescina and Trasacco. The most important Preture in this district after Avezzano are those of Pescina and Trasacco. The other two Preture are not important and have little work to do.

The Ministry of Justice has appointed as Pretore for the Pretura of Gioia dei Marsi, Di Marci Salomone, former Pretore of Senorbi who has not yet arrived. The Procuratore is recommending that this official be transferred to Trasacco Pretura. It is suggested that Cavaccini Bruto, the newly appointed judge for the Avezzano Tribunale, be sent to Pescina Pretura. As Gioia dei Marsi is near

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For the Pretura of Civitella Roveto two lawyers will be appointed Vice Pretori onorari. The situation of the other Preture is satisfactory.

(d) Chieti

(i) General

The new Presidente, Pierantoni Carlo, former Procuratore of Sulmona, arrived at Chieti on 12th Feb. He is known as a very efficient man and makes an excellent impression. He has at present 4 judges at his disposal, which seems to quite sufficient. An additional judge has been appointed for this Tribunale, namely Mancini Alfredo, former Uditore at Naples, who has not yet arrived. He could be temporarily used as Pretore in this district.

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The Sostituto Procuratore, Catalano Camillo, has been transferred to the Procura Generale. The new acting Sostituto, Bucciante Alfredo, Uditore of the Chieti Tribunale, is young and inexperienced and is not much help to the Procuratore. If possible Catalano should be sent back to this Procura. At present only two Segretari are employed in this Procura; the 3rd Segretario appointed recently Cucinello, Cancelliere of the Pretura of Gioia dei Marsi, has not yet arrived and his presence is urgently needed.

(ii) Depending Preture

The situation of these Preture is most unsatisfactory. Of these 6 Preture only the Preture of Chieti and Francavilla have their Titolare, and are working properly.

Pretura of Ortona - Ortona, which is quite an important port, has lacked a Pretore since its liberation. Chieti Tribunale has the largest arrears in Allied cases and all these cases have arisen from the district of Ortona. This is owing to the presence at Ortona of fairly large numbers of Allied Forces. It is situated on Route 16 and heavy military traffic goes through it to the North. Chieti Tribunale is handicapped in its work because all records sent to Ortona Pretura for investigation are held up for an indefinite time. The Vice Pretore Onorario is not a worker. He is disliked by the population and it is commonly said in the district that he is concerned only with making money for himself and that justice does not exist in Ortona. It has been confirmed that this Vice Pretore acting in excess of his powers has released at various times on provisional liberty about 20 defendants in Allied Cases some of them held for fairly serious offences. He has been advised that he has no right to do this and has promised to discontinue this practice. He has promised also to expedite completion of the investigation of the 40 Allied cases at present pending but so far nothing has been done. No Allied cases have been heard since October which accounts for the large number now pending. A new Pretore should be ~~here~~ appointed at once. The former Pretore of Ortona, De Longo, a man of good reputation, fled during the German

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Pretura of Orsogna - The Titolare of this Pretura, Calzona Antonio, disappeared when the Germans withdrew and has not been heard ~~[illegible]~~ of since. His return is urgently required and if he is not available it is recommended that this position be temporarily filled by a judge of Pescara Tribunale. Pescara Tribunale has at present 8 judges and one of them could be spared. The Preture of Guardiagrele and Lama dei Peligni have at present only Vici Pretori Onorari. Appointments of new Pretori for these two Preture are suggested.

(e) Lanciano

(i) General

The situation of this Tribunale is now quite satisfac-

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tory. In fact, Auriti Filippo, normally judge of Pescara Tribunale and at present working in Lanciano Tribunale could be spared and sent to Vasto Tribunale. ~~where a judge is required.~~

The post of Procuratore is vacant. There is however no urgency for appointment of a new Procuratore, due to the fact that the Sostituto is doing excellent work and the situation of this Pretura is normal.

(ii) Depending Preture

Since the opening of Vasto Procura only 5 Preture ~~are~~ depending from Lanciano, namely Lanciano, Atessa, Casoli, Torricella Peligna and Villa Santa Maria.

The situation of all these Preture is satisfactory.

Only the Pretura of Torricella Peligna is without the Titolare, but there is little work to do and the Vice Pretore Onorario, Pugliese Giuseppe, is working quite well.

(f) Vasto

(i) General

Inauguration of the new Tribunale took place on 15th February. A large crowd of persons gathered outside the Municipio building, and when the judges and visiting dignitaries proceeded to the new Court building the crowd followed in a huge parade. The Court-room in the new building is of adequate size. The ceremony commenced with a prayer by the Archbishop's representative. This was followed by a series of short speeches by the Prefect, Sindaco, various judges and others.

Much local importance was attached to the ceremony which was attendedby Allied officers. The question of personnel for this Court has been satisfactorily settled.

(ii) Depending Preture

There are 5 Preture belonging to the district of Vasto, namely Vasto, Casalbordino, Celenza sul Trigno, Castiglione and Gissi. The Pretura of Celenza sul Trigno is the only one without a Pretore and the cases are handled by the Pretore of Vasto. The situation in all Preture is satisfactory.

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(g) Pescara

(i) General

The situation of this Tribunale is satisfactory.

There are at present 8 judges working, which is more than sufficient.

The Procuratore del Regno, Casale Enrico, is on leave and is not expected to return. Cocucci Ferdinando, Uditore of the Pescara Tribunale is at present working as Sostituto Procuratore. He is a young and energetic man and does his job satisfactorily. Rossi Ubaldo, who is also an Uditore of the Pescara Tribunale, is helping Cocucci as 2nd Sostituto.

(ii) Depending Preture

There are 10 Preture in this Province. There are

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vacancies for Pretori in the Preture of Caramanico, Catignano, Loreto Aprutino and Torre dei Passeri. A Pretore for Torre dei Passeri has already been appointed but has not yet arrived. The other vacancies are not important as the 2nd Pretore of Pescara is able to do the work in Catignano in addition to his own and the Pretore of Penne is able to do the work in Loreto Aprutino. At Caramanico where there is not much work a Pretore Onorario has been appointed, who is working quite well.

(h) Teramo

(i) General

The situation of this Tribunale is normal and its personnel sufficient. The Presidente of the Tribunale is under investigation for political reasons. It is not thought likely that there will be sufficient reason to susp- suspend him, but he will probably be transferred to the Appeal Court of Aquila. A new Presidente is not required.

The oldest judge Sparvieri Nicola is of the required grade to act as Presidente and should be promoted to this position.

The Procuratore del Regno, Jacobucci Beniamino, is ill. His illness is thought to be the result of notices posted on the walls of Teramo, which are directed against him. The case is under investigation. There are understood to be no political objections to him, but he is disliked by the Population of Teramo and ought to be transferred

He wants to be appointed Procuratore of Pescara, but it would be more advisable to send him to the Procura Generale where his help is more needed. The situation of this Procura is perfectly satisfactory. There is no need to appoint a new Procuratore as Salutari Filippo, Sostituto Procuratore, is carrying out Jacobucci's work quite well.

(ii) Depending Preture

3 of the 10 Preture of this diatriot are without Titolare, namely Giulianove, Tossicia and Civitella Tronto. As Giulianova and Tossicia are after Teramo the most important Preture in this Province it is suggested that Pretori be transferred from the less important Preture of the

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3 of the 10 Preture of this district are without Titolare, namely Giulianove, Tossicia and Civitella Tronto. As Giulianova and Tossicia are after Teramo the most important Preture in this Province it is suggested that Pretori be transferred from the less important Preture of the same Province to these two Preture. The Pretore of Campli would like to go to Giulianova and the work in Campli could be handled easily by the Pretore of Teramo. The Pretore of Montorio is prepared to transfer to Tossicia and to continue dealing with the cases of Montorio, going there once or twice a week. In Civitella Tronto a Vice Pretore Onorario has been appointed, who is doing quite good work.

Statistics for work done in the Tribunali are attached as follows :-

Sezioni Penali and Civili Tribunali — Appendix 'A'
Procure — Appendix 'B'

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4. GENERAL REMARKS ON SITUATION OF COURTS

(a) Attention is drawn to the fact that a number of appointments and transfers of officials have been made recently by the Minister of Justice, but only in one or two cases have the officials reached their new places of duty. This is unsatisfactory and affects the normal functioning of the Courts. The reason why the appointees do not move immediately to their new seats is stated to be that they wait for the formal authorization of the Corte dei Conti of Rome. It seems that appointments become effective only after being entered in the books of the Corte dei Conti. It is alleged that the Corte dei Conti owing to the large number of new appointments usually takes anything up to three months to dispatch the necessary document to the appointee. This serves as excuse for delay. Apart from transportation difficulties, the real reason why judges, even when promoted to higher grades, hesitate to move is that their salaries are inadequate to meet their daily expenditure. In order to meet the situation it is suggested that the Primo Presidente of the Court of Appeal should be empowered by the Ministry to give an order to officials transferred and appointed to take up their duties at once without waiting for receipt of formal written orders from the Corte dei Conti.

(b) The situation of the Tribunali is far better than the situation of the Procure and Preture. All Tribunali in the Abruzzi are functioning smoothly and doing quite good work. The position of most of these Tribunali is normal, and some slightly better than normal. This seems to be a result of the thoroughly good work done by the acting Primo Presidente Barresi Giacomo of the Appeal Court, who has personally visited each Tribunale, and has urgently requested the Ministry to fill vacancies where these exist.

(c) The volume of work in all Procure del Regno is now from four to five hundred per cent above normal. The reason is that a large number of reports and denunciations (most of them for political and war reasons) are forwarded. It is therefore essential that the personnel of these offices should be increased, otherwise the arrears will become even more serious in these offices in the near future.

(d) The situation in many of the Preture is unsatisfactory. In

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(d) The situation in many of the Preture is unsatisfactory. In some important Preture such as Ortona and Giulianove, the post of Pretore Titolare has been vacant since liberation. In some Preture of less importance the Pretori are present, but no steps have been taken to transfer these Pretori to the vacancies in the more important Preture even on a temporary basis. If all vacancies cannot be filled in the near future by new Pretori, it is suggested that Pretori on duty be temporarily assigned to any nearby Pretura where a vacancy exists for perhaps one or two days a week.

Recommendations in specific cases are made above.

5. ALLIED CASES

Progress made has not been satisfactory up to date but the question of these cases was taken up very strongly with each of the Tribunali when they were visited. Considerable improvement is looked for in the coming month. The present situation is as follows :

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	Cases denounced since 16 Oct. '44. to date.	Cases completed	Cases pending at 28 Feb. '45.
Aquila	16	4	12
Sulmona	2	-	2
Avezzano	1	-	1
Chieti	70	7	63
Lanciano	32	24	8
Vasto	29	-	29
Pescara	65	21	44
Teramo	7	1	6
Total	222	57	165

for the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

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APPENDIX "A" - Table showing progress made in Civil and Criminal cases by Tribunali d

TRIBUNAL	CIVIL				PENAL		
	Cases pending on 21 Jan. '45	New cases	Cases completed	Cases pending on 21 Feb. '55	Cases pending on 20 Jan. '45	New ca	
AQUILA	409	7	6	410	457		4
AVEZZANO	511	19	6	524	296		43
SULMONA	143	10	12	141	404		3
CHIETI	444	6	3	447	651		1
LANCIANO	292	4	5	291	460		
PESCARA	305	8	6	307	321		
TERAMO	389	8	15	382	356		5
VASTO	-	-	-	85	-		

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wing progress made in Civil and Criminal cases by Tribunali of Abruzzi for month ending 21 Feb. '45

P E N A L

Cases completed	Cases pending on 21 Feb. '55	Cases pending on 20 Jan. '45	New cases	Cases completed	Cases pending on 21 Feb. '45
6	410	457	48	64	441
6	524	296	452	251	497
12	141	404	39	18	425
3	447	651	19	25	645
5	291	460	8	24	444
6	307	321	6	11	316
15	382	356	57	39	374
-	85	-	-	-	141

APPENDIX 'B' - Table showing progress made in the Procure of Abruzzi for month of February.

PROCURE DEL REGNO	Cases pending on 21 Jan '45	New cases	Cases completed	Cases pending on 21 Feb. '45
AQUILA	1266	128	105	1289
AVEZZANO	1536	276	192	1620
SULMONA	306	53	26	333
CHIETI	642	231	175	698
LANCIANO	774	105	136	743
VASTO	-	-	-	48
PESCARA	867	201	106	962
TERAMO	176	73	95	154

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Appendix A (I)

PROCURA DEL REGNO PRESSO IL TRIBUNALE DE L'AQUILA

ELENCO dei Magistrati, dei funzionari di cancelleria e segreteria e degli ufficiali giudiziari della Procura del Regno e delle Preture dipendenti:

Numero dei funzionari secondo la pianta organica.	Cognome e Nome dei funzionari addetti all'ufficio.	Qualifica	Osservazione
	PROCURA DEL REGNO		
Proc.Regno I Sost.Proc. I Un Segret.Capo 4 Segret.	1) Morreale Vincenzo 2) Morganti Carlo 3) Giunta Salvatore 4) De Petris Evandro 5) Riga Enrico 6) Salutari Franco	Proc.Regno Segret.Capo Segret. " " "	Attualmente il Sostituto manca e non e' stato sostituito dal Ministero; vi e' temporaneamente e da poco tempo applicato un Pretore de L'Aquila, nonche' un Uditore che e' stato gia' trasferito dal Ministero a Torre dei Passeri. Il Segretario De Petris trovasi applicato in continuazione alla Corte di Appello de L'Aquila.
	PRETURA DE L'AQUILA		
Un I.o Pret. Due Pretori Un Canc.Capo 4 Cancellieri 2 Ufficiali giudiziari	1) Papalini Vincenzo 2) Sangiorgio Mario 3) Troise Armando 4) Selleroli Silvio 5) Venditti Luigi 6) Falletti Mario 7) Farinacci Giuseppe 8) Salomone Giuseppe 9) Massimi Luigi 10) Cattano Giuseppe	Io. Pretore Pretore " Canc.Capo Canc. " Aiut.Cancel. Ufficiale Giud. " " Volont.di Cancel.	Il Pretore Sangiorgio trovasi temporaneamente applicato all Procura del Regno de L'Aquila. Vi prestano servizio tre Vice Pretori onorari. Il Cattaneo trovasi prigioniero.
	PRETURA DI BARISCIANO		
Un Pretore Un Cancel. Un Uffic.Giud.	1) Pignatelli Paolino	Cancel.	Mancano il Pretore e l'Ufficiale giudiziario. Regge la Pretura De Sanctis Giuseppe, notaio, Vice Pretore onorario
	PRETURA DI CAPESTRANO		
Un Pretore Un Cancel. Un aiutante di cancel. Un Uff.Giud.			Mancano il Pretore, i Cancellieri e l'Ufficiale giudiziario. Vi si recano in applicazione una volta la settimana il I.o Pretore di Sulmona ed il cancelliere di Barisciano.
	PRETURA DI MONTEREALE		
Un Pretore	1) Feliciani Pasquale	I.o Cancel.	Vi si reca da L'Aquila una volta la settimana l'Avv.

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			vasi applicato in continuazione alla Corte di Appello de L'Aquila.
	PRETURA DE L'AQUILA		
Un I.o Pret. Due Pretori Un Canc.Capo 4 Cancellieri 2 Ufficiali giudiziari	1)Papalini Vincenzo	Io. Pretore	Il Pretore Sangiorgio trevasi temporaneamente applicato all Procura del Regno de L'Aquila. Vi prestano servizio tre Vice Pretori onorari.
	2)Sangiorgio Mario	Pretore	
	3)Troise Armando	"	
	4)Selleroli Silvio	Canc.Capo	
	5)Venditti Luigi	Canc.	
	6)Falletti Mario	"	
	7)Farinacci Giuseppe	Aiut.Cancel.	
	8)Salomone Giuseppe	Ufficiale Giud.	
	9)Massimi Luigi	" "	
	10)Cattano Giuseppe	Volont.di Cancel.	Il Cattaneo trovasi prigioniero.
	PRETURA DI BARISCIANO		
Un Pretore Un Cancel. Un Uffic.Giud.	1)Pignatelli Paolino	Cancel.	Mancano il Pretore e l'Ufficiale giudiziario. Regge la Pretura De Sanctis Giuseppe,notaio,Vice Pretore onorario
	PRETURA DI CAPESTRANO		
Un Pretore Un Cancel. Un aiutante di cancel. Un Uff.Giud.			Mancano il Pretore,i Cancellieri e l'Ufficiale giudiziario. Vi si recano in applicazione una volta la settimana il I.o Pretore di Sulmona ed il cancelliere di Barisciano.
	PRETURA DI MONTEREALE		
Un Pretore Un Cancel. Un Uff.Giud.	1)Feliciani Pasquale	I.o Cancel.	Vi si reca da L'Aquila una volta la settimana l'Avv. Carloni Giovanni,Vice Pretore onorario.
	2)Nicolai Domenico	Ufficiale Giud.	
	PRETURA DI PIZZOLI		
Un Pretore Un Cancel. Un Uff. Giud.	1)Contessa Alberto	Cancelliere	Mancano il Pretore e l'Ufficiale giudiziario. Vi si reca da L'Aquila saltuariamente l'Avv.Calli Vincenzo, Vice Pretore onorario de L'Aquila.
	PRETURA DI S.DEMETRIO		
Un Pretore Due Cancel. Un Uff.Giudiz.	1)Nori Aldo	Pretore	Il Pretore momentaneamente manca, essendo applicato presso l'Alto Commissariato per l'Epurazione.Regge la Pretura l'Avv.Rainaldi Carlo, Vice Pretore Onorario. Il Cancelliere Del Tosto trovasi prigioniero.
	2)Nardis Domenico	Cancelliere	
	3)Piccone Luigi	Uffic.Giud.	
	4)Del Tosto Osvaldo	Cancelliere	

L'Aquila 23/2/1945

IL PROCURATORE DEL REGNO
F,to ????????

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✓ 4043/5

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TO : HQ ALL COMMISSION
(for at tion of Legal Sub-Commission)

FROM : HQ AMG/AC ABRUZZI MARCHE REGION R5/511/10

SUBJECT : Monthly Report 3 Feb, '45

Herewith Monthly Report for January 1945 in duplicate.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

155 154

SUBJECT : MONTHLY REPORT

TO : C.L.A. HQ. A.C.

FROM : R.L.C. HQ. AMG/AC ABRUZZI MARCHE REGION

REF. : R5/511/10

DATE : 3rd Feb. '45

Herewith Monthly Report for January 1945.

I - PERSONNEL.

(1) Present distribution of Officers is as follows :

A/LO Abruzzi	- Major L.D.GLERUM	(A)
PLO Ascoli Piceno	- Major J. CARSLAKE	(B)
LO Marche	- Captain W.T. BOONE	(A)
PLO PESaro Urbino	- Major P. BACKHOUSE	(B)
A/PLO do	- Major R. DERHAM	(A)

(2) Lt. Col. Cohen has been in hospital at Rome and his return to the Region is understood to be improbable. Major Backhouse is on short call for service elsewhere. He is meantime about to be transferred to Aquila to take Lt. Col. Cohen's place. He will be replaced at Pesaro by Major Derham if it is considered that the latter in the short time which has been available has acquired sufficient experience to carry out the duties of PLO. If not other arrangements will be made.

II - GENERAL AND OTHER ORDERS.

The following have been published during the month :-

(1) Pesaro Urbino Province - General Order No 24 was posted with consent of 8th Army.

(2) Ancona Province - Provincial Order No 19 - Salary adjustment for state and para-statal employees.

(3) [illegible]

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The following have been published during the month :-

(1) Pesaro Urbino Province - General Order No 24 was posted with consent of 8th Army.

(2) Ancona Province - Provincial Order No 19 - Salary adjustment for state and para-statal employees.

(3) Macerata Province - Nil.

(4) Ascoli Piceno Province - Provincial Order No 9 - Declaring that DLL No 328 re increases of official salaries shall take effect as from 16 Aug. '44.

No Regional Orders were posted during the month.

III - AMG COURTS.

(1) Consolidated Table of cases heard by AMG Courts according to categories is set out in Appendix 'A' annexed.

(2) One General Court case was held during the month. GARGINI Dante was tried at Pesaro on 10 Jan. '45 on charges of stealing from a crashed Allied Aircraft certain aircraft components (this charge was amended by the Court to one of wrongful possession) and of

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being in possession of two wireless transmitters. He was found guilty of these two charges and of another minor charge and sentenced to 6 years, 5 years and 1 month's imprisonment on the three charges respectively all sentences to run concurrently. Two other men were tried along with Gargini on charges which turned out to be of relatively small importance and were sentenced to 1 year and 5 months respectively.
Col. Willmer presided.

(3) Particulars of Superior Court cases tried during the month are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) Pesaro Urbino Province

(i) Liaisan has been established with FSS and the difficulties with regard to the rendering of arrest reports have been overcome.

(ii) The fact that the Rear Army Control Line runs through the centre of this Province causes much inconvenience and is the cause of many travel offences. Army has been asked by the P.C. to move the line to the Northern provincial boundary or at least to the Pesaro Urbino Road. The matter is still under consideration by Army.

(b) Ancona Province

(i) The number of cases before Summary Courts was less by 100 than in the previous month. There were 26 fewer curfew cases and 82 fewer permit cases.

(ii) Cases of theft and possession of Allied Property increased by 26 over the previous month. This may be due to the continued necessity of imposing fines instead of imprisonment in many of these cases with consequent loss of deterrent effect. The jail situation is still acute. Arrangements for transfer of surplus prisoners from Marche to Abruzzi prisons referred to in last month's Report have not yet taken effect.

(iii) Cases arising from Ancona Port and from the large Supply Depots in the Iesi area were practically nil

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(iii) Cases arising from Ancona Port and from the large Supply Depots in the Iesi area were practically nil totalling less than 10 for the whole month. This is attributed to good work by the S.I.B. and to prompt and severe handling of these cases in ppevious months.

(iv) During the month cases before the Courts were generally more difficult and of a more serious nature than usual requiring more time for trial.

(c) Macerata Province

(i) The only cases tried in Superior and Summary Courts during the month related to possession of Arms and ammunition. The sentences imposed were more severe than in previous months. These sentences in addition to the extensive campaign conducted by the Military Police and the CC.RR. have had the effect of inducing many persons to surrender firearms voluntarily.

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(ii) Despite the continued presence in the Province of a large number of Allied Tps. resting from the front line the condition of law and order is considered very satisfactory. The number of cases involving Allied interests in the Italian Courts is small.

(d) Ascoli Piceno Province

(i) No Superior Courts were held during the month.

(ii) The total number of Summary Court cases was only 8.

(iii) It has been decided to hear all future cattle export cases in AM Courts. These are covered by Provincial Order No 4 so that questions of Italian law will not be involved.

IV - ITALIAN COURTS.

(1) M a r c h e

(a) Court of Appeal of Ancona

(i) During the month, on account of holidays and planning work for the coming judicial year the court held only a limited number of audiences and disposed of only 24 Criminal Appeals. Due to the dismissal of the Primo Presidente the functioning of the Court was, to a certain extent, curtailed. His replacement is a matter of urgent necessity.

(ii) It has not yet been possible to arrange for a circuit section of this Court as a result of the difficulty of finding the necessary transport and accommodation in the various towns in which this section would hold audiences. Although matters are at the moment seriously held up the proposal has not been abandoned and further efforts are being made to work out the problem. It is an urgent problem because although since our occupation, the Court of Appeal sitting in Tolentino has disposed of all Criminal Appeals from the two Southern Provinces i.e. Ascoli Piceno and Macerata, it still has pending approximately 145 Appeals from the two Northern Prov-

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cases in the courts [illegible]
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IV - ITALIAN COURTS.

(1) Marche

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(i) During the month, on account of holidays and planning work for the coming judicial year the court held only a limited number of audiences and disposed of only 24 Criminal Appeals. Due to the dismissal of the Primo Presidente the functioning of the Court was, to a certain extent, curtailed. His replacement is a matter of urgent necessity.

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(iii) It will not be possible to return this Court to Ancona before the spring on account of absence, for the present, of satisfactory housing accommodation for the personnel of the Court.

(b) Courts of Assize

The first audiences of the newly created Courts of Assize for Macerata and Ascoli Provinces are set for 1 Feb. '45. The organization of the Courts for Ancona and Pesaro Provinces, contrary to expectations is not yet complete. The lists of Popular Judges have still to be vetted.

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(c) Tribunali

(i) Statistics for work done on civil and criminal cases during the month are given in Appendix 'C' hereto.

(ii) Pesaro Tribunale

The figures show only slow progress on criminal cases and none at all in civil cases.
During the last month this Court has completed 'instructions' in about 70 criminal cases and all these cases have been fixed for trial in February.

(iii) Urbino Tribunale

The figures show fairly good progress in criminal cases. In this respect the Court is holding its own. There is no progress to report as regards Civil cases.

(iv) Ancona Tribunale

This Court is more than holding its own with Criminal cases and making reasonable progress with Civil cases.

(v) Macerata Tribunale

This Court is doing well in criminal work but weather conditions have been bad and progress has been affected by transportation difficulties.
There has been little progress in Civil cases.

(vi) Camerino Tribunale

This Court continues to held its own in Criminal cases but it also shows little progress as regards Civil cases.

(vii) Ascoli Tribunale

Continues to make fair progress. The shortage of paper and forms is acute.

(viii) Fermo Tribunale

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This Court continues to held its own in Criminal cases but it also shows little progress as regards Civil cases.

(vii) Ascoli Tribunale

Continues to make fair progress. The shortage of paper and forms is acute.

(viii) Fermo Tribunale

It was arranged some time ago that this Court should go on circuit in January and February.
This arrangement, however, broke down as the car assigned to the Court proved unroadworthy. It was then too late to change the hearings to Fermo and the result is that the number of cases heard was smaller than it should have been.
There is a paper shortage here also.

(d) Preture

These Courts all over have been hampered by bad weather and difficult road conditions. In general their work appears to be as satisfactory as can be expected.

(e) Judicial Offizials

(i) The most important single change has been the dismissal of the Primo Presidente CAMASSA. A consider-

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able number of minor changes has been recommended to the Ministry in respect of Pesaro Urbino Province. A few urgent changes have been made by AMG Order.

(ii) Dott. LANZA Salvatore, President of Macerata Tribunal has been transferred to the Court of Appeal of Catania . He has been replaced by Dott. D'AMATO Antonio from Milan Court of Appeal who has not yet reported for duty.

(f) <u>AMG Cases in Italian Courts in Ascoli Piceno and Macerata Provinces</u>

(i) The following Table shows the position for the month for Ascoli Province :-

	Cases reported	Cases heard	Cases pending	Guilty	Not Guilty
Possession of W.D. Property	29	25	4	22	3
Curfew	11	11	-	9	2
Food Law Offences	51	33	18	31	2
Totals	91	69	22	62	7

<u>Comments</u> - The increase in Possession Cases was <u>smaller</u> than was expected with the arrival of troops in the Province. Most of the cases were dealt with promptly where the arresting authority had its HQ. near the Court which was to try the cases but some delay was experienced in cases in outlying districts where the papers had to be sent by the Civil Post to the Local Pretura. This delay seems unavoidable.

Food law cases are reported by the Courts weekly with AMG cases to enable a check to be kept on the way in which they are handled. Great delay is caused with these by the offenders being allowed to go on their way after the confiscation of the goods.

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(i) The following [illegible] month for Ascoli Province :-

	Cases reported	Cases heard	Cases pending	Guilty	Not Guilty
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T o t a l s	91	69	22	62	7

Comments - The increase in Possession Cases was smaller than was expected with the arrival of troops in the Province. Most of the cases were dealt with promptly where the arresting authority had its HQ. near the Court which was to try the cases but some delay was experienced in cases in outlying districts where the papers had to be sent by the Civil Post to the Local Preture. This delay seems unavoidable.

Food law cases are reported by the Courts weekly with AMG cases to enable a check to be kept on the way in which they are handled. Great delay is caused with these by the offenders being allowed to go on their way after the confiscation of the goods.

(ii) The following Table shows the position for the month for Macerata Province :-

	No.	Guilty	Not Guilty
Possession of Firearms and/or ammunition	2	2	-
Possession of W.D. Property	14	12	2
Curfew violations	60	60	-
Permit violations - Travel	14	14	-
T o t a l s	90	88	2

Comments - In examining the Reports submitted by the

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Courts it would appear that the results are most satisfactory in regard to curfew and permit violations; in possession cases the Courts are inclined to impose fines rather than sentences of imprisonment and some of the fines are too small to have deterrent value.

The PLO is checking up and will demand explanations where necessary. The sentences of the Pretura Courts of the Macerata District improved during the month after conferences with the Procuratore del Regno about the necessity for adequate sentences.

(2) A b r u z z i

(a) Court of Appeal of Aquila

The weather has been a very adverse factor during the month. Progress made in this Court has not been particularly satisfactory. There were 354 Penal cases pending at the beginning of the month. 25 have since been received and only 18 have been dealt with. The special Section for Minors is making no progress at all. 9 Appeals are pending. None were disposed of during the month. The position is being looked into.

(b) Courts of Assize

(i) Aquila

Court opened on 15 Jan. '45 and is sitting with two Consiglieri assigned thereto leaving only three for the Court of Appeal. 5 cases have so far been disposed of and 4 adjourned for lack of witnesses.

(ii) Teramo

List of Popular Judges has been returned approved by the Ministry. This Court is due to open on 7 Feb..

(iii) Chieti

List of Popular Judges submitted to Ministry. Approval awaited.

(iv) Lanciano

Same as Chieti.

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List of Popular Judges has been returned approved by the Ministry. This Court is due to open on 7 Feb..

(iii) Chieti

List of Popular Judges submitted to Ministry. Approval awaited.

(iv) Lanciano

Same as Chieti.

(c) Tribunali

(i) Statistics for work done in Civil and Criminal cases for the month ended 31 Dec. '44 are given in Appendix 'D' hereto.

(ii) On the whole the figures shown are reasonably satisfactory. On the other hand none of the Civil Courts are really keeping pace with their work although the figures continue to show some increased activity. I think it may be said that they are slowly coming back to life. Cars are an urgent necessity: renewed efforts to procure them are being made.

(iii) The Tribunale for Minors is not making satisfactory progress. Only one case out of 106 was dealt with during the month. Steps will be taken to improve matters.

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(iv) As stated in last month's Report the former Tribunale of Lanciano has been split into two sections one of which will operate from Lanciano and the other from Vasto. There has been some correspondence on this matter during the month. The change has not been made entirely without justification. Information is that 70% of the penal cases in the penal jurisdiction of the old undivided Court came from the Vasto area and with communications in their present state some benefits may accrue from the change. Opinions are very divided locally on this head and on balance my own opinion is that the change will do more harm than good on account of the local feeling which has been aroused. However it is clear that the new Tribunale has come to stay for the present and it is necessary in any case to make the best of things. Allied cases will not be affected.
The personnel situation due to the split is acute.
This matter has already been reported on.

(d) Pretura

The Pretura situation remains fairly satisfactory considering present communications difficulties. The Procura del Regno of Chieti reports the ~~supervision~~ Sequestration of civil and penal cases at Orsogna Pretura due to lack of transportation.
Further enquiries are being made.

(e) Judicial Officials

(i) Dott. CELENTANO Saverio of Naples has been nominated as a Section President of the Court of Appeal.

(ii) Dott. TILLI Alfredo of Venice has been nominated as a Consigliere of the same Court. Neither of these officials has yet reported for duty, but news of their respective appointments was welcomed.

(iii) Dott. SICILIANI Edmondo Consigliere of the Court of Appeal and applicato for some months to the Epuration Commission in Rome has been proposed for transfer from Aquila to the Tribunale of Velletri as President.
No objection has been raised.

(f) Allied Cases

(i) Up to the present time 159 of such cases have been reported from the Abruzzi. They are divided as follows:

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(f) Allied Cases

(i) Up to the present time 159 of such cases have been reported from the Abruzzi. They are divided as follows:

Aquila	7
Lanciano	54
Chieti	34
Pescara	55
Teramo	9
Total	159

(ii) The progress being made with these cases is not considered satisfactory. Sentences are too light and not nearly quick enough progress is being made with them. ~~Action~~ Steps are being taken to speed matters up and impress upon the Courts their responsibilities in this connection.

(g) Italian Military Tribunal Macerata

(i) It is reported as at 28 Jan. '45 that a Sostituto

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Procuratore Militare has arrived in Macerata and is making arrangements for office accommodation etc..

PLO Ancona contacted this officer and was informed that the full personnel of the Court would arrive within a week. A conference has been arranged for 3 Feb. '45.

(ii) This Court will consist of a President 4 Judges a Procuratore Militare and 3 assistants in addition to other functionaries.

For the Regional Commissioner

R. G. S. ALEXANDER, Major
R.L.O.

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APPENDIX 'A' - LIST OF AMG SUMMARY COURT CASES

PROVINCE	C U R F E W			T R A V E L			'THEFT, WRONGFUL POSSESSION'			BLA
	No of cases	N.G.	G.	No ofTcases	N.G.	G.	No of cases	N.G.	G.	No of case
ANCONA	12	1	11	49	5	44	135	13	122	5
MACERATA	60	-	60	14	-	14	14	2	12	-
PESARO URBINO	24	-	24	27	-	27	24	-	24	-
ASCOLI PICENO	1	-	1	-	-	-	4	-	4	-
T O T A L S	97	1	96	90	5	85	177	15	162	5

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COURT CASES

L G.	THEFT, WRONGFUL POSSESSION No of cases	N.G.	G.	BLACK MARKET No of cases	N.G.	G.	A R M S No of cases	N.G.	G.	A S S A U L T No of cases	N.G.	G.
44	135	13	122	5	1	4	12	2	10	7	-	-
14	14	2	12	-	-	-	2	-	2	-	-	-
27	24	-	24	-	-	-	9	-	9	-	-	-
-	4	-	4	-	-	-	3	1	2	-	-	-
85	177	15	162	5	1	4	26	3	23	-	-	-

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	ARMS			ASSAULT			MISCELLANEOUS			TOTALS		
	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
4	12	2	10	→	–	–	42	3	39	255	25	230
–	2	–	2	–	–	–	–	–	–	90	2	88
–	9	–	9	–	–	–	20	–	20	104	–	104
–	3	1	2	–	–	–	–	–	–	8	1	7
4	26	3	23	–	–	–	62	3	59	457	28	429

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APPENDIX 'B' - LIST OF SUPERIOR COURT CASES TRIED DURING MONTH OF JAN

NAME	CHARGE (S)	PLEA	FINDING
1. STEFANINI Armando	Possession of firearms and ammunition	N.G.	N.G.
2. ABERUCIATI Gennaro	Possession of firearms and ammunition	N.G.	GUILTY
3. MEKA Josef	1. Illegal dealing in Allied Currency	N.G.	GUILTY
	2. Travel without permit	G.	GUILTY
4. BEDINI Giovanni	1. Possession of Allied Property	N.G.	GUILTY
	2. Travel withour permit	N.G.	GUILTY
5. ASCANI Celestino	1. Interfering with telephone communications	N.G.	N.G.
	2. Possessionn of Allied Property	G.	GUILTY
6. MARRONI Claudio	Possession of arms	N.G.	GUILTY
7. GARBULLA Luigi	Possession of explosives	N.G.	GUILTY
8. CENSORI Giacomo	Possession of arms and ammunition	N.G.	GUILTY
9. MERLINI Celestino	Possession of arms, ammunition and explosives	G.	GUILTY
10. MERLINI Umberto	Possession of arms and ammunition	N.G.	N.G.
11. ARDUINI Domenico	Possession of petrol	N.G.	GUILTY
12. BRUSCIA Aldo & VAGNINI Quinto	Possession of petrol	N.G.	GUILTY
13. 2 accused	Various charges including bribery and possession of a shot-gun	N.G.	GUILTY
		N.G.	GUILTY
14. 2 accused	Various charges under Italian Rationing laws	N.G.	GUILTY on 4 char

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- LIST OF SUPERIOR COURT CASES TRIED DURING MONTH OF JANUARY 1945 IN ABRUZZI MARCHE REGION.

H A R G E (S)	PLEA	FINDING	S E N T E N C E
ssion of firearms and ammunition	N.G.	N.G.	N.G. Case dismissed
ession of firearms and ammunition	N.G.	GUILTY	2 yrs imprisonment, 1 yr suspended
legal dealing in Allied Currency	N.G.	GUILTY	1. 18 months imprisonment and confiscation of L.543.310, 100 American dollar bills, 6 pounds in British gold coin, 200 francs in gold coin.
avel without permit	G.	GUILTY	2. 1 month imprisonment, sentences concurrent.
ssession of Allied Property	N.G.	GUILTY	1. 1 month imprisonment.
avel withour permit	N.G.	GUILTY	2. L. 2500 fine.
nterfering with telephone communications	N.G.	N.G.	1. Dismissed
ssessionn of Allied Property	G.	GUILTY	2. 3 months imprisonment.
ession of arms	N.G.	GUILTY	8 months imprisonment.
ession of explosives	N.G.	GUILTY	1 yeer imprisonment.
ession of arms and ammunition	N.G.	GUILTY	3 years imprisonment.
ession of arms, ammunition and plosives	G.	GUILTY	2 years imprisonment.
ession of arms and ammunition	N.G.	N.G.	N.G. Case dismissed.
ession of petrol	N.G.	GUILTY	18 months imprisonment and L. 20.000 fine.
ession of petrol	N.G.	GUILTY	2 months imprisonment and L. 10.000 fine each. Case less serious than at first supposed.
ous charges including bribery and ession of a shot-gun	N.G.	GUILTY	1st accused : Fine of L. 50.000
ous charges under Italian Ration-laws	N.G.	GUILTY	2nd accused : Fine of L. 30.000
	N.G.	GUILTY on 4 charges	3 years imprisonment and L. 200.000 fine each.

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APPENDIX 'C' - Table showing progress made in Civil and Criminal Cases by

C I V I L

TRIBUNAL	cases pending on 20 Dec. '44.	new cases	cases completed	cases pending on 20 Jan. '45.	cases pending on 20 Dec. '44.
PESARO	136	7	-	136	310
URBINO					
ANCONA	418	49	26	441	688
MACERATA	185	3	1	187	364
CAMERINO	48	-	1	47	107
ASCOLI PICENO	424	21	7	438	613
FERMO	231	29	17	243	247

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Table showing progress made in Civil and Criminal Cases by Tribunali of Marche for month ending 20 Jan '45

C I V I L			P E N A L			
cases	cases completed	cases pending on 20 Jan. '45.	cases pending on 20 Dec. '44.	new cases	cases completed	cases pending on 20 Jan. '45.
	-	136	310	6	12	304

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APPENDIX 'D' - Table showing progress made in Civil and Criminal cases by Tribunali of Abr

C I V I L

TRIBUNAL	Cases pending on 30 Nov. '44	New cases	Cases completed	Cases pending on 31 Dec. '44.	Cases pending on 30 Nov. '44.
LA	366	43	8	401	522
AVEZZANO	485	23	12	496	192
SULMONA	139	15	9	145	493
CHIETI	420	19	3	436	415
LANCIANO	265	22	5	282	513
PESCARA	313	21	1	333	215
TERAMO	390	17	12	395	228

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ding progress made in Civil and Criminal cases by Tribunali of Abruzzi for month ending 31 Dec. '44.

C I V I L				P E N A L			
w cases	Cases completed	Cases pending on 31 Dec. '44.	Cases pending on 30 Nov. '44.	New cases	Cases completed	Cases pending on 31 Dec. '44.	
43	8	401	522	90	73	539	
23	12	496	192	43	36	199	
15	9	145	493	64	93	464	
19	3	436	415	11	56	370	
22	5	282	513	18	131	400	
21	1	333	215	12	15	212	
17	12	395	228	24	38	214	

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TO : H.Q. ALLIED COMMISSION
(for attention of Legal Sub-Commission)

FROM : H.Q. AMG/AC ABRUZZI MARCHE REGION AMR/511/10

SUBJECT : Monthly Report 3 Jan. '45

Herewith Monthly Report for December 1944 in duplicate.

For the Regional Commissioner



R. G. S. ALEXANDER, Major
R.L.O.

SUBJECT : MONTHLY REPORT

TO : C.L.A. H.Q. A.C.

From : R.L.O. AMG/AC ABRUZZI MARCHE REGION

REF. : AMR/511/10

DATE : 4 Jan. '45

Herewith Monthly Report for December 1944.

I - PERSONNEL

Distribution of Officers remains the same as stated in Report for November. There were no changes in legal personnel during the month under Report.
Major Cotes-Preedy is still absent on temporary duty in Southern Region. Major Carslake, P.L.O. Ascoli Piceno, has meantime been assisting Capt. Boone, P.L.O. Ancona, 3 days a week.

II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) Pesaro-Urbino Province
Provincial Order No 10 - Extension of facilities for travel.

(2) Ancona Province
Provincial Order No 16 - Hours of Curfew,
17 - Lifting Travel Restrictions.
18 - Sale of Wines and Liquors to Allied Troops.

(3) Macerata Province - Nil

(4) Ascoli Piceno Province - Nil

No General or Regional Orders were posted during the month.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by A.M.G. Courts according to Categories is set out in Appendix 'A' annexed.

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Distribution of Officers remains the same as stated in Report for November. There were no changes in legal personnel during the month under Report.
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18 - Sale of Wines and Liquors to Allied Troops.

(3) Macerata Province - Nil

(4) Ascoli Piceno Province - Nil

No General or Regional Orders were posted during the month.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by A.M.G. Courts according to Categories is set out in Appendix 'A' annexed.

(2) One General Court Case was held during the month. TOGNI Giovanni, a Farmer, was tried at Ancona on 20 Dec. '44 on a charge of killing an Allied Soldier. Col. Willmer presided. The facts were that TOGNI, hearing a disturbance amongst his pigs late one night, took a loaded shotgun, went down to his yard and fired a shot at a retreating figure. Cpl. David MAAMA a Basuto soldier was killed by the shot. TOGNI was found guilty. The Court took the view that the crime was manslaughter rather than wilful murder and sentenced him to 10 years imprisonment. 6 years of the sentence were suspended on account of accused's age and other extenuating circumstances.

(3) Particulars of Superior Court cases are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) Pesaro-Urbino Province
(i) Great difficulty and delays have been occasioned by bad

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weather and impassable roads.

(ii) Delays in hearing petty cases have also been caused by military units either putting accused persons inside without arrest reports or with arrest reports incompletely filled up. Representations have been made as to this in the proper quarter.

(b) Ancona Province

(i) Sentences imposed were materially different from previous months in that fines were imposed in many possession cases where previously sentences of imprisonment were given. This was because of lack of adequate jail accommodation in the Province. RLO is consulting RPSO as to possibility of transferring Prisoners from certain of the over-crowded prisons in Marche to less crowded prisons in Abruzzi.

(ii) For the first time for 3 months there have been cases of injury and death caused by civilains to Allied Personnel.

(c) Macerata Province
During the month there was a public Demonstration in the Province. As a precautionary measure, on account of the presence of a large number of Allied troops in the Province, a campaign is in progress to detect and prosecute civilians in possession of arms and ammunition. This campaign accounts for increase in number of such cases. Heavier sentences are being imposed.

(d) Ascoli Piceno Province
An Allied Division has moved into this Province. Div. Pro. Coy. have made a number of arrests in FERMO and these cases have been taken by the AMGLO with the Div. with consent of the P.C..
Records show that cases are being tried satisfactorily. More difficult cases will, ofcourse, continue to be dealt with by the P.L.O..

IV - ITALIAN COURTS

(1) M a r c h e

(a) Court of Appeal of Ancona

(i) This Court continues to make good progress on criminal Appeals. The number of pending Criminal cases as at 17 Dec. was 143 as compared with 193 at 20 Nov. .

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transferring Prisoners from certain of the over-crowded prisons in Marche to less crowded prisons in Abruzzi.

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(1) M a r c h e

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(i) This Court continues to make good progress on crimdnal Appeals. The number of pending Criminal cases as at 17 Dec. was 143 as compared with 193 at 20 Nov. .

(ii) Some progress has been made in working out plans for the proposed circuit Section for the 2 Northern Provinces. 2 cars have already been secured and only one more is required. The towns in which this Section will sit are all accommodating a large number of troops and suitable quarters for use of the Court are not easy to find. The P.O.s and the Pretori in all the towns concerned are working on this problem now.

(b) Courts of Assize

The organization of the Assize Courts for Macerata and Ascoli Piceno Provinces has been completed. The lists of Popular Judges for Camerino, Fermo, Ascoli and Macerata have been received and vetted and the Primo Presidente has made the necessary appointments.
The organization of the Assize Courts for Ancona and Pesaro Provinces is well under way and should be completed within about a week.

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At the time of our occupation there were 12 pending cases in the Marche for all the Assize Courts. Since that time it is estimated that about 125 political cases have accrued.

Hearings in the Assize Courts are expected to commence about 1 Feb. '45.

(c) Tribunali

(i) Statistics for work done on civil and criminal cases for periods of approximately one month up to various dates in December are given in Appendix 'C' hereto.

(ii) Pesaro Tribunal after heavy travail has completed its move from S.Angelo in Vado to Pesaro and is now funtioning in the latter town.

(iii) Ancona Tribunal is making good progress as indicated by the statistics. Repair work on the Court building continues. The major item yet to be finished is the roof.

(iv) Macerata Tribunal which has been functioning on a circuit basis was unable so to operate during the month because bad weather washed out roads and bridges making it impossible for the Court to reach certain towns. Other hearings set by the Court had to be continued because parties and witnesses could not reach the Court. As a result only a limited number of cases was heard.

(v) Camerino Tribunal is making steady progress.

(vi) Ascoli Tribunal has recently received a large number of political cases. In many cases it is being found difficult to get the instruction proceedings finished owing to absence of witnesses called by the accused.

(vii) Fermo Tribunal is making steady progress and is more than holding its own.

(d) Preture

Some difficulty is still being experienced in getting returns from these Courts but nearly all of them are now making these and the figures, which it is not considered necessary to include in this Report, indicate fairly satisfactory progress.

(e) Judicial Officials

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(d) Preture

Some difficulty is still being experienced in getting returns from these Courts but nearly all of them are now making these and the figures, which it is not considered necessary to include in this Report, indicate fairly satisfactory progress.

(e) Judicial Officials

(i) A fairly large number of appointments and transfers has taken place during the month. Nearly all these have taken place either at the suggestion or with the consent of the Ministry. In one or two cases it has been necessary to make emergency appointments without reference to the Ministry but in all cases either the Primo Presidente or the Procuratore Generale has been consulted before changes were made.

(ii) Personnel at present is fairly adequate. Amongst the vacancies which require to be filled are the following :-

a cancelliere for Macerata Feltria Pretura
a giudice for Urbino Tribunal
a cancelliere for Pesaro Pretura
a cancelliere for Urbino Pretura
a consigliere for the Court of Appeal vice Sartori Giovanni who has died
a cancelliere for Fermo Tribunal.

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(iii) It is intended to make a fuller Report covering all vacancies at an early date.

(f) A.M.G. cases in Italian Courts in Ascoli Piceno and Macerata Provinces.

The following Table shows the position for the month so far as Ascoli Province is concerned :-

	Cases Reported	Cases Heard	Cases Pending	Guilty	Not Guilty
Possession of W.D. Property . .	16	10	6	10	
Curfew	8		8		
Travel	2	1	1	1	
Black Market and Food law offences .	25	8	17	7	1
	51	19	32	18	1

The majority of the cases came in at the end of the month. Hence large number pending.

In some cases the Italian Courts have been imposing inadequate sentences. This matter has been taken up strongly.

Ten cases involving violations of AMG Proclamations and Orders were tried during the month in Macerata Province. The sentences were satisfactory in all but one case which is being investigated. Analysis not yet to hand.

(2) A b r u z z i

(a) Court of Appeal of Aquila

This Court continues to make good progress.

(b) Courts of Assize

(i) The organization of these is nearly completed. Lists of Popular Judges from Aquila, Chieti, Lanciano and Teramo have been received by the Primo Presidente and forwarded to the Ministry for approval in accordance with instructions. It would be of assistance if representations could be made to the Ministry with a view to expediting their approval which is the only thing

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	51	19	32	18	1

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(i) The organization of these is nearly completed. Lists of Popular Judges from Aquila, Chieti, Lanciano and Teramo have been received by the Primo Presidente and forwarded to the Ministry for approval in accordance with instructions. It would be of assistance if representations could be made to the Ministry with a view to expediting their approval which is the only thing now holding matters up.

(ii) Attention is called to the fact that only one Court of Assize can sit at one time in the Abruzzi because of the shortage of personnel for the Court of Appeal. The position is as follows :-

2 vacancies in posts of Section Presidents
4 vacancies in posts of Consiglieri.

There are at present only 7 Consiglieri, 2 of whom are acting Section Presidents. To designate one acting Section President plus 2 other members from the 7 available consiglieri would reduce the number available for duty in the Appeal Court to 4.

(c) Tribunali

(i) Statistics for work done in Civil and Criminal cases for the month to 30 Nov. '44 are given in Appendix 'D' hereto.

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(ii) A separate Report is given in this HQ. letter AMR/511/12/ADM dated 28 Dec. '44 as to an alleged proposal by the Ministry to set up a new Tribunal at Vasto. This is apparently to be achieved by splitting Lanciano Tribunal into two parts. If the report is correct the strongest exception is taken to the proposal. There are already 2 Tribunali in Chieti Province which has an excellent network of road communications. The necessity for a third Tribunal is simply not understood. The change, in my opinion, would just create confusion.

(iii) With a view to improving discipline and establishing a greater degree of coherence between the various Tribunali and their depending Preture abd between the Tribunali themselves andth the Primo Presidente and Procuratore Generale the following arrangement has been made.
On the first Sunday of each month the President and Procuratore del Regno of each Tribunal will hold a Meeting at which the Pretori of all depending Preture will be present.
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(d) Pretùre

Statistics which are coming in fairly well indicate good progress.

(e) Judicial Officials

(i) The principal vacancies which require filling are as follows :-
2 Section Presidents for the Court of Appeal
5 Consiglieri for do..
There are many other minor ones.

(ii) It is intended to submit a fuller report on all vacancies at an early date.

(f) Allied Cases

Up to date 51 cases have been reported as follows :-
Aquila 6; Avezzano 0; Sulmona 0; Chieti 16; Lanciano 17;
Pescara 9; Teramo 3.
Details are not yet to hand. A supplementary report will be submitted as soon as possible. Of the cases above referred to the bulk are unimportant. Three cases, however, are included which involved

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The sentences in 2 of these were considered very unsatisfactory and the Procuratori concerned have appealed on instructions from this office. The cases are therefore still sub judice. In the third petrol case sentences ranging from 18 months to four years were imposed and these were considered adequate.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

Copy to REGIONAL COMMISSIONER.

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A P P E N D I X 'A'

LIST OF A.M.G. SUMMARY COURT CASES

PROVINCE	CURFEW No of cases	N.G.	G.	TRAVEL No of cases	N.G.	G.	THEFT, WRONGFUL POSSESSION No of cases	N.G.	G.	No of
ANCONA	38	4	34	131	8	123	109	6	103	
MACERATA	-	-	-	-	-	-	1	-	1	
PESARO URBINO	7	1	6	32	3	29	21	5	16	
ASCOLI PICENO	1	-	1	1	-	1	-	-	-	
TOTALS	46	5	41	164	11	153	131	11	120	

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X 'A'

COURT CASES

THEFT, WRONGFUL POSSESSION No of cases	N.G.	G.	BLACK MARKET No of cases	N.G.	G.	A R M S No of cases	N.G.	G.	A S S A U L T No of cases	N.G.	G.	M
109	6	103	21	3	18	11	-	11	-	-	-	
1	-	1	-	-	-	9	1	8	→	-	-	
21	5	16	-	-	-	7	-	7	1	-	1	
-	-	-	-	-	-	4	-	4	-	-	-	
131	11	120	21	3	18	31	1	30	1	-	1	

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A R M S No of cases	N.G.	G.	A S S A U L T No of cases	N.G.	G.	MISCELLANEOUS No of cases	N.G.	G.	T O T A L S No of cases	N.G.	G.
11	-	11	-	-	-	46	9	37	356	30	326
9	1	8	2	-	-	1	1	-	11	2	9
7	-	7	1	-	1	4	-	4	72	9	63
4	-	4	-	-	-	1	-	1	7	-	7
31	1	30	1	-	1	52	10	42	446	41	405

APPENDIX 'B'

Particulars of Superior Court cases tried
in Abruzzi Marche Region during December 1944.

(1) Pesaro Urbino Province

There was one Superior Court held only. At SASSOCORVARO on 15 Dec. '44 an accused was tried on a charge of disposing of a pig to two unknown persons contrary to Provincial Order No 3. He was found guilty and sentenced to 4 months imprisonment and fined L 10.000. The fine was paid. The case was originally thought to be more serious than it turned out to be.

(2) Ancona Province

(a) At Ancona an accused was charged under Proc. 1 Sec. 32 of Injuring an Allied Soldier. He was found guilty and sentenced to 18 months imprisonment.

(b) Bartolucci Emilio was found guilty of a fairly serious charge of possession of Allied Property and sentenced to 2½ years imprisonment.

(c) Gentile Giuseppe was tried at Ancona on 11 Dec. '44 on a charge of Violation of Arts. 624, 625 and 640 of the Italian Penal Code. He was found guilty of the offence ~~charged~~ under Art. 640 and sentenced to 4 years reclusione and to pay a fine of 15.000 lire. This was an interesting case which was tried by an AM Court at the request of 61 Area. The circumstances were that accused who was interpreter for a British CMP Coy. visited a farm in company with a Sgt. of the Coy.. The pair represented that they had come to make a search of the premises for Allied Property. In the course of the search they stole a sum of L 16.000 and other property. Before the hearing of the case against Gentile the Sgt. had been found guilty and sentenced on a Court Martial charge

(3) Macerata Province

Nil. There are, however, 5 cases pending.

(4) Ascoli Piceno Province

Only one case was held. At Fermo on 9 Dec. '44 3 accused were tried found guilty and sentenced to terms of imprisonment varying from 2 to 4 years on charges of illegal possession of arms and of attempting to obtain arms. Accused had visited various houses in the district and carried out, at least in one instance, an illegal search for arms.

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APPENDIX 'C'

Table showing
cases by Tri
ih Dec. '44.

TRIBUNAL	CIVIL				CRIMINAL			
	Pending on	New cases	Completed	Pending on	Pending on	New cases	Completed	
PE	15 Oct. 136	-	-	20 Dec. 136	15 Oct. 296	17	3	
URBINO	25 Nov. 57	-	2	15 Dec. 55	25 Nov. 88	42	37	
ANCONA	20 Nov. 412	86	80	20 Dec. 418	20 Nov. 301	15	46	
MACERATA	20 Nov. 188	8	11	20 Dec. 185	20 Nov. 153	46	15	
CA_ INO	20 Nov. 52	-	4	20 Dec. 48	20 Nov. 39	27	28	
ASCOLI PICENO	20 Nov. 11	5	2	20 Dec. 14	20 Nov. 308	22	26	
FERMO	20 Nov. 230	21	20	20 Dec. 231	20 Nov. 157	10	33	

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APPENDIX 'C'

Table showing progress made in Civil and Criminal cases by Tribunali of Marche up to various dates ih Dec. '44.

CIVIL			CRIMINAL			
Completed	Pending on	Pending on	New cases	Completed	Pending on	
	20 Dec.	15 Oct.			20 Dec.	
-	136	296	17	3	310	
	15 Dec.	25 Nov.			15 Dec.	
2	55	88	42	37	93	
	20 Dec.	20 Nov.			20 Dec.	
80	418	301	15	46	270	
	20 Dec.	20 Nov.			20 Dec.	
11	185	153	46	15	184	
	20 Dec.	20 Nov.			20 Dec.	
4	48	39	27	28	38	
	20 Dec.	20 Nov.			20 Dec.	
2	14	308	22	26	304	
	20 Dec.	20 Nov.			20 Dec.	
20	231	157	10	33	134	

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APPENDIX 'D'

Table showing p
by Tribunali of

TRIBUNAL	CIVIL				CRIMINAL			
	Pending on 31 Oct.	New cases	Completed	Pending on 30 Nov.	Pending on 31 Oct.	New cases	Completed	
AQUILA	355	23	12	366	593	126	196	
AVEZZANO	473	17	5	485	202	31	41	
SULMONA	128	12	1	139	171	474	152	
CHIETI	418	60	52	426	417	25	27	
LANCIANO					493	34	14	
PESCARA	314	18	6	326	421	81	62	
TERAMO	397	11	18	390	376	63	211	

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APPENDIX 'D'

Table showing progress made in Civil and Criminal cases by Tribunali of Abruzzi for month ending 30 Nov. '44.

CRIMINAL

Completed	Pending on 30 Nov.	Pending on 31 Oct.	New cases	Completed	Pending on 30 Nov.
12	366	593	126	196	623
5	485	202	31	41	192
1	139	171	474	152	493
52	426	417	25	27	415
		493	34	14	513
6	326	421	81	62	440
18	390	376	63	211	228

SUBJECT : MONTHLY REPORT

TO : C.L.A. H.Q. A.C.

FROM : R.L.O. AMG/AC ABRUZZI MARCHE REGION

REF. : AMG/511/10

DATE : 4 Jan. '45

Herewith Monthly Report for December 1944.

I - PERSONNEL

Distribution of Officers remains the same as stated in Report for November. There were no changes in legal personnel during the month under Report.
Major Cotes-Preedy is still absent on temporary duty in Southern Region. Major Carslake, P.L.O. Ascoli Piceno, has meantime been assisting Capt. Boone, P.L.O. Ancona, 3 days a week.

II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) Pesaro-Urbino Province
Provincial Order No 10 - Extension of facilities for travel.

(2) Ancona Province
Provincial Order No 16 - Hours of Curfew.
17 - Lifting Travel Restrictions.
18 - Sale of Wines and Liquors to Allied Troops.

(3) Macerata Province - Nil

(4) Ascoli Piceno Province - Nil

No General or Regional Orders were posted during the month.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by A.M.G. Courts according to Categories is set out in Appendix 'A' annexed.

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Major Cotes-Preedy is still absent on temporary duty in Southern Region. Major Carslake, P.L.O. Ascoli Piceno, has meantime been assisting Capt. Boone, P.L.O. Ancona, 3 days a week.

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(3) Macerata Province - Nil

(4) Ascoli Piceno Province - Nil

No General or Regional Orders were posted during the month.

III - A.M.G. COURTS

(1) Consolidated Table of Cases heard by A.M.G. Courts according to Categories is set out in Appendix 'A' annexed.

(2) One General Court Case was held during the month. TOGNI Giovanni, a Farmer, was tried at Ancona on 20 Dec. '44 on a charge of Killing an Allied Soldier. Col. Willmer presided. The facts were that TOGNI, heaving a disturbance amongst his pigs late one night, took a loaded shotgun, went down to his yard and fired a shot at a retreating figure. Cpl. David MAAMA a Basuto soldier was killed by the shot. TOGNI was found guilty. The Court took the view that the crime was manslaughter rather than wilful murder and sentenced him to 10 years imprisonment. 6 years of the sentence were suspended on account of accused's age and other extenuating circumstances.

(3) Particulars of Superior Court cases are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) Pesaro-Urbino Province
(i) Great difficulty and delays have been occasioned by bad

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weather and impassable roads.

(ii) Delays in hearing petty cases have also been caused by military units either putting accused persons inside without arrest reports or with arrest reports incompletely filled up. Representations have been made as to this in the proper quarter.

(b) Ancona Province

(i) Sentences imposed were materially different from previous months in that fines were imposed in many possession cases where previously sentences of imprisonment were given. This was because of lack of adequate jail accommodation in the Province. RLO is consulting RPSO as to possibility of transferring Prisoners from certain of the over-crowded prisons in Marche to less crowded prisons in Abruzzi.

(ii) For the first time for 3 months there have been cases of injury and death caused by civilains to Allied Personnel.

(c) Macerata Province

During the month there was a public Demonstration in the Province. As a precautionary measure, on account of the presence of a large number of Allied troops in the Province, a campaign is in progress to detect and prosecute civilians in possession of arms and ammunition. This campaign accounts for increase in number of such cases. Heavier sentences are being imposed.

(d) Ascoli Piceno Province

An Allied Division has moved into this Province. Div. Pro. Coy. have made a number of arrests in FERMO and these cases have been taken by the AMGLO with the Div. with consent of the P.C..
Records show that cases are being tried satisfactorily. More difficult cases will, ofcourse, continue to be dealt with by the P.L.O..

IV - ITALIAN COURTS

(1) M a r c h e

(a) Court of Appeal of Ancona

(i) This Court continues to make good progress on criminal Appeals. The number of pending Criminal cases as at 17 Dec. was 113 as compared with 193 at 20 May. .

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IV - ITALIAN COURTS

(1) M a r c h e

(a) Court of Appeal of Ancona

(i) This Court continues to make good progress on criminal Appeals. The number of pending Criminal cases as at 17 Dec. was 143 as compared with 193 at 20 Nov. .

(ii) Some progress has been made in working out plans for the proposed circuit Section for the 2 Northern Provinces. 2 cars have already been secured and only one more is required. The towns in which this Section will sit are all accommodating a large number of troops and suitable quarters for use of the Court are not easy to find. The P.O.s and the Pretori in all the towns concerned are working on this problem now.

(b) Courts of Assize

The organization of the Assize Courts for Macerata and Ascoli Piceno Provinces has been completed. The lists of Popular Judges for Camerino, Fermo, Ascoli and Macerata have been received and vetted and the Primo Presidente has made the necessary appointments.
The organization of the Assize Courts for Ancona and Pesaro Provinces is well under way and should be completed within about a week.

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At the time of our occupation there were 12 pending cases in the Marche for all the Assize Courts. Since that time it is estimated that about 125 political cases have accrued.

Hearings in the Assize Courts are expected to commence about 1 Feb. '45.

(c) Tribunali

(i) Statistics for work done on civil and criminal cases for periods of approximately one month up to various dates in December are given in Appendix 'C' hereto.

(ii) Pesaro Tribunal after heavy travail has completed its move from S.Angelo in Vado to Pesaro and is now funtioning in the latter town.

(iii) Ancona Tribunal is making good progress as indicated by the statistics. Repair work on the Court building continues. The Major item yet to be finished is the roof.

(iv) Macerata Tribunal which has been funetioning on a circuit basis was unable so to operate during the month because bad weather washed out roads and bridges making it impossible for the Court to reach certain towns. Other hearings set by the Court had to be continued because parties and witnesses could not reach the Court. As a result only a limited number of cases was heard.

(v) Camerino Tribunal is making steady progress.

(vi) Ascoli Tribunal has recently received a large number of political cases. In many cases it is being found difficult to get the instruction proceedings finished owing to absence of witnesses called by the accused.

(vii) Fermo Tribunal is making steady progress and is more than holding its own.

(d) Preture

Some difficulty is still being experienced in getting returns from these Courts but nearly all of them are now making these and the figures, which it is not considered necessary to include in this Report, indicate fairly satisfactory progress.

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(d) Pretura

Some difficulty is still being experienced in getting returns from these Courts but nearly all of them are now making these and the figures, which it is not considered necessary to include in this Report, indicate fairly satisfactory progress.

(e) Judicial Officials

(i) A fairly large number of appointments and transfers has taken place during the month. Nearly all these have taken place either at the suggestion or with the consent of the Ministry. In one or two cases it has been necessary to make emergency appointments without reference to the Ministry but in all cases either the Primo Presidente or the Procuratore Generale has been consulted before changes were made.

(ii) Personnel at present is fairly adequate. Amongst the vacancies which require to be filled are the following :-

a cancelliere for Macerata Felturia Pretura
a giudice for Urbino Tribunal
a cancelliere for Pesaro Pretura
a cancelliere for Urbino Pretura
a consigliere for the Court of Appeal vice Sartori Giovanni who has died
a cancelliere for Fermo Tribunal.

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((iii) It is intended to make a fuller Report covering all vacancies at an early date.

(f) A.M.G. cases in Italian Courts in Ascoli Piceno and Macerata Provinces.

The following Table shows the position for the month so far as Ascoli Province is concerned :-

	Cases Reported	Cases Heard	Cases Pending	Guilty	Not Guilty
Possession of W.D. Property . .	16	10	6	10	
Curfew	8		8		
Travel	2	1	1	1	
Black Market and Food law offences .	25	8	17	7	1
	51	19	32	18	1

The majority of the cases came in at the end of the month. Hence large number pending.

In some cases the Italian Courts have been imposing inadequate sentences. This matter has been taken up strongly.

Ten cases involving violations of AMG Proclamations and Orders were tried during the month in Macerata Province. The sentences were satisfactory in all but one case which is being investigated. Analysis not yet to hand.

(2) A b r u z z i

(a) Court of Appeal of Aquila

This Court continues to make good progress.

(b) Courts of Assize

(i) The organization of these is nearly completed. Lists of Popular Judges from Aquila, Chieti, Lanciano and Teramo have been received by the Primo Presidente and forwarded to the Ministry for approval in accordance with instructions. It would be of assistance if representations could be made to the Ministry with a view to expediting their approval which is the only thing

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W.D. Property . .	16	10	6	10	
Curfew	8		8		
Travel	2	1	1	1	
Black Market and Food law offences .	25	8	17	7	1
	51	19	32	18	1

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(ii) Attention is called to the fact that only one Court of Assize can sit at one time in the Abruzzi because of the shortage of personnel for the Court of Appeal. The position is as follows :-

2 vacancies in posts of Section Presidents
4 vacancies in posts of Consiglieri.

There are at present only 7 Consiglieri, 2 of whom are acting Section Presidents. To designate one acting Section President plus 2 other members from the 7 available consiglieri would reduce the number available for duty in the Appeal Court to 4.

(c) Tribunali

(i) Statistics for work done in Civil and Criminal cases for the month to 30 Nov. '44 are given in Appendix 'D' hereto.

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(ii) A separate Report is given in this HQ. letter AMP/511/12/ADM dated 28 Dec. '44 as to an alleged proposal by the Ministry to set up a new Tribunal at Vasto. This is apparently to be achieved by splitting Lanciano Tribunal into two parts. If the report is correct the strongest exception is taken to the proposal. There are already 2 Tribunali in Chieti Province which has an excellent network of road communications. The necessity for a third Tribunal is simply not understood. The change, in my opinion, would just create confusion.

(iii) With a view to improving discipline and establishing a greater degree of coherence between the various Tribunali and their depending Preture and between the Tribunali themselves and the Primo Presidente and Procuratore Generale the following arrangement has been made.
On the first Sunday of each month the President and Procuratore del Regno of each Tribunal will hold a Meeting at which the Pretori of all depending Preture will be present.
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There are many other minor ones.

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Up to date 51 cases have been reported as follows :-
Aquila 6; Avezzano 0; Sulmona 0; Chieti 16; Lanciano 17;
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Details are not yet to hand. A supplementary report will be submitted as soon as possible. Of the cases above referred to the bulk are [illegible] which involved

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The sentences in 2 of these were considered very unsatisfactory and the Procuratori concerned have appealed on instructions from this office. The cases are therefore still sub judice. In the third petrol case sentences ranging from 18 months to four years were imposed and these were considered adequate.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

Copy to REGIONAL COMMISSIONER.

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A P P E N D I X 'A'

LIST OF A.M.G. SUMMARY COURT CASES

PROVINCE	CURFEW No of cases	CURFEW N.G.	CURFEW G.	TRAVEL No of cases	TRAVEL N.G.	TRAVEL G.	THEFT, WRONGFUL POSSESSION No of cases	THEFT, WRONGFUL POSSESSION N.G.	THEFT, WRONGFUL POSSESSION G.	No of
ANCONA	38	4	34	131	8	123	109	6	103	2
MACERATA	-	-	-	-	-	-	1	-	1	
PESARO URBINO	7	1	6	32	3	29	21	5	16	
ASCOLI PICENO	1	-	1	1	-	1	-	-	-	
TOTALS	46	5	41	164	11	153	131	11	120	2

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SESSION		BLACK MARKET			A R M S			ASSAULT			MISCELLANEOUS	
No of cases	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.
	103	21	3	18	11	-	11	-	-	-	46	9
	1	-	-	-	9	1	8	1	-	-	1	1
	16	-	-	-	7	-	7	1	-	1	4	-
	-	-	-	-	4	-	4	-	-	-	1	-
	120	21	3	18	31	1	30	1	-	1	52	10

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ARMS No of cases	1 N.G.	1 G.	ASSAULT No of cases	1 N.G.	1 G.	MISCELLANEOUS No of cases	1 N.G.	1 G.	TOTALS No of cases	1 N.G.	1 G.
11	-	11	-	-	-	46	9	37	356	30	326
9	1	8	→	-	-	1	1	-	11	2	9
7	-	7	1	-	1	4	-	4	72	9	63
4	-	4	-	-	-	1	-	1	7	-	7
31	1	30	1	-	1	52	10	42	446	41	405

APPENDIX 'B'

Particulars of Superior Court cases tried
in Abruzzi Marche Region during December 1944.

(1) Pesaro Urbino Province

There was one Superior Court held only. At SASSOCORVARO on 15 Dec. '44 an accused was tried on a charge of disposing of a pig to two unknown persons contrary to Provincial Order No 3. He was found guilty and sentenced to 4 months imprisonment and fined L 10.000. The fine was paid. The case was originally thought to be more serious than it turned out to be.

(2) Ancona Province

(a) At Ancona an accused was charged under Proc. 1 Sec. 32 of Injuring an Allied Soldier. He was found guilty and sentenced to 18 months imprisonment.

(b) Bartolucci Emilio was found guilty of a faibly serious charge of possession of Allied Property and sentenced to 2½ years imprisonment.

(c) Gentile Giuseppe was tried at Ancona on 11 Dec. '44 on a charge of Violation of Arts. 624, 625 and 640 of the Italian Penal Code. He was found guilty of the offence charged under Art. 640 and sentenced to 4 years reclusione and to pay a fine of 15.000 lire. This was an interesting case which was tried by an AM Court at the request of 61 Area. The circumstances were that accused who was interpreter for a British CMP Coy. visited a farm in company with a Sgt. of the Coy.. The pair represented that they had come to make a search of the premises for Allied Property. In the course of the search they stole a sum of L 16.000 and other property. Before the hearing of the case against Gentile the Sgt. had been found guilty and sentenced on a Court Martial charge

(3) Macerata Province

Nil. There are, however, 5 cases pending.

(4) Ascoli Piceno Province

Only one case was held. At Fermo on 9 Dec. '44 3 accused were tried found guilty and sentenced to terms of imprisonment varying from 2 to 4 years on charges of illegal possession of arms and of attempting to obtain arms. Accused had visited various houses in the district and carried out, at least in one instance, an illegal search for arms.

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APPENDIX 'C'

Table showing
cases by Tri
ith Dec. '44.

TRIBUNAL	CIVIL				CRIMINAL			
	Pending on	New cases	Completed	Pending on	Pending on	New cases	Completed	
F[illegible]	15 Oct. 136	-	-	20 Dec. 136	15 Oct. 296	17	3	
URBINO	25 Nov. 57	-	2	15 Dec. 55	25 Nov. 88	42	37	
ANCONA	20 Nov. 412	86	80	20 Dec. 418	20 Nov. 301	15	46	
MACERATA	20 Nov. 188	8	11	20 Dec. 185	20 Nov. 153	46	15	
C[illegible]ANO	20 Nov. 52	-	4	20 Dec. 48	20 Nov. 39	27	28	
ASCOLI PICENO	20 Nov. 11	5	2	20 Dec. 14	20 Nov. 308	22	26	
FERMO	20 Nov. 230	21	20	20 Dec. 231	20 Nov. 157	10	33	

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A P P E N D I X 'C'

(8)

Table showing progress made in Civil and Criminal cases by Tribunali of Marche up to various dates in Dec. '44.

CIVIL			CRIMINAL			
Completed	Pending on	Pending on	New cases	Completed	Pending on	
	20 Dec.	15 Oct.			20 Dec.	
-	136	296	17	3	310	
	15 Dec.	25 Nov.			15 Dec.	
2	55	88	42	37	93	
	20 Dec.	20 Nov.			20 Dec.	
80	418	301	15	46	270	
	20 Dec.	20 Nov.			20 Dec.	
11	185	153	46	15	134	
	20 Dec.	20 Nov.			20 Dec.	
4	48	39	27	28	38	
	20 Dec.	20 Nov.			20 Dec.	
2	14	308	22	26	304	
	20 Dec.	20 Nov.			20 Dec.	
20	231	157	10	33	134	

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APPENDIX 'D'

Table showing p
by Tribunali of

TRIBUNAL	CIVIL				CRIMINAL			
	Pending on 31 Oct.	New cases	Completed	Pending on 30 Nov.	Pending on 31 Oct.	New cases	Completed	
AQUILA	355	23	12	366	593	126	196	
AVEZZANO	473	17	5	485	202	31	41	
SULMONA	128	12	1	139	171	474	152	
CHIETI	416	60	52	426	417	25	27	
LANCIANO					493	34	14	
PESCARA	314	18	6	326	421	81	62	
TE( )	397	11	18	390	376	63	211	

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APPENDIX 'D'

Table showing progress made in Civil and Criminal cases by Tribunali of Abrusai for month ending 30 Nov. 44.

CIVIL			CRIMINAL				
Completed	Pending on 30 Nov.	Pending on 31 Oct.	New cases	Completed	Pending on 30 Nov.		
12	366	593	126	196	623		
5	485	202	31	41	192		
1	139	171	474	152	493		
52	426	417	25	27	415		
		493	34	14	513		
6	326	421	81	62	440		
18	390	376	63	211	228		

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

TO : H.Q. ALLIED COMMISSION
(for attention of Legal Sub-Commission)

FROM : H.Q. AMG/AC ABRUZZI MARCHE REGION

SUBJECT : Monthly Report

REF: : AMR/511/10

DATE : 5 Dec. '44

HEADQUARTERS
6 DEC 1944
G.

Herewith Monthly Report for November 1944. in duplicate.

For the Regional Commissioner

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

2129

SUBJECT : Monthly Report - November 1944.

TO : C.L.A. H.Q. A

FROM : ABRUZZI MARCHE REGION

REF. : AMR/511/10

DATE : 4 Dec. '44

Herewith Monthly Report for November 1944.

I - PERSONNEL

(1) Present distribution of officers is as follows :-

R.L.O. (at Aquila)	Major R.G.S. ALEXANDER (B)
L.O. Abruzzi (at Aquila)	Major W.R. COHEN (A)
P.L.O. Chieti, Pescara, and Teramo (at Chieti)	Major L.D. GLERUM (A)
L.O. Marche (at Ancona)	Capt. W.T. BOONE (A)
P.L.O. Ascoli Piceno (at Ascoli ~~Piceno~~)	Major J. CARSLAKE (B)
P.L.O. Pesaro Urbino (at Pesaro)	Major P. BACKHOUSE (B)

(2) During the month Major A.W.L. Franklin (B) (lent by Region XII) and Major G.E. Reynolds (B) (lent by Region IX) have ceased to be available as legal officers to this Region.

Major Cotes-Preedy who had been assisting Capt. Boone at Ancona until about the middle of November is at present assigned to special duty in Sicily and is not expected to return to Ancona until about 16 Dec. '44. Meantime Capt. Boone is over-wprked and it is being considered whether Major Carslake should go temporarily to Ancona to assist him.

II - GENERAL AND OTHER ORDERS

The following have been published during the month :-

(1) PESARO-URBINO PROVINCE

(a) General Order No 25.
(b) Provincial Orders No 6 - Abolition of Fascist Labour Institutions
No 7 - Temporary wage adjustment
No 8 - Prohibition of Sale of Food to Army Personnel
No 9 - Declaration of Stock and Restrictions on sale of wines, spirits and liqueurs.
(c) Provincial Notices No 6 - Declaration of wireless receiving sets and equipment and carrier pigeons
No 7 - Amended hours of curfew
No 8 - Motor Vehicle circulation Permits.
(d) A revised list of maximum retail prices and prices of live stock for slaughter and charges for services has also been posted.

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L.O. Marche	(at Ancona)	Capt. W.T. BOONE (A)
P.L.O. Ascoli Piceno	(at Ascoli ~~Piceno~~)	Major J. CARSLAKE (B)
P.L.O. Pesaro Urbino	(at Pesaro)	Major P. BACKHOUSE (B)

(2) During the month Major A.W.L. Franklin (B) (lent by Region XII) and Major G.E. Reynolds (B) (lent by Region IX) have ceased to be available as legal officers to this Region.

Major Cotes-Preedy who had been assisting Capt. Boone at Ancona until about the middle of November is at present assigned to special duty in Sicily and is not expected to return to Ancona until about 16 Dec. '44. Meantime Capt. Boone is over-worked and it is being considered whether Major Carslake should go temporarily to Ancona to assist him.

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No 8 - Motor Vehicle circulation Permits.
(d) A revised list of maximum retail prices and prices of live stock for slaughter and charges for services has also been posted.

(2) ANCONA PROVINCE

(a) General Order No 28 - Labour Relations
(b) Provincial Order No 14 - Hours of Curfew
15 - Motor vehicle circulation permits.

(3) MACERATA PROVINCE

(a) General Order No 33 - Offences
(b) Notice No 4 - Surrender of Military Petrol cans.

(4) ASCOLI PICENO PROVINCE

Provincial Order No 8 - Control of Prices.

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III - A.M.G. COURTS

(1) Consolidated Table of cases heard by AMG Courts according to Categories is set out in Appendix 'A' annexed.

(2) No General Courts have been held during the month.

(3) Particulars of Superior Court Cases are set out in Appendix 'B' annexed.

(4) The following matters require special mention :-

(a) The P.C. of Ancona/Pesaro-Urbino has issued an Order in writing to the effect that all cases other than very trivial ones are to be tried by the P.L.O.'s. This is considered to be quite impracticable in present circumstances.

(b) In Ancona Province where by far the largest number of AMG Cases is tried cases involving Arms and Ammunition were fewer but cases of illegal possession of Allied Property showed an increase. Considering that Ancona is an important port and IESI an important supply distribution centre the number of possession cases is not large. Stricter discipline by the Military to prevent soldiers giving selling or bartering Allied property to civilians could bring about a reduction.

The Army Control Line did not move during the Report period and consequently the number of travel cases remained about the same.

For the second month running there have been no cases involving death of or injury to Allied troops.

(c) There have been very few AMG cases dealt with in MACERATA and ASCOLI PICENO Provinces during the month. This is, of course, due to the hand-over of jurisdiction to try the majority of Proclamation offences referred to in my last Report.

IV - ITALIAN COURTS

(1) MARCHE

(a) Court of Appeal of Ancona

This Court is still functioning from Tolentino, Macerata Province. Good progress has been made with Criminal appeals these having been reduced from 485 (Sep. 15th) to 193 (Nov. 20th). Civil cases of which there were 274 pending on 15 Oct. will be tackled soon.

Communications are still bad in Ancona and Pesaro Provinces. The new Primo Presidente is in agreement that one section of the Court should be put on a circuit basis and hold sittings in various towns of these two Provinces. This will entail requisitioning additional transport for the Court Officials etc. and arrangements as to this are under way.

Arrangements are also under way as to accomodation and feeding of the of-

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

(b) In Ancona Province where by far the largest number of AMG Cases is tried cases involving Arms and Ammunition were fewer but cases of illegal possession of Allied Property showed an increase. Considering that Ancona is an important port and IESI an important supply distribution centre the number of possession cases is not large. Stricter discipline by the Military to prevent soldiers giving selling or bartering Allied property to civilians could bring about a reduction.

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Arrangements are also under way as to accomodation and feeding of the officials whilst on circuit.

The other Sec. of the Court will remain at Tolentino for the present and deal with appeals from Macerata and Ascoli Piceno Provinces.

It is considered premature for the Court to return to Ancona at the present time. The problem of accomodation in Ancona is meantime too acute and the Area Commander is strongly opposed to any suggestion for return.

In any case the proposed arrangement outlined above is considered to be preferable at the present stage.

(b) The Tribunal of Ancona has returned from Montecarrotto to Ancona and is now functioning there.

(c) The Tribunal of Pesaro is in course of moving back from S.Angelo in Vado to Pesaro. This has been held up by bad weather and difficult road conditions.

(d) Preture

The Pretura of Novafeltria is expected to reopen at a very early date. First sittings have been arranged for 5th December.

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The three important Pretura Courts in Ancona Province are at Ancona, Iesi and Senigallia. A new Pretore was put in at Senigallia a month ago and some ~~improvement~~ improvement is noticeable although the number of pending cases is still large. The Pretura of Iesi is handling a very large volume of cases and it may be necessary to provide the Pretore with additional functionaries.

No cases of AMG violations have as yet been handed over to the Italian Courts in Ancona or Pesaro Provinces. Some time will need to elapse before they are capable of handling additional cases.

(e) Courts of Assize

Work is proceeding on the organisation of these Courts for Macerata and Ascoli Piceno Provinces. Lists of Popular Judges have been received from Camerino, Fermo and Ascoli and the vetting of the individuals recommended is in progress. The list has not yet been received from Macerata. When the organisation of these courts for the two southern Provinces is completed the organisation of the same for Ancona and Pesaro Provinces will be undertaken.

(f) Judicial Officials - Vacancies

Tribunale of Macerata - One judgeship for which P.L.O. has recommended Dott. CERNETTE Giulio formerly of the Tribunale of Lanciano.

Pretura of Recanati (Macerata) - Ufficiale Giudiziario - no individual recommended or available.

Pretura of Pesaro - Cancelliere

Pretura of Urbino - Cancelliere

(g) Military Tribunal, Macerata

The setting up of this new Tribunal will enable the jails to be cleared of a number of prisoners awaiting trial who have not hitherto been able to be dealt with by the Civil Courts.

(2) ABRUZZI

(a) Court of Appeal of Aquila

This Court is functioning as well as can be expected having regard to the vacancies still to be filled.

(b) Tribunali

As Major Glerum has now taken up duty at Chieti it will be possible to keep these Courts and their depending Preture more closely under supervision. His first task is to visit each of the Tribunali in the three Provinces of Chieti, Pescara and Teramo and as many of the Preture as possible.

He will thereafter render reports which can be discussed with the Primo Presidente and the Procuratore Generale.

The situation in the Tribunale of Teramo has been cleared up. The Procuratore del Regno has been confirmed in his office by the Ministry.

(c) There are considerable arrears of work in some of the Preture. Strong representations have been made to the Primo Presidente and the Procuratore Generale as regards the failure by some of the Courts to get a move on.

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undertaken.

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(d) Courts of Assize

Aquila A sufficient number of names of Popular Judges submitted to the Ministry have been approved to allow of the immediate constitution of this Court.

Chieti (includes Pescara) The names submitted by the Presidente of the Tribunale had not been screened in strict compliance with Ministerial Circular No 2892 and had to be returned. The new list should be ready for submission to the Ministry at an early date.

Lanciano } Lists not yet complete but necessary hastening action is be-
Teramo } ing taken.

(e) Allied Cases

The member of these is very small in the Abruzzi so far although these have been 3 cases reported involving thefts of large quantities of Allied Petrol. These cases are being dealt with promptly by the Italian Authorities and reports as to disposition of same will be rendered in due course.

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

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APPENDIX 'A'

LIST OF A.M.G. SUMMARY COURT

PROVINCE	CURFEW No of cases	N.G.	G.	TRAVEL No of cases	N.G.	G.	THEFT, WRONGFUL POSSESSION No of cases	N.G.	G.	BL No of
ANCONA	59	3	56	70	3	67	153	16	137	1
MACERATA	-	-	-	-	-	-	3	-	3	
PESARO-URBINO	14	3	11	21	-	21	27	1	26	
ASCOLI PICENO	-	-	-	-	-	-	1	-	1	
TALS	73	6	67	91	3	88	184	17	167	1

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SUMMARY COURT CASES

...SSESSION		BLACK MARKET			ARMS			ASSAULT			MISCELLANEOUS		
...G.	G.	No.of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.
6	137	16	5	11	6	-	6	-	-	-	9	1	8
-	3	-	-	-	1	-	1	-	-	-	-	-	-
1	26	-	-	-	1	-	1	-	-	-	10	2	8
-	1	-	-	-	-	-	-	-	-	-	-	-	-
17	167	16	5	11	8	-	8	-	-	-	19	3	16

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MISCELLANEOUS No of cases	N.G.	G.	TOTALS No of cases	N.G.	G.	REMARKS
9	1	8	313	28	285	
-	-	-	4	-	4	
10	2	8	73	6	67	
-	-	-	1	-	1	
19	3	16	391	34	357	

APPENDIX 'B'

Particulars of Superior Court Cases tried in Abruzzi Marche Region during November 1944.

1. Pesaro-Urbino Province

(a) On 19th Oct. an accused was charged under Proc. 1 Art. IV (13) with interfering with transport by rail in that while acting as patrol man on the railway he knowingly made a false statement to the effect that a grenade had been thrown and a pistol shot fired at him whereas, in fact, he had thrown the grenade and fired the pistol shot himself. Accused pleaded guilty and was sentenced to six motnhs imprisonment of which 5 months were suspended owing to his youth (17). A serious view was not taken of this case. The youth had been accused of cowardice by his friends and was apparently seeking to prove his courage.

(b) 5 persons were charged under Proc. 3 Art. III (1) with publishing a newspaper without a permit. One was fined L. 30.000 one L. 10.000 and one L. 1.000. The other two were found not guilty.

(c) Two accused were found guilty of damaging a petrol pipe line and also with being in unlawfull possession of W.D.Petrol. They were each sentenced to 4 years and to 6 months concurrent. Sentences have since been affirmed.

(d) At Fano on 24 Nov. '44 an accused was acquitted on a charge under Proc. 2 Art. VII (5) of being in possession of coins other than those described in Proc. 2 Art. VI (1).

2. Ancona Province

(a) An accused was charged (i) with possession of Allied Property (ii) with possession of a firearm and (iii) with living in Ancona without a permit. He pled guilty to all charges and was sentenced to 4, 10 and 1 month on the charges respectively - sentence consecutive on charges 1 and 2.

(b) Two accused CECCARELLI and CORONA were charged at Senigallia on two charges of travelling from one Province to another without a permit and of illegal exporting of Cattle from the Province respectively. They were both found guilty on the first charge and one of them on the second charge. Fines were imposed in respect of the first charge and the accused found guilty on the second charge was sentenced to 3 months imprisonment. R.L.O. Lazio Umbria Region is interested in this case in which permits were issued by the Ufficio Trasporti of Rome. The Record has been forwarded to C.L.A. for review.

3. Macerata Province

Only one Superior Court was held during the month. An accused was sentenced to 1 year imprisonment on a charge of illegal possession of firearms and to 2 months for illegal possession of Allied property. Sentences consecutive.

4. Ascoli Piceno Province

No Superior Courts were held during the month.

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4043/5

TO : REGIONAL COMMISSIONER

FROM : R.L.O. MACERATA/AL ADRIATIC MARCHE REGION

SUBJECT : Report on visit of R.L.O. to ASCOLI and ANCONA - 6th - 9th Nov. '44.

REF. : AMS/511/10

DATE : 10 Nov. '44

Lt-Col Hannyn
Complete

1. PERSONNEL

(a) Certain changes have taken place since preparation of monthly report viz :-

MAJOR REYNOLDS (D) who was acting R.L.O. at Urbino during Major Backhouse's absence has been ordered to report back to Region IX for duty after handing over to Major Backhouse.

MAJOR CHANLER (A) who was under instruction by Capt. Boone at ANCONA has been admitted to hospital in Rome and is under orders to report back to Region II for duty on discharge from hospital.

MAJOR COTES-PREEDY (B) formerly at Urbino is now attached temporarily from Region XII and has taken up duty at Ancona as assistant to Capt. Boone.

MAJOR FRANKLIN (B) (Lent from Region XII) who had been designated R.L.O. Macerata but who had been assisting Major Backhouse by dealing with the A.M.G. Courts at Pesaro is now employed whole-time as R.L.O. at Pesaro in place of the late Major DUNLAP. He has been relieved of all legal duties.

(b) The position as regards L.O.s in MARCHE is now as follows :-

R.L.O. Pesaro-Urbino at Urbino - - -	Major BACKHOUSE (B)
R.L.O. Ancona Macerata	Capt. BOONE (A)
A.R.L.O. Ancona	Major COTES-PREEDY (B)
R.L.O. Ascoli Piceno	Major CHANLER (B)

(c) In spite of the fact that two experienced legal officers (Major Reynolds and Major Franklin) have ceased to be available and only one replacement (Major Cotes-Preedy) has been received I regard the personnel situation in Marche as quite satisfactory for the following reasons:-

(i) Unless work increases Major Backhouse can handle the A.M.G. Courts both at Urbino and Pesaro.

(ii) Capt. Boone has handed over the A.M.G. Courts at SENIGALLIA and FABRIANO formerly taken by him to Major Cotes-Preedy. Each Court sits normally once a week. Capt. Boone himself will continue to handle the A.M.G. Courts at ANCONA, JESI and MACERATA. He is confident that he will not be unduly burdened by this. His former

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MAJOR FRANKLIN (B) (lent from Region XII) who had been designated P.L.O. Macerata but who had been assisting Major Peckhouse by dealing with the A.M.G. Courts at Pesaro is now employed whole-time as P.O. at Pesaro in place of the late Major DEVAR. He has been relieved of all legal duties.

(b) The position as regards L.O.s in MARCHE is now as follows :-

P.L.O. Pesaro-Urbino at Urbino - - -	Major BACKHOUSE (B)
P.L.O. Ancona Macerata	Capt. BOONE (A)
A.P.L.O. Ancona	Major COTES-FREEDY (B)
P.L.O. Ascoli Piceno	Major CAPELARE (B)

(c) In spite of the fact that two experienced legal officers (Major Reynolds and Major Franklin) have ceased to be available and only one replacement (Major Cotes-Freedy) has been received I regard the personnel situation in Marche as quite satisfactory for the following reasons:-

(i) Unless work increases Major Backhouse can handle the A.M.G. Courts both at Urbino and Pesaro.

(ii) Capt. Boone has handed over the AMG Courts at SENIGALLIA and FABRIANO formerly taken by him to Major Cotes-Freedy. Each Court sits normally once a week. Capt. Boone himself will continue to handle the AMG Courts at ANCONA, JESI and MACERATA. He is confident that he will not be unduly burdened by this. The former assistant Major Claudio was under instruction and not sufficiently experienced to relieve him of much work.

(iii) Major Capelare has a fairly easy task at Ascoli and if necessary could help out at Macerata.

2. A.M.G. COURTS One day was spent with Capt. Boone in the Treasury Court at JESI. This Court is admirably conducted in every way.

3. ITALIAN COURTS

(a) Allied Cases In ANCONA and PESARO-URBINO all proclamation offences continue to be dealt with by AMG Courts. In MACERATA and ASCOLI there has been a transfer of jurisdiction to the Italian Courts in respect of all offences under Proclamations and Orders except cases of possession of arms and ammunition, sabotage and interference with communications. This, whilst substantially reducing the work of the AMG Courts, imposes on us a corresponding duty of supervision of the Italian Courts to ensure that cases are dealt with expeditiously and adequately. The methods of recording arrests by Allied and Italian agencies and subsequent proceedings in the Italian Courts so that each individual case can be kept under review were discussed with P.L.O.s ASCOLI PICENO and MACERATA.

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A directive on the subject will be issued by P.L.O.s when the details have been agreed upon with Public Safety. It is not however, thought that this will represent serious problem until the restoration of ANCONA and PESARO-URBINO Provinces. All civil cases have so far been fou

(b) General The question of the return of the Court of Appeal to Ancona from TORRENTINO was fully discussed both with the Provincial Commissioner and Capt. Boone. The former stated that the Area Commander was strongly opposed to the idea. From what Capt. Boone told me I formed the opinion that the return of this Court in present conditions may not be desirable even if it were practicable. There is a suggestion that one section might remain at TORRENTINO and that the other might travel on circuit in ANCONA and PESARO Provinces. This would eliminate many difficulties as regards travelling of lawyers, witnesses etc., as well as accommodation problems. It would necessitate the provision of three cars for use on circuit but it will probably not be very difficult to get these. It was decided that Capt. Boone should go into the whole matter with the new Prism Presidente who has just arrived and make a report in due course. The Pretura is of course already functioning in ANCONA and the Tribunals is in course of re-establishment.

L. G. S. [illegible], Major
D.A.D.O. ADVOCATE GENERAL BRANCH

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

TO : C.L.A. LEGAL SUB-COMMISSION
copy to : R.C., Abruzzi ~~and~~ che Region
FROM : R.L.O. HQ AM., AC ABRUZZI MARCHE REGION

SUBJEC' . Monthly Report

REF. : AMR/511/10

DATE : 4 Nov. 1944

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REF-WOAR
7 NOV 1944
A.C.C.

Herewith Monthly Report for October 1944. A separate Report has been made pursuant to clause 1 (e) of the 'Instructions relating to territory transferred to the Italian Government'.

I - PERSONNEL

(a) On 9 Oct. '44 Lt. Col. John L. Willis, the Regional Legal Officer, was posted to England. On 11 Oct. Major P. Backhouse assumed the duties of A/R.L.O.. On 31 Oct. Major R.G.S. ALEXANDER arrived and took over as Regional Legal Officer on 1 Nov..

(b) Legal Personnel is now distributed in the Region as follows :-

R.L.O. — Major R.G.S. Alexander (B)

L.O. Abruzzi (and now in liaison with the Court of Appeal at Aquila) — Major W.R. Cohen (A)

A.L.O. Abruzzi — Major L.D. Clerum (A)

P.L.O. Ascoli Piceno — Major J. Carslake (B)

P.L.O. Macerata — Major A.W.L. Franklin (B)(lent by Region XII)

P.L.O. Ancona — Captain W.T. Boone (A)

P.L.O. Pesaro Urbino — Major P. Backhouse (B)

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(c) Col. H.G. Willmer K.C., R.L.O. Region XII, at present at Pesaro, is available for serving on any General Court.

II - AREA

(a) On 16 Oct. '44 the Provinces of Aquila, Chieti, Pescara and Teramo were restored to the Italian Government, and a separate report has already been sent in accordance with the instructions relating to restoration of territory.

(b) On 1 Nov. the Provinces of Ancona and Pesaro Urbino were transferred from 8th Army to Regional Control.

Urbino is now free; in the northwest

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III - GENERAL and other ORDERS

(a) In Macerata Province General Orders 25 and 28 have been published - also Provincial Order 9 (Temporary wage Adjustment) and 10 (lifting travel restrictions).

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(d) A Provincial Order providing for temporary wage adjustments has been published

9484

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in Ancona.

(e) No Regional Orders have been published.

IV - AMG COURTS

(a) Details of cases heard in AMG Courts are set out in Appendices 'A' & 'B' annexed.

(b) No General Court has been held during the month. The sentence of death passed on DE BERLENDIS Riccardo by a General Court held at Aquila on 4 Sep. '44 was affirmed on 9 Oct. '44. The sentence is being carried out by District 3, as the accused is now in prison in that Area.

(c) Summary Court Sentences by Legal Officers continue to be very level. Sentences by non-legal officers have on the whole been satisfactory.

V - ITALIAN COURTS

(a) The Vice Minister of Justice visited this Region in the early part of October, and the opportunity was taken to discuss with him the vacancies existing in the Italian Courts and to impress on him the necessity for filling these. The question of the suspension of various minor officials was also discussed, and he gave his opinion that they should not be suspended.

(b) The position with regard to the President of the Tribunale and Procuratore del Regno at Teramo was discussed at length. The Vice Minister was of the opinion that they should be reinstated within the Region. This was firmly declined. He then said he would arrange for their transfer to Calabria and Sicily. The position with regard to the Procuratore is complicated by the fact that no formal notice suspending him was ever sent to him, and he was in fact told by the then P.L.O. to carry on, and he has been carrying out his duties throughout, until 18 Oct. when he was suspended by the Ministry of Justice.

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(f) In Pesaro Province the Court building at Pesaro has now been repaired, and arrangements have been made to bring in the personnel of the Tribunale from S.Angelo in Vadp as soon as road conditions admit.

The Tribunal at Urbino is functioning satisfactorily, and the situation is below normal.

The furniture and records of the Pesaro Pretura have now been brought in from Mombaroccio, and the Pretura was opened on 17 Oct. '44.

The Court building at Macerata Feltria has been damaged, but alternative accomodation has been found. The personnel of this Pretura were moved to Sassocorvaro in a Jeep, and from there proceeded on foot to Macerata Feltria (6 Km.), and the Pretura was opened and is now functioning.

The only Pretura which remains to be opened is that of Novafeltria (formerly called Mercatino Marecchia). It is hoped to open this shortly. All personnel are available except the Vice Pretore who is a fascist and will not be re-appointed.

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(g) On 22 Oct. the _ etura of Ancona returned from C rino to Ancona. The Tribu of Ancona is still temporarily located at Monte ratto, but though operating as fa possible on a circuit basis, bad communications and the isolated location prevents it from functioning satisfactorily. The Court building at Ancona has now been repaired, and as soon as living accommodation can be found in Ancona for the officials - which will probably be done in about ten days - the Tribunale will return.

The Court of Appeal is still at Tolentino, but it is hoped to move this Court back to Ancona during November. The Appeal Court room has also been repaired but has been allocated for school purposes by the Provincial Commissioner; until it is released the Court room cannot of course be used. This matter ~~being~~ is being taken up with the Regional Commissioner.

VI - BAR RE-ORGANISATION

Provisional committees for the re-organisation of the local Bar have been established in all Provinces except Pesaro-Urbino. They are working in close touch with the P.L.O. and have been instructed to adopt an advisory role only. In most cases it was necessary to establish some sort of body to protect their law library etc.

R. G. S. Alexander

R. G. S. ALEXANDER, Major
R.L.O.

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

APPENDIX 'A'

The following Superior Courts have been held during the period under review:-

(i) On 30 Sep. at Ascoli one accused was convicted under Proc. 1 Art. IV (14) for interfering in the operation of a public utility viz the rebuilding of a road bridge, and also under Proc. 1 Art. V (42) for disobeying an order to work lawfully given by a member of the Allied Forces, and was given concurrent sentences of 2 years and 1 year. Two other accused were given 1 year (of which 9 months were suspended) for disobeying an order given as above.

(ii) On 7 Oct. an accused was acquitted at Aquila on a charge under General Order 20 for misuse of truck pool transport.

(iii) On 6 Oct. at Chieti two brothers were charged with being in possession of a Thompson sub-Machine gun and 700 rounds of ammunition. One was sentenced to 2 years' imprisonment from 30 August, and the other who was aged 16 was sent to the Reformatorio dei Minorenni. The minor if any thing was more to blame. He had already been sentenced under Italian Law to 6 months in the Riformatorio.

(iv) On 12 Oct. an accused was sentenced at Cagli (Pesaro Province) for being in possession of 2 Mills and 2 Italian bombs to 1 year's imprisonment and a fine of L. 10.000 or in default a further 3 months'imprisonment. The fine was not paid within the stipulated time. The accused is also being dealt with by the Italian Courts for being in possession of a large quantity of stores food and cash.

(v) On 16 and 17 Oct. one accused was charged at Lanciano (Chieti Province) with robbing the dead or in the alternative, with stealing certain articles, another was similarly charged with the addition of a third charge of being in possession of small arms ammunition, and three more were charged with stealing certain articles belonging to the Allied Forces. The forst accused was convicted on the first charge and was sentenced to 2 years'imprisonment from 2 Sep. '44. The second was found guilty on the first and third charges and was sentenced to consecutive terms of 2 years, and 6 months from 2 Sep. '44. The third was found guilty and sentenced to 6 months' imprisonment, suspended by reason of the assistance given by him to 17 ex PWs and his cooperation with the authorities in this case. The fourth was found not guilty. The fifth was sentenced to 1 month' imprisonment suspended by reason of the trivial value of the goods and of his frank disclosure to the CC.RR.

(vi) On 17 Oct. one accused was charged at Ancona with being in possession of fire arms and with being in wrongful possession of W.D. property to the value of L. 11.980 and was given consecutive sentences of 6 months' and 1 year' imprisonment. The accusedwas believed to be engaged in black market activities, and in addition gave no help to the Police.

(vii) On 18 Oct. an accused was charged at Lanciano (Chieti Province) under (old) Proc. 2 Art. I (13) with attempting to damage a military telephone wire, and was sentenced to 1 year's imprisonment.

(viii) On 20 Oct. at Pesaro two accused were charged with damaging a petrol pipe line and with wrongful possession of petrol belonging to the Allied Forces.
They were each sentenced to 4 years' on the first charge and 6 months on the second, the sentences to run concurrently.

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APPENDIX 'B'

LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT, WRONGFUL POSS.			BLACK MARKET	
	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.
AQUILA	-			-			-			-	
CHIETI	-			-			-			-	
PESCARA	-			-			-			-	
TERAMO	-			-			-			-	
ANCONA T	46	10	36 T	72	6	66	153	15	138	2	
ASCOLI PICENO	9		9	10		10	6		6	3	
MACERATA	-			-			19	1	18	-	
PESARO	5(5)		5	96(114)	9	87 (105)	17(19)	4	13 (15)	-	
TOTALS	60	10	50	178	15	163	195	20	175	5	

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'B'

COURT CASES

WRONGFUL POSS.			BLACK MARKET			ARMS			ASSA TS			MISCELLANEOUS	
ases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.
			-			6	3	3	-			-	
			-			-			-			-	
			-			-			-			-	
			-			-			-			-	
53	15	138	2		2	12		12	-			58	11
6		6	3		3	4		4	-			10	
19	1	18	-			2		2	-			-	
7(19)	4	13 (15)	-			1	1	[illegible]	1(2)			1(2)	2(3)
195	20	175	5		5	25	4	21	1			1	70

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SA Line	TS N.G.	TS G.	MISCELLANEOUS No of cases	MISCELLANEOUS N.G.	MISCELLANEOUS G.	TOTALS No of cases	TOTALS N.G.	TOTALS G.	REMARKS
			-			6	3	3	
			-			-			
			-			-			
			-			-			
			58	11	47	343	42	301	Total person involved 351. Quantity and v main small. On 2 Oct. Army Control line mo of that line intra provincial travel permit
			10	2	8	42	2	40	1 case involving Allied interests has been 3 others are pending.
			-			21	1	20	Travel and curfew cases transferred to It cases (except serious ones) on 5 Oct.. Int Oct.. Italian Courts have tried 7 curfew c the latter there was an acquittal.
2)		1(2)	2(3)	1	1(2)	122 (144)	15	107 (129)	These are the figures from date of occupa include the 31 cases previously reported, then given. The numbers in brackets are th
1		1	70	14	56	534	63	471	

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TOTALS of cases	N.G.	G.	REMARKS
6	3	3	
-			
-			
-			
343	42	301	Total person involved 351. Quantity and value of W.D. property in the main small. On 2 Oct. Army Control line moved north to Route 76. South of that line intra provincial travel permitted.
42	2	40	1 case involving Allied interests has been heard by the Italian Courts 3 others are pending.
21	1	20	Travel and curfew cases transferred to Italian Courts 11 Sep.,other cases (except serious ones) on 5 Oct.. Intra provincial travel permitte Oct.. Italian Courts have tried 7 curfew and 20 travel cases. In one of the latter there was an acquittal.
122 (144)	15	107 (129)	These are the figures from date of occupation to 21 Oct.'44, and include the 31 cases previously reported, of which particulars were not then given. The numbers in brackets are the number of persons.
534	63	471	

TO : C.I.A. LEGAL DIVISION
FROM : R.L.O. H, A.A., AC ABRUZZI MARCHE REGION

SUBJECT : Monthly Report

REF. : AMG/511/10

DATE : 4 Nov. 1944

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The Court of Appeal is still at Tolentino, but it is hoped to move this Court back to Ancona during November. The Appeal Court room has also been repaired but has been allocated for school purposes by the Provincial Commissioner; until it is released the Court room cannot of course be used. This matter being is being taken up with the Regional Commissioner.

VI - BAR RE-ORGANISATION

Provisional committees for the re-organisation of the Local Bar have been established in all Provinces except Pesaro-Urbino. They are working in close touch with the P.L.O. and have been instructed to adopt an advisory role only. In most cases it was necessary to establish some sort of body to protect their law library etc.

R. G. S. Alexander

R. G. S. ALEXANDER, Major
P.L.O.

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

APPENDIX 'A'

The following Superior Courts have been held during the period under review:-

(i) On 30 Sep. at Ascoli one accused was convicted under Proc. 1 Art. IV (14) for interfering in the operation of a public utility viz the rebuilding of a road bridge, and also under Proc. 1 Art. V (42) for disobeying an order to work lawfully given by a member of the Allied Forces, and was given concurrent sentences of 2 years and 1 year. Two other accused were given 1 year (of which 9 months were suspended) for disobeying an order given as above.

(ii) On 7 Oct. an accused was acquitted at Aquila on a charge under General Order 20 for misuse of truck pool transport.

(iii) On 6 Oct. at Chieti two brothers were charged with being in possession of a Thompson sub-machine gun and 800 rounds of ammunition. One was sentenced to 2 years' imprisonment from 30 August, and the other who was aged 16 was sent to the Reformatorio dei Minorenni. The minor if any thing was more to blame. He had already been sentenced under Italian law to 6 months in the Riformatorio.

(iv) On 12 Oct. an accused was sentenced at Ospli (Pescara Province) for being in possession of 2 Mills and 2 Italian bombs to 1 year's imprisonment and a fine of L. 10.000 or in default a further 3 months' imprisonment. The fine was not paid within the stipulated time. The accused is also being dealt with by the Italian Courts for being in possession of a large quantity of stores food and cash.

(v) On 16 and 17 Oct. one accused was charged at Lanciano (Chieti Province) with robbing the dead or in the alternative, with stealing certain articles, another was similarly charged with the addition of a third charge of being in possession of small arms ammunition, and three more were charged with stealing certain articles belonging to the Allied Forces. The first accused was convicted on the first charge and was sentenced to 2 years' imprisonment from 2 Sep. '44. The second was found guilty on the first and third charges and was sentenced to consecutive terms of 2 years, and 6 months from 2 Sep. '44. The third was found guilty and sentenced to 6 months' imprisonment, suspended by reason of the assistance given by him to 17 ex PWs and his cooperation with the authorities in this case. The fourth was found not guilty. The fifth was sentenced to 1 month' imprisonment suspended by reason of the trivial value of the goods and of his frank disclosure to the CC.RR.

(vi) On 17 Oct. one accused was charged at Ancona with being in possession of fire arms and with being in wrongful possession of U.K. property to the value of L. 11.960 and was given consecutive sentences of 6 months' and 1 year' imprisonment. The accused was believed to be engaged in black market activities, and in addition gave no help to the Police.

(vii) On 18 Oct. an accused was charged at Lanciano (Chieti Province) under (old) Proc. 2 Art. I (15) with attempting to damage a military telephone wire, and was sentenced to 1 year's imprisonment.

(viii) On 20 Oct. at Pescara two accused were charged with damaging a petrol pipe line and with wrongful possession of petrol belonging to the Allied Forces.
They were each sentenced to 4 years' on the first charge and 6 months on the second, the sentences to run concurrently.

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APPENDIX 'B'

LIST OF AMG SUMMARY COURT CASES

PROVINCE	CURFEW			TRAVEL			THEFT, WRONGFUL POSS.			BLACK MARKET	
	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.	G.	No of cases	N.G.
AQUILA	-			-			-			-	
CHIETI	-			-			-			-	
PESCARA	-			-			-			-	
TERAMO	-			-			-			-	
ANCONA	46	10	36	72	6	66	153	15	138	2	
ASCOLI PICENO	9		9	10		10	6		6	3	
MACERATA	-			-			19	1	18	-	
PESARO	5(5)		5	96(114)	9	87 (105)	17(19)	4	13 (15)	-	
TOTALS	60	10	50	178	15	163	195	20	175	5	

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CASES

UL POSS. N.G.	UL POSS. G.	BLACK MARKET No of cases	BLACK MARKET N.G.	BLACK MARKET G.	ARMS No of cases	ARMS N.G.	ARMS G.	ASSAULTS No of cases	ASSAULTS N.G.	ASSAULTS G.	MISCELLANEOUS No of cases	MISCELLANEOUS N.G.	MISCELLANEOUS G.
					6	3	3	-			-		
		-						-			-		
		-			-			-			-		
		-			-			-			-		
		-			-			-			-		
											58	11	47
15	138	2		2	12		12	-					
											10	2	8
	6	3		3	4		4	-					
											-		
1	18	-			2		2	-					
		-			1	1	X	1(2)		1(2)	2(3)	1	1(2
4	13 (15)												
											70	14	56
20	175	5		5	25	4	21	1		1			

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	MISCELLANEOUS			TOTALS			REMARKS
G.	No of cases	N.G.	G.	No of cases	N.G.	G.	
	-			6	3	3	
	-			-			
	-			-			
	-			-			
	-			-			
	58	11	47	343	42	301	Total person involved 351. Quantity and value of W main small. On 2 Oct. Army Control line moved north of that line intra provincial travel permitted.
	10	2	8	42	2	40	1 case involving Allied interests has been heard by 3 others are pending.
	-			21	1	20	Travel and curfew cases transferred to Italian Cou cases (except serious ones) on 5 Oct. Intra provin Oct., Italian Courts have tried 7 curfew and 20 tra the latter there was an acquittal.
1(2)	2(3)	1	1(2)	122 (144)	15	107 (129)	These are the figures from date of occupation to 2 include the 31 cases previously reported, of which then given. The numbers in brackets are the number
1	70	14	56	534	63	471	

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TOTALS of cases	N.C.	C.	REMARKS
6	3	3	
-			
-			
-			
343	42	301	Total person involved 351. Quantity and value of N.C. property in the main small. On 2 Oct. Army Control line moved north to Route 76. South of that line intra provincial travel permitted.
42	2	40	1 case involving Allied interests has been heard by the Italian Courts 5 others are pending.
21	1	20	Travel and curfew cases transferred to Italian Courts 11 Sep.,other cases (except serious ones) on 5 Oct.. Intra provincial travel permitte Oct.. Italian Courts have tried 7 curfew and 20 travel cases. In one of the latter there was an acquittal.
122 (144)	15	107 (129)	These are the figures from date of occupation to 21 Oct.'44, and include the 31 cases previously reported, of which particulars were not then given. The numbers in brackets are the number of persons.
534	63	471	

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

4043/5

File Legal (12A)

TO : C.L.A. Legal Sub-Commission
R.C. Abruzzi-Marche Region

FROM : HQ AMG/ , Abruzzi Marche Region
~~Abruzzi-Marche Region~~

SUBJECT : Special Report on Restoration of territor, to Italian Government.

REF. : AMR/511/10

DATE : 1 Nov. '44

HEADQUARTERS
3 NOV 1944
A. C. C.

Compartimento of Abruzzi

1. As from 0001 hrs on 16 Oct.'44 the Provinces of Aquila, Chieti, Pescara and Teramo were restored to the Italian Government, and the two Proclamations relating to the transfer were posted during that day throughout the Provinces. The population exhibited little interest.

2. Major W.R. Cohen (A) is acting Legal Liaison Officer to the Aquila Court of Appeal, and he is temporarily assisted by Major L.D. Clerum (A).

3. The position with regard to AMG Courts held in this Compartimento during the month to 16 Oct. is given in the Regional Monthly Report. A few persons are in gaol awaiting trial for proclamations offences. The cases are still under investigation. It is expected that most, if not all, of the cases will be handed over to the Italian Courts.

4. No special recommendations fro the reduction of severe sentences arise at the moment, but should any appeal disclosing some merit be received in connection with any sentence it will be forwarded to you for consideration.

4043 5. L.O. Abruzzi reports that he knows of no unpaid fines other than those set out in Appendix 'A' hereto, save in cases where prisoners are serving terms in default.

4043 6. Appendix 'B' annexed contains a list of all persons serving sentences of over one year. In addition De Berlendis Riccardo is at present under sentence of death.

7. All Courts in Abruzzi are now functioning, except the Preture of Capestrano and Castel di Sangro, which are closed owing to shortage of personnel.

8. Lists of judicial officials depending on the Corte d'Appello and the Procura Generale are respectively comprised in Appendices 'C' and 'D' annexed.

4039 9. Appendix 'E' contains particulars, so far as it has been possible to obtain them, of the position in the Tribunali and Preture. The state of the Tribunali seems far from satisfactory, but shortage of personnel prevents them from proceeding with full calendars. The attention of the Ministry of Justice was called to these shortages by joint action of the Primo Presidente and the Procuratore Generale some time ago.

10. The books of the Tribunali will be closely examined. It is thought that the figures are probably inflated by the inclusion :-
(a) of cases against unknown persons and
(b) of cases suspended under Royal Decree No 924 of 9 July 1940.

11. No cases have been heard by the Court of Assize of Aquila because the Vice Minister of Justice in a visit to Aquila on 5 Oct. stated that the law regarding Popular Judges was being amended. He promised information within 8 days, None was

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forthcoming from him, but particulars were given on 22 (. by the Legal Sub-Commission. It is understood that the procedure must be implemented by a Decree the publication of which is expected at any moment.

12. The Sostituto Procuratore del Regno at Aquila, Dott. Tradardi Mario, left his post on 29 Sep. without permission, and was accordingly suspended by AMG on 14 Oct., and two temporary assistanta recommended by the Procuratore Generale and the Procuratore del Regno were appointed in his place.

13. There are no security detainees in the Province of Aquila. The position in the other three Provinces is being ascertained by the Public Safety Officer at Chieti, and will be reported to you as soon as the information is received.

R. G. S. Alexander

R. G. S. ALEXANDER, Major
Regional Legal Officer

4043/5

Legal 11A

SUBJECT : Monthly Report - September 1944.

TO : CLO HQ .CC

FROM : ABBRUZZI - MARCHE REGION

AMG/511/10

5 Oct. 44

2498

1. Herewith is submitted the legal report for Abbruzzi - Marche Region for the month of September 1944.

Personnel

2. The following changes in personnel occurred during the month :-
Major G.M. Welsford was assigned to Liguria.
Captain F.C. Bader was assigned to Emilia Region.

3. During most of the month the LOs of the Ravenna team from Emilia Region, Major Reynolds and Major Glusky, were on loan and were working in Pesaro-Urbino and Ancona Provinces respectively.

4. With the reduction in legal Officers, the work in the Region has been re-assigned :-

Region HQ	Lt. Col. J.L.Willis	(B)
Aquila	Major W.R.Cohen	(A)
Ancona	Captain W.T.Boone	(A)

Each of the LOs is thus assigned to a Court of Appeal, and each has in addition four Provinces to supervise.

5. At present Major P.Backhouse is still awaiting orders to move to a new region.

Area

6. The only change in area during the month has been the occupation of the Province of Pesaro-Urbino, which is administered by AMG 8th Army.

Regional Orders

7. No Regional Orders has been published.

AMG Courts

8. In Appendices "A" and "B" annexed hereto are set out in tabulated form particulars of cases tried in AMG Courts.

9. Except in the Provinces of Ancona and Pesaro-Urbino, a large number of offences under the Proclamations have been turned over to the Italian Courts.

10. One General Court case was held during the month

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Major Reynolds and Major Glusky, were on loan and were working in Pesaro-Urbino and Ancona Provinces respectively.

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Region HQ Lt. Col. J.L.Willis (B)
Aquila Major W.R.Cohen (A)
Ancona Captain W.T.Boone (A)

Each of the LOs is thus assigned to a Court of Appeal, and each has in addition four Provinces to supervise.

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9. Except in the Provinces of Ancona and Pesaro-Urbino, a large number of offences under the Proclamations have been turned over to the Italian Courts.

10. One General Court case was held during the month. DE REMENDIS Riccardo was tried for espionage. He had volunteered for this work for personal financial reasons. He crossed the lines in Chieti Province, travelled to Bari and was captured a short distance from the German lines on his return. He was convicted and sentenced to death.

11. In Chieti Province there were three Superior Court cases, involving five accused. One case was for illegal possession of Allied Property (flour) and the remainder theft of detonators and bombs from an ammunition dump. All five persons were convicted, although one conviction has since been quashed.

12. In Aquila Province, there have been two Superior Court Cases. In one a driver of a Regional HQ car was convicted of stealing petrol, i.e. joyriding. The other case has been adjourned for further consideration.

13. In Ascoli Piceno Province three men were charged with interfering with a public utility, (a bridge on Route 16) and also with disobeying an order given under the authority of the Allied Forces. One man was convicted on the first charge and all three on the second.

14. In general in Summary Courts, the sentences have been very "level" throughout, and there has been a considerable stiffening in the sentences impos

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Italian Courts

15. In the six Provinces under AMG Administration there is no change to report from last month. Where vacancies exist in the Pretura Courts, application has been made for appointments by the Minister of Justice.

16. The Aquila Court of Appeal continues to show zeal in the matter of work and two more Consiglieri have returned to duty.

17. Within the Region the following personnel have been removed from office on account of Fascist activities :-

Name	Office	Court
BIMAZZI Mario	Presidente	Tribunale, Ancona
CICCARELLI Ansovino,	Sostituto Procuratore Generale	Court of Appeal, Ancona
CONFALONE Ennio	Presidente	Tribunale, Teramo
FEDELE Francesco	Cancelliere	Tribunale, Teramo

18. The former Presidente of the Tribunale of Ancona who was dismissed by the Fascists on racial grounds has been restored, and a Judge and the Sostituto Procuratore Generale of the Teramo Tribunale who were suspended on account of alleged Fascist activities have had their suspension annulled.

19. The Tribunale of Ancona and all the Pretura Courts in that Province are now functioning.

20. The legal position in Pesaro-Urbino is difficult because the tide of battle has only just ebbed from the Province, a large portion of the towns are still mined and road conditions are bad.

21. The Tribunale at Pesaro has held no sittings since the end of April. There are very few inhabitants in the town. The Tribunale was evacuated by the Germans to S.Angelo in Vado, which is difficult of access. It is being moved back to Pesaro.

22. There is another Tribunale at Urbino. None of these Officials took the oath to the Fascist Republicans, and have not been paid since December last. The position with regard to cases in this Court is slightly above normal, but it is expected to be put right in 3 months.

23. There are four Pretura dependent on the Pesaro Tribunale. All the officials of the Pesaro Pretura had disappeared and are being rounded up. The Pretu ials of the Pesaro Pretura had disappeared and are being rounded up. The Pretura at Fano and Pergola are working. The Scheda Personale of the Pretura of Novara -Feltria have not yet been returned, but it is understood that the Court Officials are available.

24. For Urbino there are three dependent Pretura Courts. Those at Cagli and [illegible] the Pretors left with the Germans

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FEDELE Francesco Cancelliere Tribunale, Teramo

18. The former Presidente of the Tribunale of Ancona who was dismissed by the Fascists on racial grounds has been restored, and a Judge and the Sostituto Procuratore Generale of the Teramo Tribunale who were suspended on account of alleged Fascist activities have had their suspension annulled.

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23. There are four Pretura dependent on the Pesaro Tribunale. All the officials of the Pesaro Pretura had disappeared and are being rounded up. The Pretura at Fano and Pergola are working. The Scheda Personale of the Pretura of Novara-Feltria have not yet been returned, but it is understood that the Court Officials are available.

24. For Urbino there are three dependent Pretura Courts. Those at Cagli and Urbino are functioning. At Macerata Feltria, the Pretore left with the Germans and the Cancelliere is also missing. The Vice-Pretore is young and inexperienced, so arrangements are being made for the Vice-Pretore and another official from Urbino to do the work.

Copy to Regional Commissioner
S.C.A.O. 6th Army

J. L. WILLIS
Lt. Colonel,
RLO

HEADQUARTERS
A.C.C.

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APPENDIX "A"

GENERAL SUMMARY OF CASES FOR SEPTEMBER

PROVINCE	SUMMARY NG	SUMMARY G	SUPERIOR NG	SUPERIOR G	GENERAL NG	GENERAL G	TOTALS NG	TOTALS G	TOTAL	NOTES
ANCONA	25	192	--	-	--	-	25	192	217	
AQUILA	3	38	--	4	--	-	3	39	42	
ASCOLI PICENO			--	3	--	-		3	3	Not available. An amended copy will be forwarded later.
CHIETI	31	106	--	5	--	1	31	112	143	The majority of the 31 NG were in fact adjd sine die.
MACERATA	--	126	--	-	--	-	--	126	126	
PESARO-URBINO	--	31	--	-	--	-	--	31	31	
PESCARA	3	15	--	-	--	-	3	15	18	
TER	--	-	--	-	--	-	--	-	---	
TOTAL	62	508	--	9	--	1	62	518	580	

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APPENDIX "B"

SUMMARY OF CONVICTIONS IN ANC SUMMARY COURTS

PROVINCE	CURFEW AND PASS	THEFT AND POSS.	BLACKMARKET	ARMS	ITALIAN LAW	MISC.	TOTAL	NOTES
ANCONA	104	46	1	1	-	40	192	
AQUILA	-	5	-	12	19	2	38	
ASCOLI PICENO								
CHIETI	82	12	-	7	-	5	106	
MACERATA	102	7	12	2	-	3	126	
PESARO-URBINO	-	-	-	-	-	31	31	Details not available.
PESCARA	6	2	1	3	-	3	15	
TERAMO	"	-	-	-	-	-	-	
TOTALS	294	72	14	25	19	84	508	

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0187

Declassified E.O. 12356 Section 3.3/NND No. 985016

4043/5

10A.

SUBJECT : Monthly Report - August 1944.

TO : CLO HQ ACC

FROM : REGION V

R5/511/10

31 Aug. 44.

1. Herewith is submitted the legal report from Region V for the month of August 1944.

PERSONNEL

2. Various changes in personnel occurred during the month: -
a) Col. W. E. Behrens was appointed acting DCLO at HQ ACC;
b) Lt.Col. J. L. Willis was appointed RLO;
c) Major P. E. Reynolds was appointed a Legal Officer and assigned to the Region;
d) Lt.Col. Troxell and Lt. H.Grant were assigned to Region VIII.
Major P. E. Reynolds to Region IX.

3. Consequent on Phase II coming into effect, the Region was regrouped into four provincial areas, and Officer are assigned as under: -

REGION HQ	Lt. Col. J.L.WILLIS (B)
AQUILA	Capt. F. C. RADER (A)
CHIETI, PESCARA, TERAMO	Major G. M. WELSFORD (B)
ASCOLI PICENO, MACERATA	Capt. W. T. BOOTH (A)
ANCONA	Major W. R. COHEN (A)
PESARO	Major P. EASTHOUSE (B)

4. Attention is drawn to Para 6 of the last monthly report. Two officers have now been assigned for regions to be occupied in the North. This only leaves one officer at HQ, one for Aquila the largest province in the Region, this officer also assists at HQ, one for the three combined provinces, one for Ascoli Piceno and Macerata. The two Northern provinces still require the whole time services of a legal officer each. Both are in the Army Area, and later in this report further remarks are made about the Ancona Court of Appeal. The month of Augudt has been singularly free from Superior and General Court work. There are now one General and several Superior Court cases coming up for trial. As long as the Provinces remain AMG territory, I cannot agree that the Region can operate with less. In any event it is strongly urged that legal officers should remain in the Region where there is work to be done and not be kept planning until a new Region can usefully employ them.

5. It will be observed that only one AMG case has been tried in the Province of Teramo this month. As a result of the PLO leaving there, a most unsatisfactory state of affairs was discovered.. Not only was this in AMG Courts, but the officer had failed to carry out instructions regarding Italian Courts. A separate report is being made to the Regional Commissioner. The officer in question received a fresh assignment and has left the Region.

AREA

6. The following changes in area have taken place during the month: -

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CAMPOBASSO is now in Southern Region
MACERATA has passed from Army Control to AMG
PESARO is in the process of being liberated.

AMG COURTS

7. No General or Superior Courts were held during the month.

8. In appendices "A" and "B" annexed hereto are set out in tabulated form particulars of cases tried in Summary Courts. In general throughout the Region the scale of punishments is fairly even. There however seems to be a tendency to treat possession of rifles, pistols and bombs far too leniently.

9. All PIOs in AMG occupied territory have been instructed to turn over as many cases as possible to the Italian Courts. During the last half of the month there has been a considerable influx of Allied Troops into the inland areas, and it is anticipated that more work will devolve on the Italian Courts.

10. The situation in Macerata Province has materially changed. Troops have poured into the Province and offences under the proclamations are on the increase. This Province is the granary for Rome, and I anticipate a considerable contraband traffic.

REGIONAL ORDERS

11. No Regional Orders were published during the month.

ITALIAN COURTS

12. There are two Courts of Appeal - Aquila and Ancona - in the Region.

13. The Primo Presidente at Aquila appears to be energetic and during the month made a tuor of his Tribunale to investigate the condition of the Courts. Together with the Procuratore Generale he produced a report which confirms those of the PIOs.

14. The Gazzetta Ufficiale was published in Aquila on 14th August and in conformity with the decree all Officials absent after 29 Aug. will be deemed to have vacated their posts. From information supplied to me I have sent letters to about a dozen senior legal and judicial officials informing them of the position. As most of them had addresses in Rome, I am hopeful that the majority will return. I think in all cases when the judicial office is known to be vacant, application has been made to the Primo Presidente for the vacancy to be filled, when possible nominations have been made.

15. The Court of Appeal itself is functioning but will a reduced staff. The majority of the absent Consiglieri appear to be in Rome, from where I am hoping they will return. Vacancies in the Court of Assise have prevented it functioning. Application has been made for the vacancies to be filled.

16. In Chieti the Tribunale there and its six dependent Pretura Courts are all working. At Lanciano the Tribunale is at work together with nine of the eleven Pretura Courts. One is not working and the last is temporarily placed under another.

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17. The Courts at Teramo commenced working this month. The Tribunale seems adequately staffed. There are ten Pretura Courts functioning, although three of them have been placed under neighbouring courts for lack of Pretori.

18. In Pescara the Tribunale opened in the first week of August. There are ten Pretura Courts. Six are working, two are placed under neighbouring courts and two are not yet working. The main difficulty in this Province is to get the Scheda Personale vetted by the F.S.S. There is only one PLO for the whole province. With regard to the two closed courts, nominations have been submitted to the Procuratore Generale to fill the vacancies.

19. In Aquila Province the three Tribunali of Aquila, Avezzano and Sulmona are working. In Sulmona all four Pretura Courts are working, in Avezzano all five. The Pretura Court at Aquila and S.Demetrio are working, while Pretori have been recommended for the remaining four Courts, there are being worked from Aquila.

20. In Ancona the situation is difficult. The whole Italian Civilian administration has been removed from the town by order of the military. The Palace of Justice is 30% distroyed. Some furniture has been removed and it is now out of bounds. The military were most anxious to requisition this building, a strenuous defence was put up in conference and a verbal assurance has been received that this will not be done.

21. In December 1943 the Germans removed the Court of Appeal to Tolentino, Province of Macerata, where it still is. When military restrictions permit, I will get it back. At present there are additional travel difficulties, but I have given instructions that the Court shall deal now with as many cases from Macerata and Ascoli Piceno as possible.

22. This Court is very backward in its work, and the Procuratore Generale has been asked for an explanation. This has not been received. The position is:-

a) Penal cases 517, oldest case dated 15 Mar. 39
b) Civil cases 255, oldest case dated 27 Apr. 42.

Most of the members of the Court appear to be present.

23. The Ancona Tribunale was moved by the Germans to Montecarrotto in November 1943. Owing to the military situation the Court has only been recently visited. Scheda Personale have been issued but no report from F.S.S. has been received. The court is well staffed.

24. It is impossible at the moment to state whether all the Pretura Courts will function. In all six there is a Pretore. Three Courts are definetly working. In two others the Scheda Personale has not yet been returned by the F.S.S. The sixth, the PLO has not been able to visit,, as the front line was a few kilometers North and there is a complete restriction on travel.

25. In Macerata Province, the Tribunali of Macerata and Camerino and their nine Pretura Courts are all working well.

26. In Ascoli Piceno the Tribunali at Ascoli and Fermo are working. Several cases are waiting for the Assize Court. I am informed that the number of cases etc. at both these Courts is normal.

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27. All five Pretura Courts and all three Pretura Courts dependent on Ascoli and Fermo respectively opened during the month. The Pretura Court at San Benedetto is the only one with serious arrears of work. This is due to the Court changing location twice in the last three months. The Pretore is energetic and says he will reduce the arrears.

28. Not sufficient territory in Pesaro Province has been recovered to enable any report to be made.

29. In Campobasso a section of the Court of Appeal of Naples sat from 18 July to 19 Aug. there and at Larino and Isernia. 190 cases were heard.

30. At Appendix "C" is set out a Summary of the position of cases in the three Tribunali.

J. L. WILLIS
Lt. Colonel,
RLO

Copies to Regional Commissioner
SCAO 8th Army

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

Appendix "A"

GENERAL SUMMARY OF CASES FOR ..OST

PROVINCE	SUMMARY		SUPERIOR		GENERAL		TOTALS		TOTAL	
	NG	G	NG	G	NG	G	NG	G		
ANCONA	--	102	--	-	--	-	--	102	102	
AQUILA	1	32	--	-	--	-	1	32	33	
ASCOLI PICENO	2	63	--	-	--	-	2	63	65	
CHIETI	21	215	--	-	--	-	21	215	236	
MACERATA	--	105	--	-	--	-	--	105--	105	
PESARO	--	-	--	-	--	-	--	-	-	
PESCARA	5	21	--	-	--	-	5	21	26	
TERAMO	--	1	--	-	--	-	--	1	1	
TOTAL							29	539	568	

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

Appendix "B"

SUMMARY OF CONVICTIONS IN AMG SUMMARY CRTS

PROVINCE	Curfew and Pass	Theft and Possession	Blackmarket	Arms	Italian law	Misc.	Total
ANCONA	-						102
AQUILA	20	-	-	-	8	5	33
ASCOLI PICENO	51	6	-	5	-	1	63
CHIETI	140	18	-	11	-	46	215
MACERATA	86	11	2	5	-	1	105
PESARO	-	-	-	-	-	-	-
PESCARA	13	6	-	2	-	-	21
TERAMO	1	-	-	-	-	-	1
TOTALS							539

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Appendix "O"

T R I B U N A L E	CAMPOBASSO	LARINO	ISERNIA
Cases pending at beginning of the month	295	98	99
New cases during the month	133	41	25
Cases dealt with	53	26	25
Cases pending at end of the month	375	113	99

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

File 4043/5

T CLO HQ ACC

FROM HQ REGION 5 ACC

SUBJECT Monthly Report

35/511/10

3 August 1944

1. Herewith is submitted the monthly report for the legal division for the month of July 1944.

TERRITORY.

2. No part of Macerata or Ancona Province has yet been handed over to regional control, although two regional legal officers are operating in those provinces under Army control.

3. On 20 July Foggia and Campobasso Provinces were restored to the Italian Government. At the same time Foggia passed out of the Region 5 organisation. Campobasso remains in the Region.

PERSONNEL

4. With the loss of Foggia Province, Major Boyd-Carpenter has left this Region, as he has been assigned to Foggia Province. He should however be well able to combine his present duties with supervision of Campobasso and it is recommended that this be expressly arranged.

5. During the month the distant thunder of guns in the north has started to cast a magnetic spell over the officers of the legal division. Major Levit has already succumbed, and there are signs that others may find themselves unable to resist.

6. It must be pointed out that, where there is not much AMG court work involved, one legal officer can cope with up to three small provinces, since his responsibilities are largely confined to the reestablishment of the local Italian courts. This task, however, is not entirely simple. Officials have to be located; when located they have to be investigated, often without any assistance from FSS; vacancies have to be filled or jurisdictions amalgamated; court buildings have to be found; records recovered; and the entire processes of judicial procedure set in motion. The Italian officials are generally lackadaisical in the extreme, and the personal presence of the PLO is essential if action is to result. Transport is seldom available for the Italian officials and almost as seldom for the PLO.

When, however, in addition to this work there are AMG cases to be tried and supervised at least one AMG officer is considered essential for each province. Efforts are being made to reduce the AMG court work as much as possible; but it is feared that Ancona and probably Pesaro Urbino will provide a heavy load of responsibility in this respect. Any further substantial curtailment of the number of legal officers in the Region is likely to have serious consequences upon the standard of legal work.

7. Major Welsford has been sick during the last part of the month, but his illness was not so serious as was anticipated and he is now back at work.

HEADQUARTERS A.C. 4 AUG 1944

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

Major P.E.Reynolds has been on temporary loan to the legal division during the month.

ITALIAN COURTS.

9. In Foggia and Campobasso Provinces the courts continued in full operation throughout the month. The Court of Appeal sat in Campobasso on 18 July and on completion of the cases there arrangements have been made for a session at Isernia.

10. Various changes of personnel have taken place during the period in these provinces, but in spite of many requests the Ministry of Justice has failed to supply any of the additional pretori needed in Campobasso.

11. In Chieti Province both Tribunali are open and the preture are in operation on both the civil and criminal sides. There is a shortage of three pretori and five cancellieri which require to be filled.

12. In Pescara Province the Tribunale and the court records had been moved to Penne. The records have now been returned to Pescara, and arrangements have been made for the Tribunale to open there on 9 August. Several of the pretura courts have been reopened but there are known to be three pretori deficient,(in addition to two cancellieri) and this number will be increased if any of the officials who have not yet been screened are rejected as unsatisfactory.

13. In Aquila the Tribunale has reopened. Neither of the two other Tribunali in the Province, Avezzano and Sulmona, has yet been able to open. In Sulmona the old court building was destroyed; a new one has been found and is being prepared for use. This courtx will open shortly. In Avezzano all the court records are in the court room which has been heavily mined. Pending the arrival of Italian engineers, who have been summoned to remove the mines, the court officials are not anxious to resume work.

In all three tribunali the pretura courts are open.

The Court of Appeal, Aquila, is sadly short of personnel, but is preparing to open on 16 August. Arrangements are also being made for a court of Assizes to visit Lanciano and the other towns on the circuit; there are several cases for trial, particularly at Lanciano.

14. The courts in Teramo Province have not yet reopened, but the necessary arrangements have been made and instructions have been given that they are to open forthwith.

15. All the courts in Ascoli Piceno Province are open although the personnel situation of the Tribunale of Fermo is far from satisfactory.

16. In general instructions have been given restricting the vacation period for the Italian courts. This action (which has been done in the name of the prefect) has caused some surprise in Aquila Province; the court of appeal claims to be up-to-date in its work although it has held no sittings for more than two months and there are known to be a large number of outstanding cases.

A.M.G. COURTS.

17. A detailed analysis of cases tried in this Region is attached.

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18. Efforts are being made to reduce the AMG court work in the Region. At the moment there have been very few occasions on which courts have been required in the Provinces of Pescara, Teramo, Aquila, and Ascoli Piceno. It does not appear likely that this number will increase to any extent, as there are not many troops in these areas, except near the coast area, the provinces are by reputation free from crime. In Chieti arrangements are being made for Italian Courts to handle most of the minor offences as soon as they are able to do so.

19. Three cases of espionage were heard in Campobasso, sentences of death, life imprisonment and 15 years imprisonment being imposed.

20. In the Chieti Superior Court cases the accused were sentenced to 3 years (1) and 21 months (2) for receiving bribes.

21. The figures for Foggia-Campobasso will be forwarded as soon as available.

W. E. AHRENS
Colonel, RLO.
for the Regional Commissioner.

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

ANALYSIS OF A.M.G. COURTS.

	Summary Courts NG	G	Superior Courts NG	G	Total NG	G	TOTAL CASES
Aquila	-	46	-	-	-	46	46
Chieti	44	256	1	3	45	259	304
Pescara	2	12	-	-	2	12	14
Teramo	-	1	-	-	-	1	1
Ascoli Piceno			N I L		-	-	-
TOTAL Region 5 (less Foggia and Campobasso Provinces)	46	315	1	3	47	318	365

There were no General Court cases, except in Campobasso Province where 3 persons were tried, all of whom were convicted.

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C O N V I C T I O N S .

Curfew & Pass Violations						
Theft & Possn of WD Prop'y						
Blackmarket						
Possn of arms & ammn						
Other cases						
TOTAL CASES	8	4	4	4	3	
Aquila	38	2	2	1	3	46
Chieti	120	53	4	5	90	272
Pescara	11	1			1	13
Teramo	1					1
Ascoli Piceno			NIL			-
TOTAL REGION 5 (less Foggia and Campobasso Provinces)	170	56	6	6	94	332

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

Legal 8A

TO C.L.C. REAR H.Q. A.C.C.

FROM H.Q. REGION 5, A.M.G.

SUBJECT MONTHLY REPORT.

REF R5/511/10.

DATE 8th JULY 1944.

1. Further to para. 17 of the monthly report for this Region for the month of June the analysis of CHIETI cases, despatched 28 June, arrived today. It is attached hereto and the total Regional figures are amended.

2. Of the 9 Superior Court convictions 6 involved the personnel of the Bank of Rome at Lanciano who were organising a clandestine postal service. Sentences of 2 to 3 years imprisonment and heavy fines were imposed.

For the REGIONAL COMMISSIONER:

W. E. BEHRENS
Colonel
R.L.O.

WEB/EP

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C O N V I C TI O N S.

	Curfew and Pass Violations	Theft and Possess. of WD prop.	Black Market	Poss. of Arms and Ammn.	Viol. of It.Pen. Code	Other Cases	TOTAL
FOGGIA PROVINCE	457	97	47	18	-	16	635
CAMPOBASSO PROVINCE	164	75	5	11	8	34	297
Previous TOTAL REGION 5	621	172	52	29	8	50	932
CHIETI PROVINCE	211	95	3	19		75	403
TOTAL REGION 5	832	267	55	48	8	125	1335

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

ANALYSIS OF A.M.G. CASES.

	SUMMARY CT N.G.	SUMMARY CT G.	SUPERIOR CT N.G.	SUPERIOR CT G.	GENERAL CT N.G.	GENERAL CT G.	TOTAL N.G.	TOTAL G.	TOTAL CASES
FOGGIA PROVINCE	83	610	6	25	-	-	89	635	724
CAMPOBASSO PROVINCE	16	285	-	9	-	3	16	297	313
Previous total REGION 5	99	895	6	34	-	3	105	932	1037
CHIETI PROVINCE	27	353	1	9	-	-	28	362	390
TOTAL REGION5	126	1248	7	43	-	3	133	1294	1427

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

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TO C.L.C. REAR H.Q.A.C.C.

FROM H.Q. REGION 5, A.M.G.

SUBJECT MONTHLY REPORT.

REF R5/511/10.

DATE 5th JULY 1944.

1. Herewith is submitted the report from the legal division Region 5 for the month of June 1944.

2. During the month the provinces of CHIETI, PESCARA, TERAMO and ASCOLI PICENO came under control of the Region in addition to the existing territory of FOGGIA and CAMPOBASSO.

3. All members of the legal division have now reported for duty with Region 5, although Major BACKHOUSE only arrived in ASCOLI PICENO on 29 June.

FOGGIA and CAMPOBASSO Provinces. A.M.G. Courts.

4. Analyses of cases tried in these courts are attached.

GENERAL Courts.

5. 3 cases of espionage were tried at CAMPOBASSO during the month. All accused were found guilty, sentences of death, 20 and 15 years imprisonment being imposed.

SUPERIOR Courts.

6. Of the 23 persons convicted in FOGGIA Province, 14 persons were convicted of (inter alia) blackmarket, 15 of (inter alia) possession of W.D. property, 5 of (inter alia) bribery of Allied soldiers and 4 of possession of firearms.

14 of these accused received sentences exceeding 1 year's imprisonment.

7. In CAMPOBASSO Province 4 of the 9 persons convicted by Superior Courts received sentences exceeding 1 year's imprisonment. The offences involved were wire-cutting (2), forgery and assault.

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4. Analyses of cases tried in these courts are attached.

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SUMMARY Courts.

8. In both provinces the figures of cases for the month show a substantial decline. In FOGGIA Province this is due principally to the fact that all curfew and pass violations have since the 15th June been handed in the Italian Courts under a prefect's order. This policy has recently been extended to cases involving theft and possession of W.D. property, since the personnel now in the province is so reduced that it is not practicable for A.M.G. Courts to deal with them. It is not yet possible to report on the degree of success which has attended this policy.

9. In CAMPOBASSO Province the decline is due to the publication of General Order 24, the publication of the notice concerning W.D. property which secured a considerable quantity of property and also restricted the period of the month during which cases were brought for trial, and in addition to the

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

In addition a number of P.O.s were removed from their posts at short notice, which has involved some delay in bringing cases for trial.

10. It will be observed that 8 cases in CAMPOBASSO Province were tried under the Italian Penal Code. These cases were tried by P.O.s in apparent ignorange of Consolidated Instructions Article 14. The cases will be carefully reviewed, and P.L.O.s have been instructed to ensure that similar cases are not tried in future without proper authority.

FOGGIA and CAMPOBASSO Provinces. ITALIAN Courts.

11. The Court of Assize concluded its session in CAMPOBASSO on 8 June, having disposed of 16 cases. No adequate arrangements were or could be made for the transport to Naples of the personnel involved. A bus was hired which led to very reasonable protests from the judicial officials. It is suggested that if Courts of Appeal are to be expected to send senior judges to outlying provinces some suitable arrangements should be made for the journeys.

12. A Court of Appeal has been fixed for CAMPOBASSO for 15 July. Some 100 cases are awaiting disposal.

13. Arrangements are being made for the transport to BARI of persons necessary to enable the Court of Appeal to hear cases outstanding for appeal from LUCERA Tribunale. So far the Procuratore Generale has not supplied a list of the cases with the result that the necessary arrangements cannot be completed.

14. All tribunali are now operating in both provinces and all are proceeding on circuit throughout their districts.

15. All preture courts are operating on both the civil and criminal sides, except the pretura of CAPRACOTTA and CASTEL SAN VINCENZO in CAMPOBASSO, where war damage has so far rendered it impossible to start work again.

16. There is still a need for 3 additional pretori in CAMPOBASSO, and also for a Giudice istruttore at FOGGIA Tribunale, as local efforts to replace MASELLI have failed.

Province of CHIETI.

17. A.M.G. Courts have handled 390 cases during June, the increase over the May figure being accounted for by 31 additional curfew and passes violations and 47 additional cases of theft or possession of W.D. property. On the whole the cases have been reasonably handled, although sentences appear to have varied considerably.

It is regretted that no analysis of cases is attached, as this was inadvertently omitted from the Provincial report.

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18. Of the Italian Courts the Tribunale at LANCIANO is operating and has sufficient personnel. All 10 preture are open and working on both the criminal and civil sides. There are still the usual transport problems, but with the abolition of restrictions on movement within the provinces these should be overcome.

The Tribunale and Preture of CHIETI are continuing the preliminary work on their cases but no trials are being held pending completion of investigation into the judicial personnel. In fact these are all expected to prove satisfactory. Of the dependent preture 4 were, for military reasons, temporarily transferred to LANCIANO Tribunale. These will be restored to CHIETI when that tribunale reopens. It has not yet been possible to investigate the personnel involved in the 6 preture dependent on CHIETI.

19. In general the court rooms and records appear to be undamaged.

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Provinces of PESCARA, TERAMO, AQUILA and ASCOLI PICENO.

20. Provincial H.Q. have not been established a sufficient time in these Provinces to enable a detailed report to be submitted.

21. So far as A.M.G. Courts are concerned there is very little crime; the population appears extremely cooperative; there are very few allied troops in the area. It appears unlikely that there will be much need for A.M.G. Courts. So far as is known the only cases ~~on foot~~ tried have been 23 curfew violations and 1 arms case in AQUILA. Trouble may possibly arise from partisans who refuse to surrender their arms.

22. The Italian Courts in TERAMO could probably open forthwith. Preliminary reports indicate that court buildings are generally undamaged, records intact and personnel present. When the necessary investigations have been completed the courts will be opened as soon as possible.

23. PESCARA is largely destroyed. The town itself has been completely evacuated and detailed information as to the judicial position in the provine will not be available for some time.

24. No information is yet available about ASCOLI PICENO, but little damage has been done and indications are that the position will be the same as in TERAMO.

25. In AQUILA the destruction of communications between SULMONA, AVEZZANO and AQUILA has made it impossible at this time to obtain information about the two former tribunali.

In AQUILA itself the Courts and records are in order. There is a serious shortage of personnel in the Court of Appeal. There is no Procuratore Generale, and no Sostituto Procuratore although the President has temporarily appointed Consigliere Dott Giacomo BARESI (5th Grade) as Procuratore Generale under Art. 109 R.D.L. 30 Jan 1941, No. 12. In addition at least 4 of the Consiglieri are absent from AQUILA - 3 of them having never taken up their posts.

The AQUILA Tribunale appears to be ready to open and if the personnel are satisfactory this Court will shortly resume work.

Of the dependent preture 4 Seats have been vacant for a long period and replacements are needed.

26. Gazzette Ufficiali are being delivered to FOGGIA and CAMPOBASSO Provinces. So far none of the other Provinces have received any copies.

For the Regional Commissioner:

Wertsberger.

W. E. BEHRENS
Colonel

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

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For the Regional Commissioner:

W. E. BEHRENS
Colonel
R.I.C.

WEB/EF

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

ANALYSIS OF A.M.G. CASES.

	SUMMARY CT		SUPERIOR CT.		GENERAL CT.		TOTAL		TOTAL
	N.G.	G.	N.G.	G.	N.G.	G.	N.G.	G.	CASES
FOGGIA PROVINCE.	83	610	6	25	-	-	89	635	724
CAMPOBASSO PROVINCE.	16	285	-	9	-	3	16	297	313
REGION 5	99	895	6	34	-	3	105	932	1037

(Less CHIETI and AQUILA Provinces.)

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C O N V I C T I O N S.

	CCurfew and Pass Violations	Theft and Posses. of WD Prop.	Black Market	Poss. of Arms and Ammn.	Other Cases	Viol. of It. Pen. Code	TOTAL
FOGGIA PROVINCE	457	97	47	18	16	-	635
CAMPOBASSO PROVINCE.	164	75	5	11	34	8	297
REGION 5 (less CHIETI and AQUILA Provinces)	621	172	52	29	50	8	932

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

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

6.

TO C.L.C. Rear H. A.C.C.

FROM H.Q. Region 5 A.M.G.

SUBJECT Monthly Report.

REF R5/511/10.

DATE 3 June 1944.

1. Herewith is submitted the report of the legal division for Region 5 for the month of May 1944.

2. There has been no change in the territory controlled by the Region during the period.

3. Capt. A. P. KELLY has been withdrawn from the Region; he has not been replaced at Campobasso Province. Major COLE has joined the Region and has been assigned as P.L.O. for Foggia Province. Lieut CRUST is being called forward.

A.M.G. COURTS.

4. A detailed analysis of the cases tried in A.M.G. courts is attached.

5. 2 General Courtsmat during the period; all the cases tried arose out of fights between civilians and drunk soldiers in which the soldiers were either killed or very seriously injured. Of the 5 persons tried, only 1 was convicted; he was sentenced to 6 years imprisonment.

6. In the Regional portion of Campobasso Province there have been 5 Superior Court cases, involving 2 black-market charges and one charge each for possession of arms, bribery and theft of mail. In this last case a sentence of 3 years imprisonment was imposed owing to the youth of the offender.

In Foggia Province 9 persons were convicted in Superior Courts, 4 for black-market, 2 for possession of arms, 2 for U.D. property offences and 1 for bribery. 1 black-market offender received 6 years, the remaining sentences ranged from 3 years to 1 year.

7. In the Regional portion of Campobasso Province the Summary Courts have been almost entirely concerned with pass violations and cases of theft or possession of U.D. property.

In Foggia Province the number of Summary convictions shows a reduction on the previous month. There has been a reduction in the number of cases involving U.D. property and the closing of the Naples road block has substantially reduced the number of convictions for pass violations. The 27 "other cases" listed arose mainly from breach of orders, not of an aggravated nature.

8. It will be seen that there is little serious crime.

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9. The special agrarian court operating under Capt. BOOTH in Foggia Province with the assistance of an Italian judge as assessor is a particular success. Large quantities of stores have beencollected for the granai del popolo; dealings in black-market have been largely suspended in the areas where the court has operated, and in some cases farmers have actually repurchased grain at black-market prices so as not to be short in their deliveries to the granai.

10. The policy of turning over cases to the Italian Courts is being pursued and arrangements are in hand in Foggia Province to have all curfew and trivial pass violations dealt with by them. The pretura courts are well up with their work and will have no difficulty in coping with additional cases.

11. In general the standard of the court work in the Region is high and the level of sentences imposed satisfactory. As a result of pressure from this H.Q. the punishments inflicted for possession of W.D. property have been increased and imprisonment is now generally imposed for this offence. In some areas in Foggia Province this policy has already reduced the number of such cases by 50%.

12. In order to reduce still further the prevalence of this offence a notice has been widely posted throughout the Region calling attention to the various illegal methods of obtaining W.D. property and calling for the surrender of any property now possessed.

13. The new rules of procedure have been brought into operation in all courts and are operating satisfactorily.

14. Arrangements are in hand for a Court of Appeal (Naples circuit) to sit in Campobasso where it is urgently required to dispose of 60 cases. The president of the Naples Court has been approached and has made vague promises which have so far not materialised. If pressure from the Ministry of Justice could be brought to bear it is thought that the sitting of the court would be expedited.

15. The Court of Assize opened its first session in Campobasso on 19 May. The Court of Assize has been in session at Lucera throughout the month.

16. The Tribunali and Preture courts have continued to operate throughout the Region. Under continual pressure they have increased their work and are considered generally satisfactory. At the pretura of Larino some arrears are accumulating as a result of the conduct of Judge Suriano who has delayed starting work there. He is being replaced and it is hoped that these arrears will be cleared off.
In Campobasso Province the Tribunale of Larino now proceeds on circuit and sits in 6 different towns.
This system is also working in Foggia Province.

17. Efforts have been made to complete the Italian judicial strength of the Region. There is still urgent need of 4 more pretori in Campobasso Province, while in Foggia Province requests for the appointment of a Judge of Instruction at Foggia Tribunale to replace [redacted] Dr. MARELLI and for a Sostituto Procuratore del Re there have so far met with no result.

18. In Campobasso Province the 3 Tribunali have some 159 cases ready for trial and some 1100 in course of preparation. The situation is considered normal in the

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circumstances except in Larino where pressure is being applied to the Procuratore del Re to secure an improvement.

In Foggia Province all the judges are showing all cooperation in their efforts to clear the arrears in the Assise and Tribunale Courts to hasten the preparation of cases not yet ready for trial.

GENERAL.

19. The arrangements for the treatment of juvenile offenders are not satisfactory. There is no houses of correction in Regional territory to which they can be sent, and the institution at Bari is not obliged to receive offenders from this area and is believed to be overcrowded. Efforts are being made to organise a local establishment. A suitable building has been found and if the necessary staff can be organised a scheme will be submitted for the approval of the Ministry of Justice.

Juvenile committees are working throughout Foggia Province.

20. The scheme for the distribution of the Gazzetta Ufficiale to the Prefects of occupied provinces is now in operation throughout Regional territory. There was some delay in the commencement of the scheme in Campobasso Province as the Provincial capital and the Prefect were not under Regional control, but the Gazzette have now been issued to all communes in the Regional part of the province.

For the Regional Commissioner

W. E. [redacted]
Lt. Colonel
R.L.C.

C O N V I C T I O N S.

COURT	Curfew and Pass Violations	Theft and Poss. of ND Prop.	Black Market	Poss. of Arms and Ammn.	Other Cases	TOTALS
FOGGIA PROVINCE						
SUPERIOR		2	4	2	1	9
SUBSTY	570	140	21	12	26	769
TOTAL	570	142	25	14	27	778
CAMPOBASSO PROVINCE						
GENERAL					1	1
SUPERIOR		21	2	1	4	5
SUBSTY	30	1	1	1	31	56
TOTAL	30	22	3	2	5	62
REGION V TOTAL	600	164	28	16	32	840

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ANALYSIS OF CASES.

	SUBSIDIARY CT. N.C.	SUBSIDIARY CT. C.	SUPERIOR CT. N.C.	SUPERIOR CT. C.	GENERAL CT. N.C.	GENERAL CT. C.	TOTAL N.C.	TOTAL C.	TOTAL All
FOGGIA PROVINCE	68	778	1	9	3	-	72	787	859
CATTOLICA PROVINCE	8	56	-	5	1	1	9	62	71
REGION V	76	834	1	14	4	1	81	849	930

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0215

(5)

TO : C.L.O. HEAD H.Q. A.C.C.

FROM : H.Q. REGION V A.M.G.

SUBJECT : MONTHLY REPORT.

REF : R5/511/10.

DATE : 4 May 1944.

1. Herewith is submitted in duplicate the legal report from Region 5 for the month of April 1944.

2. There has been no change in the territory controlled by this Region.

3. Lt. W. L. BOONE has now joined this Region and is temporarily attached to Foggia Province.

ALLIED MILITARY COURTS.

4. General Courts.

A General Court sat in Foggia Province for the disposal of 2 cases, involving 8 accused. One accused was charged with shooting an American EM, wounding another American EM with intent to kill, and possession without permit of arms and ammunition. He was found guilty on all charges and sentenced to death.

The second case arose out of thefts of American mail. 4 accused were found guilty of theft of mail, while the remaining 3 were found guilty of smaller offences.

5. Superior Courts.

In Foggia Province 23 persons were charged before Superior Courts. 10 of these were involved in a riot against the CC.RR. at Cerignola, of whom 8 were found guilty and sentenced to 8 or 10 years imprisonment.

In a black-market case, involving two accused, sentences of 6 years imprisonment were imposed. There was one case of theft of telephone wire, while the remaining cases arose out of possession of arms or of WD property.

In the Regional Portion of Campobasso Province there were 16 Superior Court Cases, 9 wire-cutting, 5 black-market and 2 thefts of WD petrol. Substantial sentences were imposed and are thought to have produced a good effect.

6. Summary Courts.

In Foggia Province the temporary addition of a second legal officer has enabled the Courts of Lucera and Foggia to be taken out of the charge of the local POs, whose sentences were consistantly inadequate. The local military authorities have expressed satisfaction at the present working of the Courts in the province.

3655

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The number of cases heard before these courts sho a further increase. The increase is mainly to be found in cases of possession of WD property, and possession of arms. It is felt that the increased sentences will serve to reduce the cases of possession of property. The Provincial Commissioner is disturbed at the number of arms still held in the province and has declared an amnesty period until the 15th May to encourage their surrender.

In the Regional part of Campobasso Province there were only 53 Summary Court cases. 11 of these involved a small demonstration at Palata. Most of the other cases were not of a serious nature.

7. A detailed analysis of all cases heard by Allied Military Courts during the month is attached.

ITALIAN COURTS.

8. In Foggia Province the Court of Appeal opened at Lucera on 1 April. There were 122 cases in the list for disposal.

In Campobasso Province it is hoped to make arrangements for a Court of Appeal to sit in the near future. Accused persons who have been convicted by a lower court are taking advantage of the absence of a Court of Appeal by lodging appeals in frivolous cases so as to delay, if not avoid, serving their sentences.

9. The Court of Assize did not sit in Foggia Province this month. The next session is fixed for 2 May, when 7 cases are down for hearing.

Arrangements have been made for a Court of Assize to sit in Campobasso Province on 19 May.

10. a) In Foggia Province the Tribunali of Foggia and Lucera are in session at Lucera, Both are open on the civil side, but so far a total of one sentence has been issued. This is due principally to the lack of communications, and to the necessity for cases to be adjourned owing to the absence of parties or witnesses.

b) On the criminal side the Tribunale of Foggia has 383 cases for trial, of which dates have been fixed in 278.

It would appear that there is unnecessary delay in this court. This is largely caused by the slowness of Judge Maselli Vito, the judge of instruction. The President has written to the First President of the Court of Appeal at Bari for a replacement, but so far has received no reply.

c) In the Tribunale of Lucera 169 cases are pending for trial.

d) Some 1600 cases are pending in the office of the Procuratore del Re of Foggia and some 370 in that of Lucera. This involves long delay for prisoners awaiting trial, and at present 114 prisoners are in Lucera gaol in that state.

It is hoped to remedy the situation by an extension of the Giudizio Direttissimo.

e) The sentences passed by both Tribunali are low, particularly for food offences. Attention has been drawn to the necessity for increased sentences in order to curb black-market activity.

In particular the fines awarded bear no relation to the present value of the lira.

f) It is hoped that considerations may be given to the possibility of increasing the scale of allowances to these courts. The sums at present received do not

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cover the expenses incurred.

11. In Campobasso Province the Tribunale of Larino is open for civil and criminal work. On the civil side there has been little activity owing to the lack of communications. On the criminal side 28 persons have been tried since November 1943 and 126 cases are now pending of which 34 are suspended.

Of persons tried the majority received prison sentences up to 1 year. One person received a longer term.

The Tribunali of Campobasso and Isernia are not in the Regional portion of Campobasso Province.

12. Arrangements are being made in both provinces for the Tribunali to proceed on circuit. This is contrary to the existing practice but the judges are willing to adopt the procedure, which will go far to solve the problem of communications, and to reduce dealys.

13. The Preture are working throughout both provinces. In the Termini district there are the usual complaints of the destruction of the Preture records by occupying troops.

14. It is felt that the scale of witness fees in Italian courts is too low for existing conditions.

For Regional Commissioner

W E BEHRENS
Lt COL.
R L O.

ANALYSIS OF CASES IN A.M.G. COURTS.

PROVINCE	COURT AREA	SUMMARY CT N.G.	SUMMARY CT G.	SUPERIOR CT N.G.	SUPERIOR CT G.	GENERAL CT N.G.	GENERAL CT G.	TOTAL CASES N.G.	TOTAL CASES G.	ALL
	Foggia	10	97	-	9	-	7	10	113	123
	Cerignola	14	274	2	10	-	1	16	285	301
	Lucera	17	357	-	1	-	-	17	358	375
	Manfredonia	7	44	-	-	-	-	7	44	51
	San Severo	43	212	-	-	-	-	43	212	255
FOGGIA		91	984	2	20	-	8	93	1012	1105
	Larino	-	12	-	-	-	-	-	12	12
	Termoli	-	23	-	7	-	-	-	30	30
	Riccia	-	7	-	-	-	-	-	7	7
	Palata	-	11	-	9	-	-	-	20	20
CAMPOBASSO		-	53	-	16	-	-	-	69	69
REGION V		91	1037	2	36	-	8	93	1081	1174

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C O N V I C T I O N S.

COURT	Curfew and Pass Violations	Theft and Posses.of WD Prop.	Black Market	Poss.of Arms and Amn.	Viol.of Ital.Pen. Code	Other Cases	Totals
GENERAL		7				6	13
SUPERIOR		6	3	10		9	28
SUMMARY							
Foggia	59	31		3		4	97
Cerignola	247	22		5			274
Lucera	276	76				6	358
Manfredonia	33	7		1		3	44
San Severo	127	59		12		14	212
FOGGIA PROVINCE	742	208	3	31		42	1026
SUPERIOR		2	5			9	16
SUMMARY							
Larino	4	6		1		1	12
Termoli	10	11			2		23
Riccia	7						7
Palata						11	11
CAMPOBASSO PROVINCE	21	19	5	1	2	21	69
REGION V	763	227	8	32	2	63	1095

There were no cases of LOOTING.

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4043/5

(4)

Major Grossman

TO : C.L.O. H.Q. A.C.S.

FROM : R.C. Region 5 A.C.C.

SUBJECT : Monthly Report.

REF : R5/511/10.

DATE : 1 April 1944.

1. Herewith is submitted the legal report from Region 5 for the month of March 1944.

2. This Region assumed control of a portion of Campobasso Province on 14 March 1944. The remainder of this province is under control of 8th Army.

PERSONNEL

3. Capt. Ford C. Bader has been released from Region 2 and is temporarily attached to Region 5 H.Q. He is alerted for assumption of the appointment of P.L.O. Aquila Province.

4. Orders were issued early in March 1944 for Lieut. W. H. Boone to proceed to Foggia Province and assist P.L.O., but this officer has not yet been released from Region 2.

5. Capt. A. P. Mac Nulty has been appointed to Campobasso Province to assist P.L.O.

ALLIED MILITARY COURTS

6. General Courts.

Two general court cases were heard in Foggia Province during the month. A member of the C.C.R.E. was acquitted on a charge of killing an allied soldier; a carter was convicted of wire-cutting and sentenced to 10 years imprisonment. In addition two peasants (ex-soldiers) were formally acquitted by a General Court, to which they had been remanded, as the prosecution could produce no evidence in support of a charge of sniping at allied troops.

7. Superior Courts.

In Foggia Province there was one Superior Court case in which a woman was convicted of possession of arms. A charge of shooting at a soldier was dismissed as the soldier had left the theatre.

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In Campobasso Province there was one Superior Court case, the first in the province. It involved 49 accused who were charged with unlawful assembly. The crime took place in December 1943, but the trial could not be held earlier owing to the state of the roads.

8. Summary Courts.

There is no change in the organisation in Foggia Province, except that the Summary Court of Torremaggiore is no longer in operation.

The special "black market" Summary Court sat from 21 Feb to 9 March and is now temporarily closed. It disposed of 455 cases by the seizure of all contraband and by the imposition of small penalties for pass violation. In addition 350 of these offenders were referred to the Italian Courts for trial on black market charges.

In the regional area of Campobasso Province there are 3 Summary Court districts, Lucino, Termoli and Trivento, in each of which the Courts are held by the P.C.

9. A detailed analysis of all cases heard by allied military courts during the month is attached.

10. In Foggia Province there is still a general tendency to excessive leniency in sentences, particularly for theft and possession of military property, and for possession of arms. Further instructions have, however, been issued and recent sentences show an increase. In Campobasso Province the sentences imposed in allied Courts are alleged by Italian Judicial Officials to be far lighter than in Italian Courts and accused persons are making application for trial by Allied rather than Italian Courts. Here also steps are being taken to obtain appropriate sentences.

11. A probation system is being organised in Foggia Province in cooperation with the Provincial Welfare Officer to deal with juvenile offenders before A.M.G. Courts. It has been found that existing methods are an inadequate deterrent.

ITALIAN COURTS

12. The Court of Appeal opens in Lucera 1 April 1944.

13. The Court of Assize completed its first session in Lucera on 21 March 1944 having disposed of 9 cases. The next session is fixed for 1 May 1944 and it is estimated that this session will suffice to clear off existing arrears.

Arrangements are being made for a Court of Assize from the Naples circuit to open in Campobasso.

14. In Foggia Province the inferior courts continued in session throughout the month.

In Campobasso Province the civil aides of the preture of Trivento

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and Civita Campomarano have been reopened. The Tribunale of Larino is in session. A detailed report on the state of the Italian Courts and judicial personnel in Campobasso Province is in course of preparation.

15. There is no undue delay in the hearing of cases before Italian Courts, and prisoners are not detained an undue length of time pending trial.

GENERAL

16. The investigation into the complaint against the advocates of Cerignola, referred to in this H.Q. report for February 1944, has not yet been concluded. At the original hearing the complainant requested an adjournment in order to have time to summon his witnesses.

17. Trouble is being caused in Foggia Province by the activities of the brothers Donito, Antonio and Umberto. They are apparently endeavouring to undermine the authority of the Provincial Commissioner and to oppose the Allied Military Government. It may be necessary for them to be detained under proclamation2 Article VII Section 2.

18. Instructions are being issued for vigorous action to be taken in the suppression of prostitution.

A difficulty arises in this connection from the fact that under Italian law an accused person who appeals from a court of first instance remains at liberty pending the appeal. This period is at least one month, and it may be necessary for this procedure to be modified if charges against prostituten are to be heard under Italian law and by Italian Courts.

For Regional Commissioner

W. E. BEERS
Lt. Colonel
R. L. O.

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ANALYSIS OF CASES IN A.M.G. COURTS

PROVINCE	COURT AREA	SUMMARY CT N.C.	SUMMARY CT C.	SUPERIOR CT N.C.	SUPERIOR CT C.	GENERAL CT N.C.	GENERAL CT C.	TOTAL CASES
	Bovino	31	404	-	-	-	-	435
	Cerignola	16	181	-	-	-	-	197
	Foggia	7	103	-	1	-	-	111
	Lucera	15	88	-	-	1	1	105
	Manfredonia	11	44	-	-	-	-	55
	San Severo	49	106	-	-	-	-	155
FOGGIA PROVINCE		129	926	-	1	1	1	1058
	Larino	-	17	-	39	-	-	17
	Termoli	-	28	10	39	-	-	67
	Trivento	-	4	-	-	-	-	4
CAMPOBASSO PROVINCE		-	49	10	39	-	-	98
REGION FIVE		129	975	10	40	1	1	1156

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CONVICTIONS

COURT	Curfew and Pass Violations	Theft and Black market WD Prop.	Looting	Poss. of Arms and Amm.	Viol. Ital. Pen. Cod.	Other Cases	Totals
GENERAL	-	-	-	-	-	1	1
SUPERIOR	-	-	-	1	-	-	1
SUMMARY:							
Foggia	45	54	-	1	3	-	105
Bovino	404	-	-	-	-	-	404
Cerignola	159	27	-	-	4	-	11 181
Lucera	58	25	-	-	-	-	5 88
Manfredonia	36	7	1	-	-	-	- 44
San Severo	77	24	-	-	4	-	1 106
FOGGIA PROVINCE	759	137	1	1	12	-	20 930
SUPERIOR	-	-	-	-	-	-	39 39
SUMMARY:							
Larino	3	1	5	-	4	-	4 17
Termoli	18	7	-	-	-	-	3 28
Trivento	-	-	-	-	-	-	4 4
CAMPOBASSO PROV.	21	8	5	-	4	-	50 88
REGIO V	780	145	6	1	16	-	70 1018

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To: H.Q., A.C.C., L.C.

From: H.Q., Region 5, A.M.G.

Subject: Monthly Situation Reports.

Ref: R5/511/10.

Date: 7 March 1944.

Your letter of 15 Feb. 44, reference ACC/4043/L and ACC/4074/L was received today; the enclosure dated 30 Jan. 44, reference AMG/4087/L was received at the same time.

The Legal Division of this Region has nothing to report for the month of January 1944.

For Regional Commissioner

W. E. BEHRENS,
Lt. Col.,
R.L.C.

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Legal Sub Comm (Rear H2)

HEADQUARTERS
A.M.G. REGION V
C. M. F.

HEADQUARTERS
6 MAR 1944
A. C. C.

V-1171
(2)

3 March 1944

SUBJECT: Monthly Report.

TO : Chief Legal Officer, Headquarters, Allied Control Commission.

1. Herewith is submitted the legal report from Region V for the month of February 1944.

Report of Region V

2. This Headquarters assumed control of Region V on 15 February 1944. The territory at present under control of the Region consists of the Province of Foggia.

ALLIED MILITARY COURTS.

3. The province is divided into five districts and in each district summary courts are held by the Provincial Officer. In addition, the Provincial Officer of Torremaggiore, in the district of San Severo, holds his own summary courts. The Provincial Officers of Foggia town, Cerignola and Torremaggiore are judicial officers.

4. It is the intention of this Headquarters to provide an additional legal officer for work in Foggia Province in order that summary courts may as far as possible be conducted by judicial officers of the legal branch.

5. In the last ten days of the month, Provincial Headquarters has undertaken a black market drive and has established a special summary court to deal locally with offenders caught on the Naples road. This court has been conducted by a judicial officer.

6. A detailed analysis of the cases tried in Foggia Province during the month, but excluding the cases reported in Paragraph 5, is as follows:

(A)	Guilty	Not Guilty	Total
Superior Courts	6	3	9
Summary Courts			
Foggia	233	23	256
Cerignola	153	17	170
Lucera	35	8	43
Manfredonia	62	5	67
San Severo (incl. Torremaggiore)	117	33	150
TOTAL	606	89	695

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(B) Charges in the 606 convicted cases:

COURT	Curfew and Pass Violations	Theft and Possession of W. D. Property	Black Market	Looting	Possession of Arms And Ammunition	Violation of Italian Penal Code	Other Cases	TOTAL
General	-	-	-	-	-	-	-	-
Superior	[illegible]	[illegible]	-	-	-	-	3	6
Summary								
Foggia	144	52	35	-	3	-	3	237
Cerignola	127	21	-	-	-	-	7	155
Lucera	17	17	-	-	-	-	2	36
Manfredonia	51	2	9	-	-	-	-	62
San Severo	83	16	1	-	2	-	15	117
TOTALS	422	111	45	-	5	-	30	613

NOTE: These figures include all charges (as distinguished from cases) on which accused were found guilty.

7. It will be seen that the majority of cases are for curfew and pass violations, which have steadily increased in number. So far as pass violations are concerned, it is thought that the number of cases may be due to a genuine ignorance on the part of the population that they are not permitted to enter Foggia Province. Prosecutions are brought under Foggia Provincial Order No. 9, which does not have adequate publicity outside the Province. Steps are being taken to put notices at all boundaries and railway stations.

8. There is comparatively little theft or possession of W. D. property except in Foggia town. In this court the sentences passed for these offenses have consistently been too low in spite of orders for an increase. It is hoped, however, that an improvement will be shown.

9 In general, the level of sentences is becoming standardised.

10. The policy of handing over to the Italian courts all possible cases, except when military interests are involved directly, is being developed.

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11. Three prisoners are held in prison pending trials by General Military Courts. Two of these prisoners are charged with shooting at British soldiers; the third, a member of the Carabinieri, is charged with killing an American soldier.

ITALIAN COURTS

12. The Tribunali of both Foggia and Lucera have been in constant session at Lucera throughout the month. Normally cases are heard two or three months after the date of the offence.

13. The Court of Assize opened at Lucera on 19 February, and has during the month disposed of five cases. A further four cases will be disposed of during the present session. The cases which remain undisposed of at the end of the current session will be heard at the next session, which will start at the end of April.

14. Arrangements have been made for the Court of Appeal to open in Lucera on 1 April 1944. Accomodation in Lucera is being found for the judicial personnel involved.

15. The problem of provision of transport for the Court of Assize and the Court of Appeal has not yet been completely solved.

ITALIAN ADVOCATES

16. Representative lawyers' committees have been established in each of the districts of the province. Their function is to examine complaints against Italian court sentences and pass them to AMG, and to give advice on questions of Italian law.

17. A complaint has been received that the advocates of Cerignola, when representing clients before AMG courts, are abusing their position, charging excessive fees and bringing the courts into disrepute. The complaints are being officially investigated by an officer of the Regional staff, as the Provincial Officers have requested an outside examination.

ITALIAN JUDICIAL OFFICIALS

18. Dr. Giuseppe Gustapane is still at Lucera, pending the arrival of Dr. Pasquale Capotorto.

19. Sig. Cervelli Francesco is still in Lucera and has not transferred to the Court of Appeal in Bari.

For the Regional Commissioner:

W. E. BEHRENS,
Lieutenant Colonel,
Regional Legal Officer
Region V.

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4043/5

(1)

HEADQUARTERS

REGION 5.

Feb

AMG/4087/4

6 February 1944

SUBJECT:- Monthly Situation Report.

To. Chief Legal Officer, H.Q. A.C.C., Solerno Dte. Legal sub - Com.

1. In compliance with your directive of 30 Jan 44, received this date, The legal division of this Region has nothing to report for the month of January as the personnel of the division were attached to Region 2 and their activities will be included in the Monthly Situation Report from that Region.

For the Commanding Officer,

Alexander R. Troxell

ALEXANDER R. TROXELL,
Major. F.A.
D.C.L.O.
Acting C.L.O.


10230