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FUNCTIONS OF
UNDER AMG C
MAR. - OCT. 194

62

FUNCTIONS OF COMMUNES IN ITALIAN GOV'T TERRITORY RETAINED
UNDER AMG CONTROL
MAR. - OCT. 1945

2278

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

FILE CLOSED 23 October 1945

File 4058/2

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

(19A)

AC/4023/1/L.

/lc.
23 October 1945.

SUBJECT : Legal Liaison Office, Naples Commune.

TO : Acting Commissioner, NAPLES Commune.

1. Reference your C/1608 dated 13 October 1945.
2. The permitted establishment for AC Liaison Centres is as fixed by AFHQ.
3. After careful consideration of the reasons submitted in your letter it is regretted you have to be informed that shortage of personnel available remaining after redeployment will not allow of any increase of the approved establishment.
4. The relative needs of Naples and other areas have also been carefully considered and this HQ is not prepared to recommend the diversion of personnel from other urgent tasks.

By command of Rear Admiral STONE:

MR

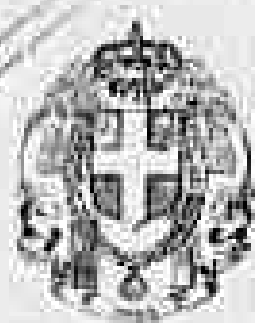
M. CARR,
Brigadier, 3
VP CA Sec.

23

✓

Copy to : File AC/4058/2/L.

fm



4058/2

Roma

luglio

18A mod 40
1945.1+++

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIOLA COMMISSIONE ALLEATA
Sottocommissione Legale
ROMA

Ufficio I° A.P.

Prot. N° 131.159.809/45

Riposta al f. del 21 giugno 945

Dir. AC La. N° 4058/2/L

OGGETTO Cause concernenti interessi Alleati - Re-
gione Toscana.

e per conoscenza:

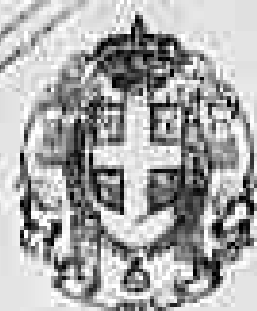
ALL'UFFICIO DI COLLEGAMENTO

GABINETTO

Si assicura codesta On. Commissione che
questo Ministero ha provveduto a comunicare al
Procuratore Generale presso la Corte di Appello
di Firenze quanto forma oggetto del foglio so-
pra distinto.

pel MINISTRO
(A. Spallanzani)

fm



4058/2

Roma

10 luglio

18A Mod 40

1945 A+++

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

LA COMMISSIONE ALLEATA

Sottocommissione Legale

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Tel. N° 131.159.809/45

Risposta al f. del 21 giugno 945

Dir. AC Dir. N° 4058/2/L

OGGETTO Cause concernenti interessi Alleati - Re-
gione Toscana.

e per conoscenza:

ALL'UFFICIO DI COLLEGAMENTO

GABINETTO

Si assicura codesta On. Commissione che questo Ministero ha provveduto a comunicare al Procuratore Generale presso la Corte di Appello di Firenze quanto forma oggetto del foglio sopra distinto.

pel MINISTRO
(A. Spallanzani)

ISTITUTO POLIGRAFICO DELLO STATO

DCL

Chief Counsel

CIO

Italian

C. R. S.

1-3 JUN 1945

22

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMBUNT
LEGAL DIVISION
APC 394

Legal ✓
16A

L-3028

28 June 1945

SUBJECT: Review of cases.

29 JUN 1945

TO : HQ., Allied Commission (For Attention
of VP CA Section)

1. Reference is made to your letter
AC/4058/2/L, CMW/rm, 25 June 1945, relative to
the above subject. 14A

2. The matter in question has been discussed
with Lt.Col. Welsford over the telephone and also
with Lt.Col. Claire. Since said conversations Lt.
Col. Claire has sent through this office for review
all cases tried by him in the Port Summary Court.
To date all cases from 1 June thru 13 June 1945,
have been forwarded to the Legal Sub-Commission
for review.

3. If it is desired that all cases tried in
the Port Summary Court from 1 April to 31 May 1945
be forwarded, we shall accordingly advise Lt.Col.
Claire. 20

For the Commissioner:

LEG. SUB-COMMISSION	
CIO	
DCIO	
CCB/Chief Counsel	att.
CIO	✓
Italian Section	
Q. 133	
4701 NCR 8-3	
2-3-4-5-6-7-8-9	

Frank L. Verchalla
FRANK L. VERCHALLA, 14683
Major, J.A.G.D.,
Senior Legal Officer.

8965

15A

HEADQUARTERS ALLIED COMMISSION
APC 394
LEGAL SUB-COMMISSION

AC/4028/2/L.

/ra.
20 Jun 1945.

SUBJECT : Submission of Records for Review.

TO : Provincial Commissioner (attn. Senior Legal
Officer), ANCORA Commune.

1. Reference your JAC/14/12/3/BI of 18th inst enclosing about 80 records of Summary Court Cases tried from the beginning of May onwards, would you please submit records as soon as the 30 days allowed for filing an application for review has expired or earlier if an application is filed? This will avoid such a large number of cases coming forward for review at the same time, which imposes considerable strain on the limited clerical staff available for making the necessary notes of the cases for indexing and filing.

2. Before submitting the cases for review, will you see that a note is made on the record, in cases where fines have been imposed, stating whether or not the fine has been paid?

By command of Rear Admiral STONE:

Pmw

R.E. MERRINS,
Colonel,
Chief Legal Advisor.

Copy to : 4-B3/1/L.

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

148

AC/4058/2/L.

GMM/rm.
25 June 1945.

SUBJECT : Review of Cases.

TO : Zone Commissioner, NAPLES.

1. You are no doubt aware that Lt. Col. CLAIRE is holding a Summary Court in Naples Port which deals with upwards of 900 cases monthly. In my letter, reference as above, of 25 Mar., para 4, it was stated that all cases tried in Naples Commune would be referred to the Legal Sub-Commission for review.

2. Despite three written requests and a telephone call from the Legal Sub-Commission, the only cases submitted for review so far are a comparatively small number in which an application for review has been filed.

3. It is appreciated that Lt. Col. CLAIRE is not a member of the A.C. but trials are held by him under the proclamations in exercise of the jurisdiction of the A.M.C., and all cases heard by him must be submitted for review. If this is not done the Port Court will have to be closed. If there is any difficulty with Lt. Col. CLAIRE any assistance you can give would be appreciated.

By command of Rear Admiral STONE:


G.R. UPJOHN, Brig.
V. CA Sec. Hq AC.

18

ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

13A

AC/4058/2/L.

WEB/ps.
21 Jun 45.

SUBJECT : Cases affecting Allied interests, Toscana Region.
TO : H. E. The Minister of Pardon and Justice.

1. This is to inform Your Excellency that, following the recent transfer of territory to the Italian Government, the Senior Legal Officer Livorno Comune will act as liaison officer in legal matters between the Allied Forces and the Italian Courts having jurisdiction in the provinces of Toscana Region which are under the administration of the Italian Government. This does not, of course, apply to the Provinces of Lucca or Apuania or to those courts in the Provinces of Pisa and Livorno which are still subject to Allied Military Government.

2. It will be appreciated if Your Excellency would cause notification to be made to the Procuratore Generale of Firenze and to all Procuratori del Regno concerned that lists of cases affecting Allied interests should be submitted monthly to this liaison officer.

3. If the lists are not forthcoming the liaison officer has been instructed to approach the Procuratore Generale on the matter.

1 17

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

Copy to : Liaison Officer, Allied Commission, LIVORNO Comune.

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

/lc.

14 June 1945.

AC/4058/2/L.

SUBJECT : Pisa, Livorno and Colle Salvetti Communes- Legal Duties.

TO : Regional Commissioner (Attn: Regional Legal Advisor),
TOSCANA Region (2).

1. For your information and for communication to the Senior Legal Officers concerned the following instructions will apply to the Communes of Pisa, Livorno and Colle Salvetti during the continuance of Allied Military Government in these Communes.

2. The Senior Legal Officer will be responsible for rendering to the Commissioner Livorno Commune any legal advice which he may require.

3. Allied Military Courts will continue to be held within the Communes for the trial of such offences committed within the Communes as the Commissioner considers desirable to refer to them. Any cases which are at present time outstanding from the restored Provinces and which it is desired to try in Allied Military Courts may be tried by the Senior Legal Officer Livorno Commune at any suitable venue.

4. All cases tried by such Allied Military Government Courts will be forwarded for review to Legal Sub-Commission in the same way as they would formerly have been forwarded to Regional Headquarters.

5. Contact with the Italian Courts within the Communes will be maintained in the same way as in any normal Allied Military Government province. The Senior Legal Officer will, in addition, assume the duties of Liaison Officer (Legal) for the area of the former TOSCANA Region less the Province of Apuania and Lucca. In such capacity he will receive the records of arrests made by bodies of the Allied Forces and the lists of the cases tried in the Italian Courts. A copy of the directive recently issued to similar liaison officers is forwarded for information and compliance.

6. Save as above it is no part of the duty of the Legal Officer to endeavour to maintain contact with Italian Courts situated outside these Communes. If complaints are received over the working of these courts, and such complaints cannot be simply settled by contact with the Procureure Generale concerned, they will be referred to Legal Sub-Commission.

By command of Rear Admiral STONE:

G. R. Upjohn
G. R. UPJOHN, Brig.
VP CA Sec. Hq AC.

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

(123)

AG/4135/L.

/lc.
8 April 1945.

SUBJECT : Functions of Liaison Officers in Italian Government Territory.

TO : Liaison Officers, SARDINIA, PALERMO, CATANIA, NAPLES, BARI.

1. Under the terms of memorandum 7002/EC of 24 March 1945 it is laid down that one of the points which may require special attention by Liaison Officers is law cases affecting Allied personnel or property.

2. For this purpose attention is drawn to Executive Memorandum No 72, para. 11.

3. Liaison Officers will not be in a position to exercise the same supervision over Italian Courts in their areas as was formerly exercised by the Regional Legal Officers in those territories.

4. Liaison Officers should, however, arrange that records of all arrests made by bodies of the Allied Forces are forwarded periodically to them. See Executive Memo No. 72, para 11 (b).

5. The minister Of Pardon and Justice is being requested to notify all Procuratori Generali and Procuratori del Regno of the new location of the Liaison Officer with whom they are to correspond. These officials will then forward each month to the Liaison Officer details of cases tried during the month and the sentences imposed. If such details are not forwarded in any particular case, the Liaison Officer should request the Procuratore Generale concerned to enforce their delivery, and if necessary should notify Legal Sub-Commission, Hq AG.

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6. It may appear, either through complaints received from the military authorities or through an inspection of records received from the courts, that:

a. Adequate priority is not being given to cases affecting Allied interests, or

b. Inadequate sentences are being imposed in such cases.

In such circumstances the Liaison Officer will, whenever possible draw the matter personally to the attention of the Procuratore

Generale or Procuratore del Regno concerned, and will in any event report the matter to Legal Sub-Commission. Such report must give details of the particular court concerned and, if complaint is made of any specific case, the name and parentage of accused, full particulars of the offence committed and all available particulars of the action taken by the court.

~~7: There is attached hereto at Appendix "A", a list of (a) the Courts of Appeal (Procuratore Generale) and (b) the Tribunale (Procuratore del Regno) which are within the areas of individual Liaison Officers.~~

By command of Rear Admiral STONE:

G. R. UPJOHN, Brig.
VP CA Sec, Hq AC.

~~Incl 4 Appx "A".~~

14

(11A)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4058/2/L.

/lrh.
5 June 1945.

SUBJECT : Custody of Records.

TO : Regional Commissioner, (Attn: Regional Legal Officer), Toscana Region.

1. In connection with the eventual closing down of Toscana Region and the disposal of the records of cases tried in the region, can you have the records of cases tried in Lucca and Apuania Provinces, and the relative index cards, separated from the rest of the records and index, so that they can be forwarded by you to the Regional Legal Officers of the Regions to which those provinces will be transferred.

2. The remainder of the records will be stored in Archives here and the card index retained in this Sub-Commission. Capt. Collins, in charge Archives, has had much difficulty with records and correspondence files etc from other regions which have closed down, and he says that the following points would assist him greatly in unpacking, sorting and storing records on arrival.

- (a) Records to be securely tied up in bundles that can be easily handled, with a sheet of paper on the top of each bundle giving the inclusive regional index numbers of the contents.
- (b) Boxes, not sacks, to be used for sending the bundles of records etc here, and each box to be marked on the outside, e.g. Toscana Legal Records - Box 4, and to contain inside a list of its contents.
- (c) A list, in triplicate, to be sent direct to Archives giving the contents of each box.

The above would greatly assist him in the unpacking and storing of the papers from your office, and would be very much appreciated by him; his difficulties have to be seen to be believed.

- 2 -

3. Would you send the card index boxes addressed to this Sub-Commission.

4. Would you dispose of any surplus unused legal forms to another region, or if not required, to salvage. We have a large stock here from Umbria-Marche and cannot cope with any more here.

By command of Rear Admiral STONE:



W. E. BEHRENS,
Colonel,
Chief Legal Adviser.

10A

4058/2.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-2020

1 June 1945

SUBJECT: Review of Cases.

TO : HQ, Allied Commission, (Attn: Legal Sub+Commission).

1. Reference is made to your letter AC/4058/2/L,
dated 29 May 1945. — 9A

2. The contents of your letter N. AC/4058/2/L,
dated 16 May 1945, have been formally communicated to
Lt.Col. CLAIR. We believe that Lt.Col. CLAIR will
comply with the instructions given.

3. We wish to remaind you, however, that Lt.Col.
CLAIR is not assigned to this HQ, nor subject to our
orders.

For the Commissioner:

CCB/ga

LEG	COMMISSION
CLO	
DCLO	
Chief Counsel	
CIO	
Letter	

Finne

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, *ly 66D*
Major, J.A.G.D.,
Senior, Legal Officer.

11

*fill**9A*

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4058/2/L.

/lrh.
29 May 1945.

SUBJECT : Review of Cases.

TO : Provincial Commissioner, Attn: Senior Legal
Officer, Naples Commune.

Reference this office letter of 16 May, reference
as above, no cases have yet been received from Naples for
review except those in which Form 11 has been filed. Will
you please forward cases as directed in para 3 of letter of
the 16th ~~instructions~~.

By command of Rear Admiral STONE:

Jml

W. E. BEHRENS,
Colonel,
Deputy Chief Legal Adviser.

file

QUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

SA

AC/4058/2/L.

/rm.
16 May 1945.

SUBJECT : Review of Cases.

TO : Provincial Commissioner (attn. Senior
Legal Officer), NAPLES Commune.

1. Confirming our telephone conversation this morning (Col. WHEBENS - Major VECCHIOLA), in accordance with para 4 of AC/4058/1/1 of 25 Mar. 45 all cases tried in Naples Commune must be forwarded to this Sub-Commission for review, including those tried in the Port Court.

2. Review is specifically provided for in the Proclamations, and such review can only be done upon the information contained in the records of the cases, which must ~~be~~ give sufficient details to allow the reviewing officer to understand what took place, (see Consolidated Instructions Art. 30 paras 4 - 6).

3. Records should be forwarded by you as soon as the period of 30 days after trial has elapsed, or if an application for review is received before expiration of that period. Before they are forwarded records should be checked by you to see that they are complete with all relevant evidence and exhibits. It will greatly facilitate the work here if you will forward records frequently, rather than allow a large number to accumulate and be forwarded together. 9

4. After review the records will be returned to you for filing, and I would like to emphasize the great importance of good system of filing and card index so that any particular record can be easily traced either in your office or by any one elsewhere who may hereafter have custody of the records.

- 2 -

5. Would you please forward the record of the case against DI AMICIS and others?

6. A large stock of legal forms of all sorts has been received here from UMBRIA-MARCHE Region including Forms 2 and 4, and 8 with counterfoil. Would any of these be of use to you or in the Summary Court. Please do not have further forms printed without first ascertaining if they can be supplied from here.

By command of Rear Admiral STONE:



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

P.S.

Since signing this letter the Record of Di Amicis and others (reference para 5) has been received.

8

HEADQUARTERS ALLIED COMMISSION

APO 394

LEGAL SUB-COMMISSION

WEB/pa.

13 May 45.

AC/4011/L.

SUBJECT : Cases affecting Allied interests.

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

1. Your Excellency is aware that with the termination of Military Government in the provinces restored to Italian administration on 10th May 1945, Military Government is nevertheless being maintained in Ancona Commune and in the remainder of Toscana Region.

2. So long as this situation continues, the legal officer in Ancona Commune and the Regional Legal Officer, Toscana Region will act as liaison officers in legal matters between the Allied Forces and the Italian Courts respectively concerned.

3. It would be appreciated if Your Excellency would cause notification to be made to all Procuratori Generali and Procuratori del Regno concerned that lists of cases affecting Allied interests should be submitted monthly to such liaison officers.

4. The respective spheres of interests of these liaison officers are :-

Legal Officer Ancona	-	All Courts in the compartmenti of Umbria and Marche.
Legal Officer Toscana	-	All Courts in Siena, Grosseto and Arezzo.

2297

2. So long as this situation continues, the legal officer in Ancona Commune and the Regional Legal Officer, Toscana Region will act as liaison officers in legal matters between the Allied Forces and the Italian Courts respectively concerned.

3. It would be appreciated if Your Excellency would cause notification to be made to all Procuratori Generali and Procuratori del Regno concerned that lists of cases affecting Allied interests should be submitted monthly to such liaison officers.

4. The respective spheres of interests of these liaison officers are :-

Legal Officer Ancona - All Courts in the compartimenti of Umbria and Marche.

Legal Officer Toscana - All Courts in Siena, Grosseto and Arezzo.

5. If the lists are not supplied to the liaison officers, they will approach the Procuratore Generale concerned for an investigation.

Copy to : R.C. (Attn: RIO) TOSCANA
P.C. (Attn: PLO) Ancona

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

6A

AC/4058/2/L.

GMV/lc.
14 May 1945

SUBJECT : Review of Cases.

TO : Provincial Commissioner (Attn: SLO) ANCONA Commune.

1. Reference your ANC/11/12 of 11th inst.
2. You should have received by now the office letter AC/4058/2/L. of 12th inst. setting out inter alia the procedure for review of cases tried at Ancona. The cases will be reviewed here, and it is agreed that they should not be forwarded till 30 days after trial, or earlier receipt of application for review.

By command of Rear Admiral STONE :

W. E. Behrens

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

HEAD QUARTERS
ALLIED MILITARY GOVERNMENT
ANCONA PROVINCE

SA

Subject: Review of cases tried by A.M.G. Courts in Ancona
To: Chief Legal Advisor-Legal Sub Commission - Rome
From: L.O. Ancona
Ref: Anc/11/12
Date: 11 May 1945

LEGAL OFFICE

Ancona

1. It would be appreciated if a ruling could be given on procedure to be followed in respect of above cases. An attempt to ^{obtain} it by telephone failed owing to the line to Rome being out of action.
2. It is assumed that all cases tried in ^{COMUNE} of Ancona will be reviewed by your Hqs.
3. It is suggested that case records be retained either for 30 days from date of trial or until application for review is submitted, whichever is earlier.

LEGAL SUB COMMISSION for the Provincial Commissioner:

CLO

DCLO

Chief Counsel

CIO

Italo

13 MAY 1945

J. A. Boyd - Carpenter

J. A. BOYD - CARPENTER, Major
L.O. Ancona

1

5

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AG/4058/2/L.

12 May 1945.

SUBJECT : ANCONA Commune - Legal duties.

TO : Provincial Commissioner, ANCONA Commune. (2)

1. Until further notice Allied Military Government will continue in Ancona Commune.

2. The Legal Officer will be responsible for rendering to the provincial Commissioner any legal advice which the provincial Commissioner may require.

3. Allied Military Courts will continue to be held within the commune for the trial of such offences committed within the Commune as the provincial Commissioner considers desirable to refer to them. Any cases which are at the present time outstanding from Umbria-Marche Region and which it is desired to try in Allied Military Courts may be tried by the Legal Officer Ancona Commune at any suitable venue.

4. All cases tried by such Allied Military Government Courts will be forwarded for review to Legal Sub-Commission in the same way as they would formerly have been forwarded to Regional Headquarters.

5. Contact with the Italian Courts within the Commune will be maintained in the same way as in any normal Allied Military Government province. The Legal Officer will, in addition, assume the duties of Liaison Officer (Legal) for the area of the former Umbria-Marche Region. In such capacity he will receive the records of arrests made by bodies of the Allied Forces and the lists of the cases tried in the Italian Courts. A copy of the directive recently issued to similar liaison officers is forwarded for information and compliance.

6. Save as above it is no part of the duty of the Legal Officer to endeavour to maintain contact with Italian Courts situated outside the commune of Ancona. If complaints are received over the working of these courts, and such complaints cannot be simply settled by a letter to the procuratore Generale concerned, they will be referred to the Legal Sub-Commission. *contact with*

By command of Rear Admiral STONE.

[Signature]
G. R. UPJOHN, Brig.
VP CA Sec. H1 AG.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

(2A)

AC/4058/1/L.

/rlp.
9 April 1945.

SUBJECT : Record of cases tried in Naples Commane..

TO : Allied Military Government, Naples Commane (Attn: Senior Legal Officer).

1. As stated in AC/4058/1/L of 25 Mar 45, all cases tried by Allied Military Courts within Naples Commane will be referred to this Hq for review. Upon completion of review the record will be returned to your Hq for storage.

2. All Informal Petitions which may be presented at your Hq will be scrutinized by you; those on which you consider that action may be required (on the basis explained in Consolidated Instructions, Article 33), you will forward to this sub-commission together with the record, if in your possession; all others you will return to the person by whom or on behalf of whom it was presented, with a note or endorsement stating that it is rejected.

By command of Rear Admiral STONE:

1e
A. S. REHRING,
Colonel,
Deputy Chief Legal Advisor.

Copy to: File AC/4058/1/L
AC/4002/L.

2A

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/10/1A.

/rlp.
8 April 1945.

SUBJECT : Cases affecting Allied interests.

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

*
territory
restored to
Italian
Administration.

1. Your Excellency is aware that Allied Commission officers are being withdrawn from Military Government Territory and that in future, Liaison officers will be maintained as follows:

SARDEGNA

PALERMO - Provinces of Palermo, Trapani, Agrigento, Caltanissetta.

CATANIA - " " Catania, Messina, Enna, Ragusa, Siracusa.

NAPLES - " " Naples, Salerno, Benevento, Avellino, Campobasso, Caserta, Catanzaro, Reggio.

BARI - " " Foggia, Bari, Brindisi, Lecce, Taranto, Matera, Potenza.

2. It would be appreciated if Your Excellency would cause notification to be made to all Procuratori Generali and Procuratori del Regno that lists of cases affecting Allied interests should now be submitted monthly to the Liaison Officer concerned instead of to the Allied Commission Legal Officer as was the former practice.

3. Liaison Officers have been instructed that if these lists are not supplied they are to approach the Procuratori Generali concerned for an investigation.

2

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

Copy to, File AC/10/1A. AC/10/58/2

clm

Phone Powell Consulting, please

9 Apr 45

H.

9 Apr

(1A)

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

AC/4058/1/L.

/rlp.
25 March 1945.

SUBJECT : Naples Commune.

TO : Regional Commissioner, SOUTHERN Region.

1. On the withdrawal of officers from SOUTHERN Region, AMC will, as you are of course aware, continue in Naples Commune. For this purpose a staff of three legal officers is assigned to the Provincial team.
2. Some question has been raised as to the extent of the duties of these legal officers. For the purpose of clarification therefore, it is stated that they will perform the normal functions of Provincial Legal Officers in an AMC Province.
3. The Senior Legal Officer, Major F. L. Veschiola, will be responsible, with the assistance of his associates, for rendering to the PC any legal advice which the PC may require.
4. AMC Courts will continue to be held in the Commune for the trial of such offences committed within the Commune as the PC considers desirable to refer to them. All cases so tried will be referred to legal Sub-Commission for review.
5. Contact with the Italian Courts within the Commune will be maintained in the same way as in any normal AMC Province.
6. It is no part of the functions of the Legal Division to endeavor to maintain contact with Italian Courts situated outside the Commune of Naples. Indeed it would be contrary to the terms of the New Deal for them to do so.
7. It is to be expected that complaints will continue to be received from military authorities over the workings of these outside courts. These complaints will be referred to the Legal Sub-Commission.

By command of Rear Admiral STONE:

1

G. R. UPJOHN, Brig.
VF CA Sec, HQ AC.

Copy to: File AC/4023/L.

NR

2304