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

785016

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ORIGINAL WARRANTS & AUTHORITIES
JULY 1943 - AUG. 1944

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

785016

FILE CLOSED 5 August 1944

HEADQUARTERS
ALLIED CONTROL COMMISSION
A.P.O. 394

5 August 1944

I, Maurice Stanley LUSH, C.B.E., M.C. Executive Commissioner, Allied Control Commission, hereby appoint the following Officers to be an Allied General Military Court for the trial of such cases as may be brought before it.

Major William F. WAUGH	President
Major Karl W. FISHER	Member
Captain Louis L. COX	Member

3 48

I also direct that the General Military Court shall meet at the Palace of Justice, Rome, Italy, at 0930 hours on Wednesday the 9th. day of August 1944, and such other days as may be necessary for the trial of said case.

For the Chief Commissioner,

M. S. Lush

M. S. LUSH,
Brigadier

4073

the following officers to be an Allied General Military Court for the trial of such cases as may be brought before it.

Major William F. WAUGH	President
Major Karl W. FISHER	Member
Captain Louis L. COX	Member

48

I also direct that the General Military Court shall meet at the Palace of Justice, Rome, Italy, at 0930 hours on Wednesday the 9th. day of August 1944, and such other days as may be necessary for the trial of said case.

For the Chief Commissioner,

M. S. LUSH

M. S. LUSH,
Brigadier,
Executive Commissioner,
Allied Control Commission,

4073

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

1. I, MAURICE STANLEY LUSH, C.B.M., M.C., Brigadier, Executive Commissioner, Allied Control Commission, hereby and on behalf of the Military Governor appoint a General Military Court for the trial of the following cases:-

Proceedings against MARTIN VITO Cousins
" " D'ISTANTO Siro

2. The Court shall consist of not less than three of the officers named below of whom not less than one shall be from Group A and who of the senior of whom shall be President.

Group A

Lt. Col. C.E.B. Cousins
Major A.W.L. Franklin
Capt. A.G. Gorman

Group B

Major H. Jenkins
Capt. D.L. Rotham
Capt. G. Voorkeer
Capt. G. Franklin
Capt. R. Fraser
Capt. R.D. Carver
Capt. W.D. Roberts

MS Lush.
M. S. LUSH,
Brigadier,
Executive Commissioner.

Dated this 28th day of June 1944.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

1. I, HARRISON STANTON LUSH, C.D.S., M.C., Brigadier, Executive Commissioner, Allied Control Commission, hereby and on behalf of the Military Governor appoint a General Military Court for the trial of such offences in Region II as may be directed by the Chief Commissioner to be tried by an Allied Military Court.
2. Such Court shall consist of not less than three of the officers named below who shall be nominated for the purpose by the Regional Commissioner Region II.
3. Such Court shall meet from time to time as directed by the said Regional Commissioner.
4. The composition of the Court shall be subject to the following provisions:-
- (a) One member of the Court who shall be President shall be one of the officers named in Group A below.
 - (b) Not more than one member of the Court shall be from the officers named in Group C below.

Group A

Lt. Col. I. G. H. Campbell
Lt. Col. D.E.S. Comins
Major A.W.L. Franklin
Capt. A.C. Cannon

Group B

Major C. Haworth
Major H. Gammell
Capt. U.S. Harro
Lieut. W. H. Dwyer
Lieut. J.W. Gorrage
Lieut. D. G. Carmichael

Group C

Major H. Jenkins
Major G. R. Cavanaugh
Major R. H. Ayre
Capt. Charles Voorhees
Capt. Graines Rydine

- 2 -

Capt. D. E. Rotham
Capt. R. Fraser
Capt. W. P. Garver
Capt. D. B. Roberts

M. S. Lush
M. S. LUSH,
Brigadier,
Executive Commissioner,
for Chief Commissioner.

Dated this **28th** day of June 1944.

4070

27/6/44

ALLIED CONTROL COMMISSION

I, MAURICE STANLEY LUSH, C.B.S., M.C., Executive Commissioner,
Allied Control Commission, hereby appoint the following officers to
be an Allied General Military Court for the trial of BENITO MUSSOLINI,

Colonel R. G. Willmer, President.

Major Hendrickson, Spec.-Res. Member.

Major Norman, R.A.M.C. Member.

or such other members as the said President may seem fit to appoint.

For the Chief Commissioner,

M. S. Lush 44
M. S. LUSH:
Brigadier,
Executive Commissioner,
Allied Control Commission.

HEADQUARTERSALLIED ARMIES IN ITALY

Pursuant to the powers vested in me as Military Governor of Occupied Territory in Italy, I, SIR HAROLD R.L.G.ALEXANDER, G.C.B., C.S.I., D.S.O., M.C., General, Commander in Chief of the Allied Armies in Italy and Military Governor of the Occupied Territory hereby delegate to MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, the power to confirm any sentence of death passed by an Allied Military Court in Occupied Territory in Italy.

And I further direct that no sentence of death imposed by an Allied Military Court sitting in Unoccupied Territory in Italy including the Islands of Sicily or Sardinia shall be executed until confirmed by me or by the said Brigadier M. S. Lush or such other person not below the rank of or corresponding to that of Brigadier General or Brigadier who may be designated by me in writing from time to time for that purpose.

H.R. Alexander 43
General

HAROLD R.L.G.ALEXANDER,
General,
Commander in Chief,
Allied Armies in Italy.

Dated: 23rd day of June 1944

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, in pursuance of the powers conferred upon me and on behalf of the Chief Commissioner hereby appoint and convene a General Military Court to try seven persons charged with the stabbing of Allied personnel at CAPUA and such other persons as may be brought before it and I direct that the constitution of the said Court shall be as follows :-

Lt. Col. Marc. J. Grossman - President

Major C. L. T. Gilshenan - Member

and an officer to be nominated by Regional
Legal Officer, Region 3.

42

M. S. Lush

M. S. LUSH.
Brigadier,
Executive Commissioner,
for Chief Commissioner.

Dated this 21st day of June 1944.

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

Whereas I, Brigadier M. S. LUSH did on the 15th day of May appoint a General Military Court for the trial of offences in Region I and did direct that such Court should consist of not less than 3 of the officers named in such appointment.

Now, I hereby direct that there shall be added to the list of officers named therein and forming Group B the names of the following further officers, namely:-

Lt. Col. D. Morley Fletcher
Lt. Col. A. S. Giles
Major Frank L. Vecchiolla
Major G. R. Koopman

3 41

M. S. Lush.

M. S. LUSH,
Brigadier,
Executive Commissioner,
for Chief Commissioner.

Dated the 9 June 1944.

76

4073

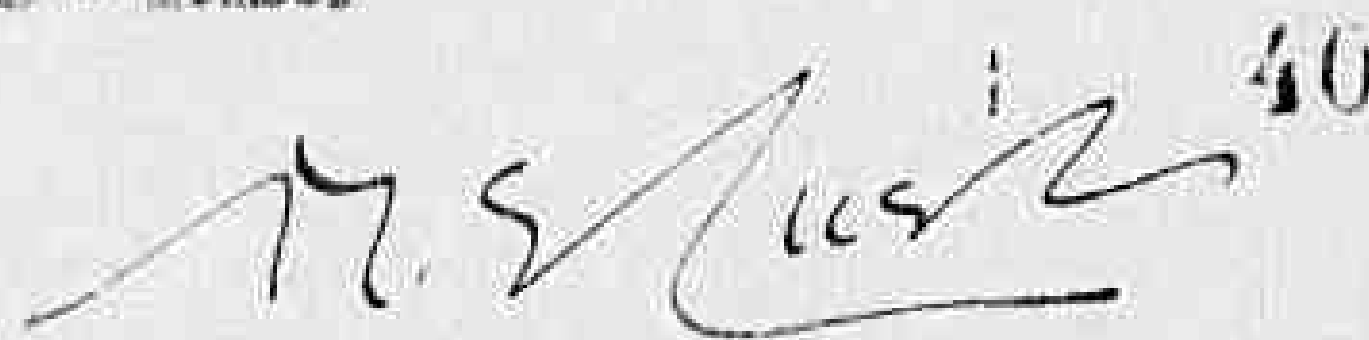
HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, in pursuance of the powers conferred upon me and on behalf of the Chief Commissioner hereby appoint and convene a General Military Court to try CASORIA Arcangelo, CASORIA Pasquale, JULIANO Bernardino and CLEMENTE Luigi and such other persons as may be brought before it and I direct that the constitution of the said Court shall be as follows:-

Lt. Col. W.N. Irish, Inf. - President

Major A.H. Randall, RA - Member

Captain A.E. Gold, AUS - Member



M. S. LUSH.
Brigadier,
Executive Commissioner,
for Chief Commissioner.

Dated this 31st day of May 1944.

4073

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

W. H. L. EVANS

W. H. L. EVANS

1. I, Brigadier M.S. LUEH, hereby and on behalf of the Military Governor appoint a General Military Court for the trial of offences in Region 5.
2. Such Court shall consist of not less than 3 of the officers named below who shall be nominated for the purpose by the Regional Commissioner No. 5 Region.
3. Such Court may meet from time to time as directed by the said Regional Commissioner.
4. The composition of the Court shall be subject to the following provisions:-
 - (a) One member of the Court who shall be President shall be one of the officers named in Group A below; and
 - (b) Not more than one member of the Court shall be from the officers named in Group C below.

Group A

Lt. Col.	W. H. L. EVANS
Major	Alexander R. THOMAS
Major	W. H. L. EVANS
Major	T. G. H. CAMPBELL

Group B

Major	BOYD CAMPBELL
Capt.	A. P. McWILLI
Capt.	F. C. BAUER
Lieut.	W. T. BOONE

Group C

Major	Joseph D. SCHULTZ
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(a) One member of the Court who shall be President shall be one of the officers named in Group A below; and

(b) Not more than one member of the Court shall be from the officers named in Group C below.

Group A

Lt. Col. W. E. HENRICKS
Major Alexander R. THOMAS
Major W. H. LEVIT
Major I. G. H. CAMPBELL

Group B

Major ROYD CAMPBELL
Capt. A. P. MULLIN
Capt. F. C. BADER
Lieut. W. T. ROONE

Group C

Major JOSEPH D. SCHOLTZ
Capt. V. A. WILLIAMS
Capt. HARRY S. POLLARD
Capt. CLARK PAINTER

Dated 8 April 1944.

M. S. LUSH
Brigadier
Executive Commissioner
for Chief Commissioner

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HEADQUARTERS
ALLIED CONTROL COMMISSION
APO . 394.

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, by virtue of the powers in that behalf vested in me hereby appoint the following officers of the Allied Military Government, namely: Colonel G. R. UPJOHN K.C., Lieutenant-Colonel D. E. S. COUSINS, Major J. S. LANSILL, Captain T. MURPHY and Captain P. BACKHOUSE, or any three of them, to be a General Military Court, the presiding officer of which will be either Colonel G. R. UPJOHN K.C., or Lieutenant-Colonel D. E. S. COUSINS, for the trial of CHIRONI, Romualdo and 37 others.



M. S. LUSH.
Brigadier,
Executive Commissioner.

Dated this 8th day of May, 1944.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
APO 512

4073

I, CHARLES M. SPOFFORD, Colonel U.S.A. hereby and on behalf of the Military Governor of Sicily appoint any three of the following officers of the Allied Forces to be a General Military Court for the trial of all offences within the jurisdiction of the Allied Military Courts in the Island of Sicily, namely, Colonel George Pollock, Lieut. Colonel W. E. Behrens, Lieut. Colonel J. L. Willis, Major A. C. Wright, Major R. J. G. Rolfe, Major G. W. McFadyean, Squadron Leader A. H. H. M. Dickie, Captain L. D. Dawson or such other officers as the said Colonel George Pollock may appoint.


CHARLES M. SPOFFORD,
Col., A.U.S.

DATED this 17th day of December, 1943.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

File

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier,
Executive Commissioner, Allied Control Commission,
by virtue and in exercise of the powers in that behalf
vested in me hereby appoint the following officers of
the Allied Forces, to wit: Colonel H.G. Willmer K.C.,
Major Robert C. Hendrickson and Major Moses J. Aranson
to be a General Military Court for the trial of:

PATIERNO FRANCESCO

BARBATO VINCENZO

MUSIELLO ANTONIO

M S Lush
M. S. LUSH
Brigadier,
Executive Commissioner

Dated this 21st March 1944.

ALLIED CENTRAL MEDITERRANEAN FORCE

7th. February, 1944.

Pursuant to Proclamation No. 4 of the Allied Military Government of Occupied Territory and pursuant to the powers vested in me as Military Governor of the Occupied Territory in Italy and Sicily and pursuant to Article VIII of the said Proclamation, I, HAROLD R.L.G. ALEXANDER, G.C.B., C.S.I., D.S.O., M.C., General, General Officer, Commanding, Commander in Chief, Allied Central Mediterranean Force and Military Governor of the Occupied Territory hereby delegate to FRANK NOEL MASON MACFARLANE, K.C.B., D.S.O., M.C., Lieutenant General, Chief Civil Affairs Officer, the power to confirm any sentence of death passed by an Allied Military Court in Occupied Territory in Italy and Sicily.

(Sgd) H.R. Alexander, General

HAROLD R.L.G. ALEXANDER,
General,
Commander in Chief,
Allied Central Mediterranean
Force.

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CERTIFIED TRUE COPY

G.R. Hopton
Colonel
Chief Legal Officer
29/4/44

*Original of above forwarded
to Rep Sec General on 29/4/44
(for letter covering same
see file 4052/c)*

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, by virtue and in exercise of the powers in that behalf vested in me hereby appoint the following officers of the Allied Forces, to wit: Colonel H.G. Willmer, K.C., Lt. Col. W.J. Percell, Major Elder, Major Robert C. Hendrickson and Lt. Miller or any three of them to be a General Military Court for the trial of

APRILE Maria

MANINI Francesco

MANINI Giuseppe



M. S. LUSH
Brigadier,
Executive Commissioner

Dated this 15 February 1944.

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, Allied Control Commission, by virtue and in exercise of the powers in that behalf vested in me hereby appoint the following officers of the Allied Forces, to wit: Colonel H.G. Willmer, K.C., Lt. Col. W.J. Purcell, Major Elder, Major Robert C. Hendrickson and Lt. Miller or any three of them to be a General Military Court for the trial of

SALVATORI Rivotuso

M.S. Lush

M. S. LUSH
Brigadier,
Executive Commissioner

Dated this 15th February 1944.

HEADQUARTERS
ALLIED CONTROL COMMISSION
A.P.O. 394

File

4073

I, MAURICE STANLEY LUSH, C.B.E., M.C., Brigadier, Executive Commissioner, hereby appoint the following officers of the Allied Military Government to be a General Military Court for the trial of offences within the jurisdiction of the Allied Military Courts in Region II, ITALY; namely, Colonel GEORGE FOLLOCK, Lt. Col. D.E.S. COUSINS and Major P. RACKHOUSE or such other officers as the said Colonel GEORGE FOLLOCK may appoint.

M.S. Lush.

M.S. LUSH,
Brigadier,
Executive Commissioner.

Dated this 7 February 1944.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT

23 December 1943

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REVIEW OF CASES

In terms of Article VII, Section 3 of proclamation No. 4 of 1943 as amended by proclamation No. 14 and by virtue of the powers delegated to Francis, Baron Rennell of Rodd, Major General, Chief Civil Affairs Officer by Sir Harold R. L. G. Alexander, G. C. B., C. S. I., D. S. O., M. C., General, General Officer commanding the Allied Forces in occupied territory and Military Governor of the occupied territories in Italy and Sicily, and in the absence of the said Francis, Baron Rennell of Rodd, and under and by virtue of the powers by him delegated to me,

I, Colonel Charles M. Spofford, G. S. C., Deputy Chief Civil Affairs Officer of the occupied territories in Italy and Sicily which are controlled from Headquarters of the Allied Military Government do hereby appoint Colonel ~~Richard R. Upjohn~~ ^{Gerald} ~~Richard~~ R. Upjohn, Colonel George Pollock, Lt. Colonel Richard H. Wilmer and Lt. Colonel W. E. Behrens to review under the aforesaid Article and Section all cases heard by Allied Military Courts in those parts of said occupied territories which are controlled by Headquarters of Allied Military Government (as distinct from those parts which are controlled by Hq., A.M.G., Army Group) and I do hereby ratify and confirm any action heretofore taken by them or any of them in connection with the review of such cases.

31

Charles M. Spofford
CHARLES M. SPOFFORD,
Colonel, G. S. C.
D.C.C.A.O. HQ. AMG.

APPOINTMENT OF GENERAL MILITARY COURT

By virtue of Article III, Section 1 of Proclamation No. 4, and of the powers delegated to me, I, FRANK J. MOSHERRY, Brigadier-General, hereby appoint Lt.Colonel MARTIN R. GLENN, Commander ERNEST R. FEIDLER, U.S.C.G.R., and Lt.Colonel WILLIAM E.B. BEHRENS and such other officers as may be nominated by Lt.Colonel MARTIN R. GLENN to be members of a General Military Court at Termini, Sicily, for the trial of any person or persons brought before it.

DATED this 25th day of November, 1943.

Frank J. Mosherry
Brigadier-General,
Deputy Chief Civil Affairs Officer.

Duplicate

Whereas under and by virtue of the Proclamations and authorities of the Military Governor of the occupied territories in Italy and Sicily the powers hereinafter mentioned are now vested in me as Chief Civil Affairs Officer of the said territories.

And whereas in my absence from Headquarters of the Allied Military Government it is desirable that the said powers should, in respect of those parts of the said territories which are controlled from the said Headquarters, be exercised by or under the control of Brigadier-General Frank J. McSherry, Deputy Chief Civil Affairs Officer of the said occupied territories.

Now, therefore, I, Francis, Baron Tennell of Rodd, C.B., Major-General, Chief Civil Affairs Officer, hereby delegate to Brigadier-General Frank J. McSherry, in his capacity as Deputy Chief Civil Affairs Officer, the following powers, subject nevertheless to the provisions of the said Proclamations and Authorities of the Military Governor, namely:-

1. Power to issue in his own name such orders and directives as he may deem necessary from time to time to carry out his duties as Deputy Chief Civil Affairs Officer in my absence in those parts of the said occupied territories which are controlled by Headquarters of the Allied Military Government (as distinct from those parts of the said occupied territories which are controlled by H.Q., A.M.G., 15 Army Group) and which are hereinafter referred to as "the Rear Areas".
2. Power to appoint and remove Italian administrative and judicial officials of the Provinces and Communes in the Rear Areas and all other government and municipal functionaries and all officers and employees of state, municipal or other public services who are in the Rear Areas.
3. Power to exercise the powers conferred on the Chief Civil Affairs Officer by Article VII of Proclamation 4 to review all cases heard by Allied Military Courts in the Rear Areas.
4. Power to delegate to any officer or officers acting under his command all or any of the powers hereinbefore delegated.
5. Power to issue all such orders and directives as he may deem necessary from time to time for the purpose of dividing the Rear Areas into Regions and for the decentralization of powers to officers appointed to control such Regions.
6. Power to make, and from time to time rescind or amend, such Orders or Regulations as he may deem requisite for the purpose of applying in the Rear Areas any Proclamations or Orders made by or with the authority of the Military Governor.

Dated this 24th day of October, 1943.

Fennell
Major-General,
Chief Civil Affairs Officer.

original file

I, Harold L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C.,
 General Officer Commanding the Allied Forces in Italy, and Military
 Governor of the Occupied Territory in Italy, by virtue of the
 powers conferred upon me by the Commander in Chief of the Allied
 Forces, hereby and as of the date of this instrument, confer the
 powers and impose the responsibilities of Chief Civil Affairs
 Officer upon Francis, Baron Remell of Rodi, Major-General, throughout
 the whole of the Compartimenti of Calabria and Lucania, ~~and the~~ } *McA*
~~whole of the Province of Reggio in the Compartimento of Reggio~~ } *Faulty USA*

Given under my hand, in the Field, on this ~~first~~ day
 of October, 1943.

H.R. Alexander
General
 General Officer Commanding and
 Military Governor.

P. M.G.S.

R5/20

Temporary Amendments to Civil and Penal Procedure

ART I.

The Procuratore della Legge shall have the right to order that an accused whether under arrest or at liberty be brought before the Court without further investigation, as set forth in Arts 502 to 505 of the C.P.P. and he shall not be bound by the provisions specified in Art 502 in connection with legal delays.

ART II.

The course of prescription in regards to the entries to be effected in the mortgage register is suspended from July 10th until further notice.

ART III.

The course of prescription in civil, penal and financial actions already started on July 10th is hereby suspended and legal terms extended until further notice.

All other terms in connection with cases of the competence of the Corte di Cassazione, Council of State, Court of Accounts and the High Court of Public Water Supply, or any other Court sitting outside Sicily, are hereby suspended until new regulations have been instituted to reorganize such procedure.

ART IV.

Civil actions already on the roll for which a date of hearing has been fixed after 1st October 1943 or adjourned to a specific date after October 1st by order of the Court will follow their normal course. The Judge will determine if one or both parties are not represented or their legal representatives have failed to appear, that the hearing be adjourned and the parties duly notified of the new date of hearing.

ART V.

Civil actions already on the roll for which no date of hearing is fixed or for which a previous adjournment was granted, before October 1st, will be heard in successive sittings starting from October 1st as soon as the Court Registrar will have been able to notify the parties' legal representatives of the exact date, or, in their absence, the parties personally.

ART VI.

Copies of the original summons will have to be served again at the request of the most diligent party, when the date fixed for the hearing of the case fell due after 1st April 1943, and the civil action therein referred to was not already on the roll.

ART VII.

In all actions, civil or penal, when service of summons may legally be effected by post, a duplicate service will be made by judicial process server three days after the date of the posting of the

R0/20

Temporary Amendments to Civil and Penal Procedure

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ART V.

Civil actions already on the roll for which no date of hearing is fixed or for which a previous adjournment was granted, before October 1st, will be heard in successive sittings starting from October 1st as soon as the Court Registrar will have been able to notify the parties' legal representatives of the exact date, or, in their absence, the parties personally.

ART VI.

Copies of the original summons will have to be served again at the request of the most diligent party, when the date fixed for the hearing of the case fell due after 1st April 1943, and the civil action therein referred to was not already on the roll.

ART VII.

In all actions, civil or penal, when service of summons may legally be effected by post, a duplicate service will be made by judicial process server three days after the date of the posting of the first service.

In all actions, civil or penal, when service of summons may legally be effected by post, a duplicate service will be made by judicial process server three days after the date of the posting of the first service.

of hearing.

ART V.

Civil actions already on the roll for which no date of hearing is fixed or for which a previous adjournment was granted, before October 1st, will be heard in successive sittings starting from October 1st as soon as the Court Registrar will have been able to notify the parties' legal representatives of the exact date, or, in their absence, the parties personally.

ART VI.

Copies of the original summons will have to be served again at the request of the most diligent party, when the date fixed for the hearing of the case fell due after 15th April 1945, and the civil action therein referred to was not already on the roll.

ART VII.

In all actions, civil or penal, when service of summons may legally be effected by post, a duplicate service will be made by judicial process server three days after the date of the posting of the first service.

ART VIII.

In civil actions when the absence of one or both parties is due to the fact that no summons can be served on them, or if appearance cannot be entered owing to the present ~~was~~ conditions, a special curator may be appointed to represent the absent party or parties under the provisions of articles 78, 79 and 80 of the Code of Civil Procedure, whenever such absence would be prejudicial to the party or parties concerned.

ART IX.

In all cases where the law provides that judicial decisions or other notices be published in the official Gazette or the official Bulletin of the Province, such publication will be made in the local newspaper two days in succession.

ART X.

All new appointed officials will take the following oath :-

"I swear to observe the law and to fulfil my duties with conscience".

Approved

Note on Modification to existing Italian Procedure

- ART I. The reason for this amendment is obvious, it speeds up trials and avoids as much as possible preventive detention.
- ART II. In accordance with Italian law mortgage inscriptions have to be renewed at regular intervals and a small tax paid to ensure the continuous validity of the title. If this was not effected within a certain time limit, the tax would increase from month to month and fines would be imposed.
- ART III. Same remark as in No. II, the time limit for appeal to jurisdictions situated outside Sicily is suspended sine die.
- ART IV & V. Setting out a workable system for speeding up the hearing of civil actions.
- ART VI & VII. Ensuring adequate means of service of summons in all civil cases and making certain that all parties are duly notified..
- ART VIII. The Bench to be allowed to take measures to protect the property of absent litigants.
- ART IX. Publicity to be effected by other means, the existing ones having been suppressed.
- ART X. Form of oath for newly appointed officials in conformity with the provisions of the Hague Convention.

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J. G. Hannaford
Major
Legal Division

ALLIED MILITARY GOVERNMENT OF OCCUPIED TERRITORYS I C I L YORDER OF APPOINTMENT

I, FRANCIS BARON RETHELL OF RODD, Major General, Chief Civil Affairs Officer, hereby Order as follows :-

ARTICLE I

The individuals named in column 1 of the following table are as from the date of this order appointed to the offices set opposite their respective names in column 2 of the said Table.

The Table referred to.

<u>Column 1</u>	<u>Column 2.</u>
<u>Names of Individuals</u>	<u>Appointment</u>
Comm. Ernesto La Cecla	Primo Presidente della Corte d'Appello di Palermo.
Comm. Luigi Barone	Procuratore Generale della Corte d'Appello di Palermo.
Comm. Giuseppe Cappellani	Procuratore Generale della Corte d'Appello di Catania.
Comm. Alfredo Alabiso	Presidente di Sezione della Corte d'Appello di Palermo.- Presidente della Corte d'Assise di Trapani.
Cav. ANTONIO ROMANO. Cav. ANTONIO ROMANO	Presidente del Tribunale di Enna.
Cav. Uff. Oreste Migliardi	Presidente di Sezione della Corte d'Appello di Catania.
Cav. Uff. Antonino Cannella	Presidente del Tribunale di Caltanissetta.

Comm. Ernesto La Cecla	Primo Presidente della Corte d'Appello di Palermo.
Comm. Luigi Barone	Procuratore Generale della Corte d'Appello di Palermo.
Comm. Giuseppe Cappellani	Procuratore Generale della Corte d'Appello di Catania.
Comm. Alfredo Alabiso	Presidente di Sezione della Corte d'Appello di Palermo.- Presidente della Corte d'Assise di Trapani.
Cav. ANTONIO ROMANO. ANTONIO ROMANO	Presidente del Tribunale di Enna.
Cav. Uff. Oreste Migliardi	Presidente di Sezione della Corte d'Appello di Catania.
Cav. Uff. Antonino Cannella	Presidente del Tribunale di Caltanissetta.

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ARTICLE II

These appointments will carry the amounts of salary, indemnities and other emoluments as are attached thereto by Law.

DATED:

1943.

Renato J. J. J.

Major-General,
Chief Civil Affairs Officer.

ANGOT/4002/L.ALLIED MILITARY COURTS - PROCLAMATION No. 4 of 1943.

With reference to my Order and Amending Order ANGOT/4002/L dated 10th and 19th August, 1943 appointing a General Military Court and establishing a quorum therefor, if at any time it is impracticable for at least three of the officers referred to therein to assemble and constitute such Court, Colonel Richard Thorne Thorne (referred to in the said Orders) is hereby empowered to appoint any officer or officers of the Allied Forces to act as President or a member or members of such Court to make up the requisite quorum and a Court so constituted shall have jurisdiction for the trial of any person brought before it provided that at least one of the officers sitting upon such Court is a Judicial Officer of ANGOT.

Given under my hand at PALERMO this 14th day of Sept 1943.

Pennell
Major-General,
Chief Civil Affairs Officer.

File
4820/4

15 Army Group.

10 September, 1943.

I Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Italy and Military Governor of the Occupied Territory Hereby Authorise and Empower Francis Baron Rennell of Rodd, Major-General, Chief Civil Affairs Officer of the Allied Military Government of Occupied Territory, subject nevertheless to the provisions of such Proclamations and other Orders, as I have already issued or may from time to time hereafter issue,

- (a) To issue in his own name such orders and directives as may be necessary from time to time to carry out his duties as such Chief Civil Affairs Officer as aforesaid, and
- (b) To delegate the power to make such orders and directives to such officer or officers under his command as he may see fit.

AND I further Authorise and Empower the said Chief Civil Affairs Officer, by Order issued in my name, to make such amendments to any Proclamations which I have already issued or may from time to time hereafter issue, as may be necessary to conform such Proclamations to Proclamations dealing with the same subject issued for other Occupied Territories.

H.R. Alexander

General,
General Officer Commanding the Allied
Forces and Military Governor. 23

File -
4020/L

15 Army Group.

10 September, 1943.

I, Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Italy and Military Governor of the Occupied Territory, Hereby Delegate to Francis Baron Remell of Rodd, Major-General, the Chief Civil Affairs Officer of the Allied Military Government of Occupied Territory, all powers which I possess to appoint and remove all Italian administrative and judicial officials of the provinces and communes, and all other government and municipal functionaries, and all officers and employees of state, municipal or other public services within the Occupied Territory. The said Chief Civil Affairs Officer may nominate any officer or officers of the Allied Military Government of Occupied Territory, such officer or officers not being below the rank of Lieutenant-Colonel, to exercise the powers delegated to him under the provisions of this Order.

H.R. Alexander

General.

General Officer Commanding the Allied
Forces and Military Governor.

Headquarters,

15 Army Group.

I, Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General,
General Officer Commanding the Allied Forces in Italy and Military
Governor of the Occupied Territory, hereby appoint all officers of the
Allied Military Government who are acting for the time being as Civil
Affairs Officers or Judicial Officers to sit as a Summary Military
Court in any place in the Occupied Territory.

H.R. Alexander

General,
General Officer Commanding
and Military Governor.

Dated *Sept 1st* 1943

15 Army Group.

10 September, 1943.

I Harold H.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Italy and Military Governor of the Occupied Territory Hereby Authorise and Empower Francis Baron Rennell of Rodd, Major-General, Chief Civil Affairs Officer of the Allied Military Government of Occupied Territory, subject nevertheless to the provisions of such Proclamations and other Orders, as I have already issued or may from time to time hereafter issue,

- (a) To issue in his own name such orders and directives as may be necessary from time to time to carry out his duties as such Chief Civil Affairs Officer as aforesaid, and
- (b) To delegate the power to make such orders and directives to such officer or officers under his command as he may see fit.

AND I further Authorise and Empower the said Chief Civil Affairs Officer, by Order issued in my name, to make such amendments to any proclamations which I have already issued or may from time to time hereafter issue, as may be necessary to conform such Proclamations to Proclamations dealing with the same subject issued for other Occupied Territories.

H.R. Alexander

General,
General Officer Commanding the Allied
Forces and Military Governor.

15 Army Group.

10 September, 1943.

I, Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Italy and Military Governor of the Occupied Territory, Hereby Delegate to Francis Baron Remell of Rodd, Major-General, the Chief Civil Affairs Officer of the Allied Military Government of Occupied Territory, all powers which I possess to appoint and remove all Italian administrative and judicial officials of the provinces and communes, and all other government and municipal functionaries, and all officers and employees of state, municipal or other public services within the Occupied Territory. The said Chief Civil Affairs Officer may nominate any officer or officers of the Allied Military Government of Occupied Territory, such officer or officers not being below the rank of Lieutenant-Colonel, to exercise the powers delegated to him under the provisions of this Order.

H.R. Alexander

General.

General Officer Commanding the Allied
Forces and Military Governor.

ALGOT/4020/L.

SUBJECT:- Delegation of Power from G.O.C.

ALGOT H.Q.,
SICILY.

7th September, 1943.

To:- G.C.A.O.

1. I annex the two proposed orders for the signature of the G.O.C. 15

Army Group, delegating certain powers to you. I believe it important to

have them signed for the following reasons:-

(a) The first order delegates the power to appoint and remove administrative and judicial officials and other government functionaries, employees etc. There are many officials who were previously appointed directly from Rome. I have no doubt of the Military Governor's power to exercise such powers but I doubt whether you could properly exercise those powers without a specific delegation.

(b) The second proposed order covers two questions: First it gives you a somewhat broader power of issuing orders and directives than that now contained in Proclamation No. 4. Article IX, which is limited to such orders as may be necessary to carry out the purposes of the proclamations. Secondly it authorises you to issue orders in the name of the Military Governor making such amendments in Proclamations previously issued by him as may be necessary to conform them to other Proclamations on the same subject issued for other theatres of operations. The purpose of this is to enable us by Order to make two or three of the procedural amendments to Proclamations Nos. 2 and 4 which we put in for Italy and

They have in fact been requested

those powers without a specific delegation.

(b) The second proposed order covers two questions: First it gives you a somewhat broader power of issuing orders and directives than that now contained in Proclamation No. 4, Article IX, which is limited to such orders as may be necessary to carry out the purposes of the proclamations. Secondly it authorizes you to issue orders in the name of the Military Governor making such amendments in Proclamations previously issued by him as may be necessary to conform them to other Proclamations on the same subject issued for other theatres of operations. The purpose of this is to enable us by Order to make two or three of the procedural amendments to Proclamations Nos. 2 and 4 which we put in for Italy and which would be very helpful in Sicily. They have in fact been requested by many legal officers.

W. C. Chandler

Wm. C. CHANLER, Lt. Col. (A.U.S.)
Chief Legal Officer.

ALMGOT/4002/L.ALLIED MILITARY COURTS - PROCLAMATION NO 4 OF 1943.

In terms of Article III Section 1 of Proclamation 4 of 1943 and by virtue of the powers delegated to me by Sir Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Military Governor of the Occupied Territory in Sicily by letter dated July 1943 to constitute Allied Military Courts and to appoint the members thereof, I Francis, Baron Rennell of Rodd, Major-General, Chief Civil Affairs Officer, hereby appoint Lieut. Colonel William R. Jordan to be President, and Major Robert N. Gorman, Squadron Leader ~~of the~~ Dickey, and such other officers as may be designated by the Commanding General, 2d Armored Division, for the trial of any person or persons brought before such court charged with any offence or offences under any Proclamations or notices issued by the Military Governor of the Occupied Territory in Sicily; and this court so constituted shall continue to have jurisdiction for the trial of any such persons as may be referred to it, in the Province of Palermo.

Any three members of the above named court shall constitute a quorum, providing at least one of them shall be a Judicial Officer of ALMGOT.

Given under my hand at Palermo this 2d day of September, 1943.

Rennell

Major-General,
Chief Civil Affairs Officer.

tion for the trial of any such persons as may be referred to, in the Province of Palermo.
Any three members of the above named court shall constitute a quorum, providing at least one of them shall be a Judicial Officer of AMGOT.

Given under my hand at Palermo this 2d day of September, 1943.

Penning

Major-General,
Chief Civil Affairs Officer.

17

*File
wry*

SUBJECT: Orders for appointment of Allied Military
Courts during Combat Phase.

AMGOT/4002/L.

29th August, 1943.

TO: C.C.A.O.

I annex two forms of orders regarding the appointment of courts during the combat phase for the signature of the General Officer Commanding 15 Army Group which in my opinion should be signed before operations commence.

In planning "Husky" no provision was made for the appointment of Allied Military Courts during the combat phase because it was felt that probably each Army Commander would want to appoint his own Military Courts in accordance with regular British or American procedure, through the J.A.G. Experience has shown in 7th Army, and I am advised also in the 8th Army, that the J.A.G. expected Allied Military Courts to deal with non-military personnel committing proclamation offences, leaving the J.A.G. to handle disciplinary cases against our own troops.

This is a logical and practical division, and in fact had been our original recommendation. Accordingly, in the new plan it is proposed that during the combat phase Allied Military Courts be appointed through the tactical Commander whenever a Court is needed. By not doing so in "Husky", a number of serious offenders have probably escaped justice because the witnesses moved on with the troops and the prisoners in many cases were put in ordinary P.O.W. camps and taken to North Africa.

By the first order, the General Officer Commanding 15 Army Group ¹⁶ authorises each Army Commander to convene Allied Military Courts, General, Superior or Summary and appoint members, and to delegate the power of appointment if they so desire to Commanders of Divisions or larger formations. By the second order the General Officer Commanding appoints all AMGOT Officers acting as Civil Affairs Officers as Summary Courts.

The authority is only valid during the time that the Army Commander is responsible for Military Government in any area, so that there will be no conflict with your powers after the operational phase.

Annexed also are copies of the forms of orders for the signature of Army and Division and Corps Commanders. Copies of these are being furnished to the S.C.A.O.s. with each Army so that they can obtain the signature of the Army Commander as soon as the annexed orders are signed by the General Officer Commanding.

0 5 5 4

a number of British prisoners have previously escaped because the witnesses moved on with the troops and the prisoners in many cases were put in ordinary P.O.W. camps and taken to North Africa.

By the first order, the General Officer Commanding 15 Army Group **16** authorises each Army Commander to convene Allied Military Courts, General, Superior or Summary and appoint members, and to delegate the power of appointment if they so desire to Commanders of Divisions or larger formations. By the second order the General Officer Commanding appoints all AMGOT Officers acting as Civil Affairs Officers as Summary Courts.

The authority is only valid during the time that the Army Commander is responsible for Military Government in any area, so that there will be no conflict with your powers after the operational phase.

Annexed also are copies of the forms of orders for the signature of Army and Division and Corps Commanders. Copies of these are being furnished to the S.C.A.Os. with each Army so that they can obtain the signature of the Army Commander as soon as the annexed orders are signed by the General Officer Commanding.

AMGOT HQ.
15 Army Group.
PW.

W. C. Chandler

W. CHANLER.
Lt. Col. AUS.
Chief Legal Officer.

16
Headquarters,

15 Army Group

To:- Commanding General Fifth Army.
General Officer Commanding Eighth Army.

I, Harold P.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General,
General Officer Commanding the Allied Forces in Italy and Military Governor
of the Occupied Territory, hereby authorize and empower you to establish
Allied Military Courts, including General, Superior or Summary Courts in
accordance with the provisions of Proclamation No. 4, and to appoint members
thereof, within the area of the Occupied Territory in which the Allied
Military Government is functioning for the time being under your orders.
This authority may be delegated by you to any officer commanding a Division
or higher unit or formation under your command.

General,
General Officer Commanding
and Military Governor.

Date1943.

15

14

ALLIED MILITARY GOVERNMENT OF OCCUPIED TERRITORY.

TO: General Officer Commanding

I,

Commanding General

, hereby appoint

to be President and

and

to be members of a General (Superior) Military Court for the trial
of all persons who may be brought before it.

General Officer Commanding.

In the Field.

1943.

3

14

13

Headquarters,
15 Army Group.

To: General Officer Commanding,
General Officer Commanding,

Corps.
Divisions.

I, General Officer
Commanding the Army hereby authorize and empower you to
establish Allied Military Courts including General, Superior and Summary
Courts, and to appoint members thereof, in accordance with the provisions
of Proclamation No. 6, within the area of the occupied territory in which
the Allied Military Government is functioning for the time being under
your orders.

13

General.
General Officer Commanding,
Army.

.....1943.

Headquarters,
1st Army Group.

To: Responsible General Any
General Officer Commanding Any

I, Harold A. H. G. [Name], G.C.C., G.S.T., D.S.O., M.C., General,
General Officer Commanding the Allied Forces in [] and Military
Governor of the Occupied Territory, hereby authorize and empower you
to establish Allied Military Courts, including General, Superior or
Summary Courts in accordance with the provisions of Proclamation No 4,
and to appoint members thereof, within the area of the Occupied
Territory in which the Allied Military Government is functioning
for the time being under your orders. This authority may be
delegated by you to any officer commanding a Division or higher unit
or formation under your orders.

General,
General Office Commanding,
and Military Governor.

APR 1953.

Headquarters,
15 Army Group.

To: Harold P. G. Alexander, G.C.B., G.S.I., D.S.O., M.C., General
General Officer Commanding the Allied Forces in and Military
Governor of the Occupied Territory, hereby appoint all officers of the
Allied Military Government who are acting for the time being as Civil
Affairs Officers or Judicial Officers to sit as a Summary Military
Court in any place in the Occupied Territory.

11

General,
General Officer Commanding
and Military Governor.

August

1943.

MEMORANDUM TO: C. S. O.

The annexed proposed instruction to S. C. A. O's has been circulated to Division heads for comment and is now in proper form for signature if approved.

W.C.

W. C. CHANLER
Chief Legal Officer

C.C.A.O.:

Submitted for approval.

Approved

[Signature]

26/8

FS.

8/25.

SUBJECT: Powers of local legislation.

AMGOT/266/HQ

20th August, 1943.

To: All S.C.A.Os.

1. While it is essential that all provincial or regional S.C.A.Os. have full responsibility for the administration of the area under their charge, and have the power to fulfill such responsibilities, it is equally essential to preserve so far as possible uniformity of government throughout the occupied area and to avoid the issuance of any local ordinances in one locality which might have a harmful effect on a neighbouring area or which are inconsistent with Proclamations or General Orders issued from this Headquarters.

2. Accordingly, except in emergencies, S.C.A.Os. are authorised to issue local ordinances only in relation to the following matters:-

- (a) Curfew.
- (b) Extent to which inhabitants may be permitted to circulate during daylight hours. In this connection S.C.A.Os. are authorised to issue such orders from time to time as they may deem necessary extending the 10 kilometre restriction contained in para. 42 of Proclamation No. 2 within the limits of their own provinces.
- (c) Prescribing forbidden areas where all circulation is prohibited.
- (d) Prescribing hours and days during which trade or business may be carried on.
- (e) Restricting street pedlars.
- (f) Control of the sale of intoxicating liquors.
- (g) Regulating the use of public streets and highways in the district.
- (h) Restrictions on local use of water and electricity.
- (i) Care and preservation of ancient monuments.
- (j) Restricting the use of buildings which are unsafe or unsanitary.
- (k) Local health and sanitation regulations.
- (l) Air Raid Protection.
- (m) Any matter necessary for the preservation of Law and Order.

3. There will also be many situations where instructions will be issued from this H.Q. requiring the issuance of local ordinances for particular purposes such as, the fixing of maximum prices for various commodities; requirements that certain businesses be licensed; requirements for the dec-

(b) Extent to which inhabitants may be permitted to circulate during daylight hours. In this connection S.C.A.Os. are authorised to issue such orders from time to time as they may deem necessary extending the 10 kilometre restriction contained in para. 42 of Proclamation No. 2 within the limits of their own provinces.

- (c) Prescribing forbidden areas where all circulation is prohibited.
- (d) Prescribing hours and days during which trade or business may be carried on.
- (e) Restricting street pedlars.
- (f) Control of the sale of intoxicating liquors.
- (g) Regulating the use of public streets and highways in the district.
- (h) Restrictions on local use of water and electricity.
- (i) Care and preservation of ancient monuments.
- (j) Restricting the use of buildings which are unsafe or unsanitary.
- (k) Local health and sanitation regulations.
- (l) Air Raid Protection.
- (m) Any matter necessary for the preservation of Law and Order.

3. There will also be many situations where instructions will be issued from this H.Q. requiring the issuance of local ordinances for particular purposes such as, the fixing of maximum prices for various commodities; requirements that certain businesses be licensed; requirements for the declaration of certain commodities, etc. While such ordinances may differ in various provinces, such differences must be directed from this H.Q. so as to avoid unjustified differences between various localities. As such ordinances are only effective in a given locality, they should be issued by the S.C.A.O. as a local ordinance.

4. If any other subject arises which appears to require a local ordinance S.C.A.Os. should, except in the case of emergency, report the facts and circumstances to this H.Q. and request authority to issue the proposed ordinance.

5. In cases of emergency a S.C.A.O. may issue any ordinances which the situation may require but must in such case immediately send full particulars to this H.Q.

6. S.C.A.Os. are authorised to delegate to C.A.Os. power to issue local ordinances having application only within the region under the control of the C.A.O. dealing with the subjects herein provided.

7. This memorandum is intended to deal only with local ordinances intended to be published and binding on all persons within the area under the control of the S.C.A.O. or C.A.O. issuing the ordinances or such portions thereof as he may direct. It is not intended to affect in any way the power of S.C.A.Os. or C.A.Os. to issue such special orders or administrative instructions or regulations either to officers under their command or to other persons in the area under their jurisdiction as may from time to time be necessary in the discharge of their duties.

8. Local ordinances will be made in the following form:-

ALLIED MILITARY GOVERNMENT OF OCCUPIED TERRITORY.

PROVINCE (OR COMMUNE) OF

Text of the ordinance which will be subscribed as follows:-

BY ORDER OF THE ALLIED MILITARY GOVERNMENT,

Senior Civil Affairs Officer (or Civil
Affairs Officer)

8

By command of the Chief Civil Affairs Officer:

Spottford
Haj: p.
ce: p.

CHARLES M. SPOTTFORD
Lt. Col., GSC
Chief Staff Officer.

C O P Y

C/148.

Headquarters

15th Air Group.

31st July, 1943.

C. G. Seventh Army.

1. As Military Governor of the occupied territory in Sicily I direct that the following arrangements affecting the administration of the military government will become effective on 31st July, 1943.

2. Heretofore the AMGOT administration in all territory occupied by your forces has been responsible to me through you. Effective at the date above mentioned the AMGOT administration assigned to the provinces of Tranani, Agrigento and Caltanissetta and that portion of the province of Palermo west of a line Cefalu' - Santa Caterina Villarmosa will become directly responsible to me as Military Governor through my Chief Civil Affairs Officer.

3. AMGOT personnel in the provinces of Palermo and Messina, where operations are still in progress, will continue to be responsible to you. When the tactical situation in these provinces or substantial parts of them permits, it is my intention to put into effect arrangements for such territory similar to those which I have set forth above.

/S/ H. R. ALEXANDER

General,
COC-in-C
and

Military Governor of Sicily.

2. Heretefore the AMGOT administration in all territory occupied by your forces has been responsible to me through you. Effective at the date above mentioned the AMGOT administration assigned to the provinces of Trapani, Agrigento and Caltanissetta and that portion of the province of Palermo west of a line Cefalu' - Santa Caterina Villarmosa will become directly responsible to me as Military Governor through my Chief Civil Affairs Officer.

3. AMGOT personnel in the provinces of Palermo and Messina, where operations are still in progress, will continue to be responsible to you. When the tactical situation in these provinces or substantial parts of them permits, it is my intention to put into effect arrangements for such territory similar to those which I have set forth above.

/S/ H. R. ALEXANDER

General,
COC-in-C
and

Military Governor of Sicily.

(32)

AMGOT/4002/L.ALLIED MILITARY COURTS - PROCLAMATION NO 4 OF 1943.

In terms of Article III Section 1 of Proclamation 4 of 1943 and by virtue of the powers delegated to me by Sir Harold R.L.G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Military Governor of the Occupied Territory in Sicily by letter dated July 1943 to constitute Allied Military Courts and to appoint the members thereof, I Francis, Baron Rennell of Rodd, Major-General, Chief Civil Affairs Officer, hereby appoint Lieut.Colonel William R. Jordan to be President, Lieut.Colonel Richard H. Hill and Major Robert N. Gorman, and such other officers as may be designated by the S.C.A.O. of the Province of Agrigento, to be members of a General Military Court, in the Province of Agrigento for the trial of any person or persons brought before such court charged with any offence or offences under any Proclamations or notices issued by the Military Governor of the Occupied Territory in Sicily; and this court so constituted shall continue to have jurisdiction for the trial of any such persons until dissolved by order under my hand.

Any three members of the above named court shall constitute a quorum, providing at least one of them shall be a Judicial Officer of AMGOT.

Given under my hand at Palermo this 25th day of August, 1943.

Rennell
Major-General,
Chief Civil Affairs Officer.

Subject:- Constitution of Allied Military Courts

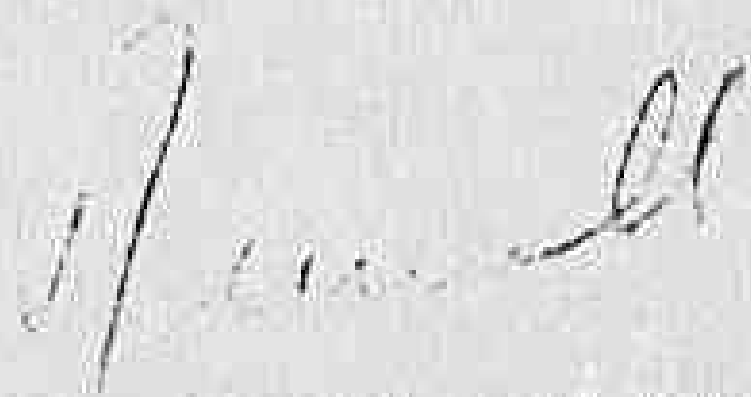
AMCOT/1002/L

10 AUG 43

1. Each Senior Civil Affairs Officer is hereby authorized to appoint, by special order, such Summary and Superior Courts he may deem necessary, to hear and determine such cases as may arise in the districts and territories under his control in accordance with the provisions of Proclamation No. 4.
2. All Senior Civil Affairs Officers are authorized to sit as a Summary Military Court or as a member of a Superior Military Court.
3. All Officers of AMCOT who are lawyers by profession are hereby designated as Judicial Officers within the meaning of Proclamation No. 4.
4. No officer not assigned to AMCOT will be appointed to an Allied Military Court without the consent of his Commanding Officer.
5. Civil Affairs Police Officers will not be appointed to Allied Military Courts.
6. Two copies of all such orders of appointment will be forwarded to this Headquarters directed to the attention of the Chief Legal Officer.

5

AMCOT
15 Army Group.


Major-General Lord Rennell of Rodd,
Chief Civil Affairs Officer.

SUBJECT: General Military Courts

AMGOT/4062/L

August 19, 1945

TO : C.C.A.C.

I enclose amendment to order of 10th of August 1945. I recommend that this be signed.

W.C.D.

W. CRUMMER

Lt. Col.

Chief Legal Officer

4

AMCOT/4002/L

ALLIED MILITARY COURTS - PROCLAMATION NO 4 of 1943

Ref my Order AMCOT/4002/L of 19 Aug 1943 appointing a General Military Court any three of the officers referred to therein shall constitute a Court and have jurisdiction for the trial of any person brought before it, provided at least one is a judicial officer of AMCOT.

Given under my hand at PALERMO this 19th day of August, 1943.


Major General,
Chief Civil Affairs Officer.

SECRET/NOFORN

ALLIED MILITARY COURTS - PROCLAMATION NO 4 OF 1943.

In terms of Article III Section 1 of Proclamation 4 of 1943 and by virtue of the powers delegated to me by Sir Harold R.L.G. Alexander, G.C.B., C.B.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Military Governor of the Occupied Territory in Sicily by letter dated July 1943 to constitute Allied Military Courts and to appoint the members thereof, I Francis, Baron Bennett of Todd, Major-General, Chief Civil Affairs Officer hereby appoint Colonel Richard Thorne Thorne to be President and Major R.D. Howe, Capt William Farrar and two other officers to be nominated by the General Officer Commanding Portofino Area, Syracuse to be members of a General Military Court for the trial of any person or persons brought before such court charged with any offence or offences under any Proclamations or notices issued by the Military Governor of the Occupied Territory in Sicily; and this court so constituted shall continue to have jurisdiction for the trial of any such persons until dissolved by order under my hand.

Given under my hand at Palermo this tenth day of August 1943


Major-General,
Chief Civil Affairs Officer.

402/L
July 1943
File!

I, Sir Harold R. L. G. Alexander, G.C.B., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces in Sicily and Military Governor of the Occupied Territory in Sicily hereby delegate to Francis, Baron Rennell of Rodd, Major General, Chief Civil Affairs Officer, all powers which I possess to constitute Allied Military Courts and to appoint the members thereof, whether General Military Courts, Superior Military Courts or Summary Military Courts, and I hereby vest in the said Chief Civil Affairs Officer all powers which I have under Proclamation Number 4 heretofore issued by me, in connection therewith. In the event of the absence or inability to act of the said Chief Civil Affairs Officer, such powers may be exercised by the Deputy Chief Civil Affairs Officer or any other officer authorized to act in the place of the Chief Civil Affairs Officer.

H.R. Alexander

GENERAL
General Officer Commanding the Allied Forces
and Military Governor

0 5 7 2