

ACC

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ACCOMODATION OF REFUGEES
JULY 1944

0950

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

FILE CLOSED 30 July 1944

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

RHW/ap

1.No.563

ACC/4163/L

30 Jul 44

SUBJECT : Accommodation of Refugees.

TO : Regional Legal Officer (thru RC) Region 5

1. Reference R5/511/2 dated 18 July 1944.

2. Your letter was referred to the Refugee Subcommittee to determine whether or not it was interested^{was} furthering Italian legislation to accomplish the objectives mentioned in the enclosure to your letter.

3. The Refugee Subcommittee does not appear to be interested in requesting the Italian Government to legislate on the subject and therefore there appears to be nothing for us to do at this end.

R. H. WILMER,
COL. CAC,
Acting Chief Legal Officer.

COPIELegal File
22nd. July 44
(3A)SUBJECT : Italian Refugees.TO : Acting Head,
Administrative Section.

Your ACC/4163/L of 21st July.

The problem of rehabilitating refugees is the responsibility of the Italian Government. The proper Branch in this Commission to deal with it is in my opinion the Italian Refugee Branch (not Sub-Commission). The Director of this Branch will deal with Zaniboni on all matters of co-ordination with the Italian Government but from time to time the Minister of Interior may be involved and in this case Colonel Hulls will seek your aid, which I know will be freely given.

(Sgd)

M.S. LUSH Brigadier
Executive Commissioner.

MSL/JG.

Copy to : Italian Refugee Branch.

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File

Legal

2A

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 334
ADMINISTRATIVE SECTION

ACC/4163/L.

21 Jul 44.

SUBJECT : Italian Refugees.TO : Executive Commissioner.

- 1 Attached is File ACC/4163/L enclosed in which are some other papers bearing on this subject also. The legal point in the file can be dealt with as such, the other matters have been dealt with as under :
 - a Col Mills ordered one train load of refugees to return,
 - b You have telegraphed to Regions to order stand fast of movement pending further instruction.
 - c I have seen the Prime Minister and requested his insistence on co-ordinated arrangements being made by the High Commissioner of Refugees, and that no movement to Northward is to be made without proper agreement. Thus different branches or sections have therefor been involved.
- 2 Before I proceed further in any of these matters I would be glad to know to what extent, if at all, the Admin Section is to be responsible for rehabilitation of Refugees. You may consider this to be properly a function of the Italian Refugee Sub Comm, which I consider is right.
- 3 If that is your decision, I would like to say that I will be glad to see that when any of the Admin Section Sub Comm are concerned every co-operation is given and am prepared to arrange interview with Prime Minister when necessary.

Art 606
RRC/gal

G.R. UPJOHN Cal,
A/Head Adm S Sec COMMISSG

CIO	13
DOIG	✓
Chief Counsel	
CIO	
Italian Section	
CL RKS	

cc
Please note file has been sent to Ex Comm. *TH*
Noted
TH

0954

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4163
TO C.I.O. H.Q. A.C.C.
FROM H.Q. Region 5, A.M.G.
SUBJECT Accommodation of Refugees.
REF R5/513/16. Su/2
DATE 18 July 1944.

1. Enclosed herewith copy of letter received from FOGGIA Province
while
2. *Why*/ FOGGIA and other Provinces remain under A.M.G. control the
problem can normally be handled by the exercise of discreet pressure upon
the officials concerned.
3. This however will be less easy in King's ITALY.
4. Your advice would be appreciated.

WED/EP



Wedd
W. E. BEFFENS
Colonel
for Regional Commissioner ?

10425

COPY

Ref:- FP/1170.

13 Jul 44.

SUBJECT:- Accommodation of Refugees.

TO:- HQ AMG REGION 5.

FROM:- AMG, FOGGIA PROVINCE.

Copy to:- P.O., AMG, FOGGIA DISTRICT.
H.E. THE PREFECT.

1. With the liberation of additional territory to the North, the problem of entitlement to accommodation is arising in an acute form in this Province - particularly FOGGIA town.
2. Refugees whose homes are in FOGGIA arrive back (either through official channels, or without proper Permit), to find that their houses are being used by other Refugees, or by persons who have lost their own property through bombing.
3. In many cases the new occupant is employed on essential services in the Town, (i.e., they are Contract labour, Public Officials or the like), - in any event if they are turned out they in turn become Refugees without a home.
4. It is understood that under Italian Law no one, (not even the Prefect), can deny the owner of the property his right to it, except by official requisitioning, and it would be frequently inappropriate for the Italian Government to requisition the premises in question.
5. Accordingly under Italian Law it is in order for the returned Refugees to obtain an order from a Civil Judge or from the P.S. for the eviction of the occupant on the grounds that he has violated the provision of the Italian Penal Code covering arbitrary occupation.
6. The only alternative would be to issue an ACC, Regional or Provincial Order to the effect that no eviction should take place unless approved by A.M.C. In the case of this Province such an order would be of little value in view of its possible early return to King's ITALY. On the other hand, the wholesale eviction of essential workers in FOGGIA would lead to endless confusion.
7. It appears from the foregoing that some kind of legal provision covering the whole of ITALY should be made.
8. May it be stated please, whether such exists or is under consideration? The matter is of some urgency as cases are arising daily in FOGGIA.

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Signed:-

R. L. D. LINEVAL, Lt. Col.

for Colonel,
Provincial Commissioner,
A.M.G. FOGGIA PROVINCE.

