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10000/142/905
(VOL. 2)

10000/142/905
(VOL. 2)

GENERAL ORDERS, VENEZIA GIULIA
MAY 1946 - JAN. 1947

4188/3

Note for Executive Commissioner:

G.O. 146 and 270 of Venezia Giulia declaring certain Communes Devastated Areas and saddling ASG (without participation of the landlord) with the responsibility of reconstructing private buildings destroyed or damaged through enemy action (German or Fascist) are not actually based on any previous Italian Government Decrees, although they spring from the same necessity. Italian Legislation dealing with the reconstruction of private houses "in order to secure a roof for people rendered homeless because of acts of war" starts with RDL 366 of 17 November 1944, and continues with DIL 305 of 9 June 1945.

I understand that there is a final text before the Council of Ministers which has not yet been approved.

The principal provisions of the Italian Decrees can be summed up as follows:

- 1) The Minister of Public Works initiates the reconstruction of certain private buildings damaged by war.
- 2) State contributes one half of the cost up to 75,000 lire and one third after that sum up to 150,000. Over 150,000 loans may be granted.
- 3) Landlords reimburse 2/3 of State loans within a number of years (up to 20).
- 4) Repairs are carried out by the Genio Civile under certain conditions.
- 5) When Genio Civile decide to rebuild without the consent of the landlord, the latter will in any case be responsible of 35% of the cost.
- 6) Certain provisions in favor of existing tenants.

/s/ G. G. Hannaford
/t/ G. G. HANNAFORD
Lt Colonel
Deputy Chief Legal Advisor

CC 851

14 January 1947.

SUBJECT: Repairs to Private Property Damaged through Enemy Action.
 TO : G-5 AFHQ.

1. Confirming conversation between Admiral Stone and Colonel Parsons on 10 January at HQ. Allied Commission, I am concerned about the application of Order No. 146 dated 6 June 1946 and various supplements, of which Order No. 270 dated 23 November 1946 is the most recent. These orders provide for the repairs by AMG, without expense to the owners, of private buildings destroyed or damaged through enemy action.
2. It will be noted from the attached memorandum of the Deputy Chief Legal Adviser that comparable Italian decrees require the owners to contribute never less than one third of the cost of such repairs, although the owner's contribution may run as high as two thirds in the case of expensive repairs.
3. I have for some time been concerned at the discrepancy between the plan being followed in Zone A and that of the Italian Government. So far as I can trace, the Venezia Giulia plan was not submitted to this Commission for approval. Under Annex CFM(46)(NY)-43(3rd revision) of December 14, 1946, Article 11, of the Draft Peace Treaty, recently received from AFHQ, the Italian Government is required to supply currency needs and foreign exchange of the Free Territory. While no time limit is set for this obligation, the first impression is that it will run from 8 Day until the entry into force of the Permanent Statute. But unless the "separate currency regime" is established prior to or coincident with the entry into force of the Permanent Statute, which is doubtful, the obligation of the Italian Government may well continue for an indefinite period after the entry into force of the Permanent Statute.
4. It will be noted that Order No. 146 states that neither AMG nor any other agency shall make or assert any claim of any nature against either the owner or as a lien on the rebuilt property, now or at any time in the future. With the Italian Government obligated to provide currency needs, which will probably be equivalent to the cash financing of ITI operating deficits, it would appear that the Italian Government will be financing a reconstruction program more favorable to property owners in the Free Territory than it performs for its own citizens in Italy.
5. Moreover, the inference of the a/m Article 11 is that if the Italian Government is to supply foreign exchange and currency needs of the Free Territory in the future, it will be required, under

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the provisions of FAN 583, to assume the so-called "State" operating deficits incurred by ASG, Zone A.

6. For the foregoing reasons, I strongly recommend that the operation of Order No. 146 and its supplements be suspended until a new Order, to be approved by AFHQ and this Commission, has been promulgated to bring the procedure in Zone A in this respect at least in line with the equivalent Italian program set forth in the attached memorandum of the Deputy Chief Legal Adviser.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Copy to:
C.F.A.
C.L.A. ✓
Ex Com
CC

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HEADQUARTERS
ALLIED MILITARY GOVERNMENT

VENEZIA GIULIA

LEGAL DIVISION

14 January 1947

Drafting of Orders.

To. Allied Commission (Information)

1. With the possibility of turnovers to Italy, Yugoslavia and the new Government of the free territory in the not-too-distant future a policy of retrenchment in legislation has been indicated by the S.C.A.C.

2. In connection with future requests for draft orders, the following should be considered :

a) Is the matter of such a controversial nature as to be likely the immediate subject of an application to the respective successor government for repeal or revision?

b) Is the matter of such urgency that its adoption into law cannot be deferred for action by such government?

c) Is the matter of such nature that we should have the legislation operative or in draft form for the assistance of such successor government?

d) Is the matter solely concerned with the transition period and a temporary expedient?

3. All requests for legislation should be carefully analysed in the light of these considerations, and made only if the proponent is satisfied that urgent necessity exists. 22

4. When Divisions are satisfied that legislation is essential, but not required immediately, they should nevertheless prepare drafts and forward them to this Division for retention and submission to the successor government for their consideration.

5. To enable the turnover to go as smoothly as possible and to have full information readily available, this Division proposes to keep files covering the types of legislation referred to in pars. 2 (a) and (c).

4963

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2. In connection with future requests for draft orders, the following should be considered :
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 - b) Is the matter of such urgency that its adoption into law cannot be deferred for action by such government?
 - c) Is the matter of such nature that we should have the legislation operative or in draft form for the assistance of such successor government?
 - d) Is the matter solely concerned with the transition period and a temporary expedient?
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Copies to :
 C/S G HQ CMF
 ACCS G-5 AFHQ
 ALCOM

all Divisions



Charles M. Munnecke

CHARLES M. MUNNECKE

Lt. Colonel

Chief Legal Officer

4188/3

FILE

CC #51

7 January 1947.

SUBJECT: Pump-priming of Industry, Venezia Giulia.
(Usage of Words denoting Sovereignty)

TO : Senior Civil Affairs Officer, AMG Venezia Giulia.

1. Reference is made to your letter VG/AMG/9 of 12 November 1946 on the above subject to G-5 AFHQ.
2. Volume II, No. 5, of the Allied Military Government Gazette dated 1 December 1946 shows that in Order No. 274 signed by you on 23 November 1946 the term "state" is still being employed, notably in Article II of the a/m order.

78/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Copy to: G-5 AFHQ

DISTRIBUTION:

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Chief Legal Adviser ✓
Chief Financial Adviser
CC Files



84

418813

File
ALD

3945

Legal

CM/NF

VENZIA GIULIA

LEGAL DIVISION

2 December 1946

TO : See distribution.

Herewith is an Index for Numbers 1 to 5 of the

Gazette for your use..

For
Genl Pittel dispatches
CHARLES M. MUNNICK
LT. COLONEL, INFANTRY
CHIEF LEGAL OFFICER

DISTRIBUTION : S.C.A.O.
Area Commissioner TRIESTE
" " CORTEIA
" " POLA
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Transportation Division
Mr. W.J. Sullivan - G.B. POLAD
Mr. W.E. Cole - U.S. POLAD
A.F.H.Q.
Allied Commission

LEGAL SUB - COMMISSION	
CIO-CLA	
DCLO	
CHIEF COUNSEL	
ITALIAN SECTION	<i>JP</i>
Recd	DEC 5 1946

4188/3
✓

File

RESTRICTED

FILE

JAGC SITE ASSOC WITH ADMIRAL STONE

20213, NOVEMBER 1946

JAG VERMILION MEDIA FOR CUM

APPL FOR GEORGE FIVE

1577

RESTRICTED

YOUR LETTER VERMILION GEORGE FIVE AND BLANK WITH OF DURING NOVEMBER TO GEORGE FIVE

COPY TO ME DURING PD

PARA ONE PD PLEASE NOTE FIFTY-SEVEN NOVEMBER DURING GENERAL UNDER EIGHTY THREE

RELATING WITH UNDER APPROVED IN FAVOR OF THE STATE DEPARTMENT PD SUBJECT AS PART
OF GENERAL NOVEMBER WITH COLLECTED MATERIALS AND UNDER FOR CONSIDERATION IN GEORGE FIVE/

REPRESENTATIONS UNDER GENERAL UNDER EIGHTY THREE WILL IN FACT BE MADE PD

PARA TWO PD PLEASE NOTE ALSO UNDER UNDER TWO AND WITH SOME DURING

DISTRIBUTION:

As Commander
Chief Legal Advisor ✓
Chief Financial Advisor
CC Files

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LEGAL SUB - COMMISSION

CJO - CLA

DCLO

19

CHIEF COUNSEL

ITALIAN SECTION

Recd

NOV 21 1946

ROUTINE

Chief Commissioner

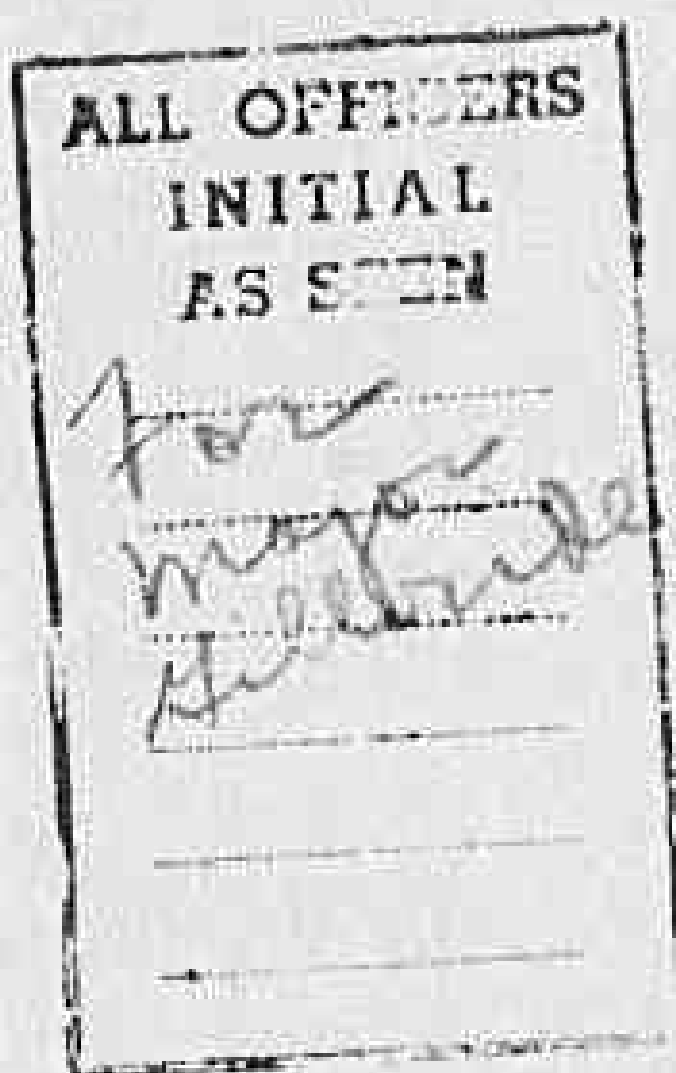
HEADQUARTERS
ALLIED MILITARY GOVERNMENT
UDINE PROVINCE

22 October 1946.

To : Chief Legal Advisor,
Legal Sub-Commission,
Rome.

Subject: Copies of Proclamations and Orders.

File No: SLO/HQ AC/OCT/13



1. With reference to your AC/4188/3/1 of 8 October 1946, enclosed herewith are further copies of all orders published in this Province in accordance with the list attached.

2. The loss of the previous orders is regretted but no responsibility can be accepted at this Headquarters. Owing to the importance of the matter, a clerk from this office took the bundles of certified Proclamations and Orders to the General Office and was personally present when they were wrapped up and safely secured in one bundle which was duly forwarded.

3. With reference to the last paragraph of your letter, steps are being taken to see that the Prefect of the Province is in possession of a complete set of AMG Proclamations and Orders with effective dates.

By order of the Provincial Commissioner.

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C.L.P. Gilshenan, Major,
Senior Legal Officer.



LIST OF ORDERS PUBLISHED IN THE PROVINCE OF UDINE

GENERAL ORDER	
1	May 1945 (Taxes)
1	March 1946 (Arms)
2	May 1945
20	May 1945
24	May 1945
25	May 1945
27	May 1945
28	
35	18 June 1945
35A	" "
37	September 1945
39A	
40	June 1945
41	
42	November 1945
46	August 1945
52	

REGIONAL ORDER

3	June 1945
4	June 1945
5	June 1945
6	June 1945
7	June 1945
9	July 1945
10	August 1945
12	July 1945
14	August 1945
16	August 1945
17	August 1945
18	October 1945

PROVINCIAL ORDER

1	May 1945
2	May 1945
3	May 1945
4	May 1945
5	May 1945
6	June 1945
7	June 1945
8	June 1945
9	June 1945
10	June 1945
11	June 1945
12	June 1945
13	July 1945

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33 - 18 June 1945
 35A - " "
 37 - September 1945
 39A -
 40 - June 1945
 41 -
 42 - November 1945
 46 - August 1945
 52 -

REGIONAL ORDER

3 - June 1945
 4 - June 1945
 5 - June 1945
 6 - June 1945
 7 - June 1945
 9 - July 1945
 10 - August 1945
 12 - July 1945
 14 - August 1945
 16 - August 1945
 17 - August 1945
 18 - October 1945

PROVINCIAL ORDER

1 - May 1945
 2 - May 1945
 3 - May 1945
 4 - May 1945
 5 - May 1945
 6 - June 1945
 7 - June 1945
 8 - June 1945
 9 - June 1945
 10 - June 1945
 11 - June 1945
 12 - June 1945
 13 - July 1945
 14 - August 1945
 15 - March 1946
 16 - March 1946
 17 - March 1946
 18 - June 1946
 19 - October 1946.

Br/S

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS

LEGAL DIVISION

FILE REF.: 16CIAMG/LD, 76/2793

SUBJECT: Copies of Proclamations
and Orders

Date 20 Sept. 1946

File

TO: H.Q. ALLIED COMMISSION
Legal Sub-Commission APO 794

1. Reference your letter AC/4145/3/L dated 6 Sept.
2. Under separate cover we are sending a complete set of this H.Q.'s Gazette, Italian edition (issues No. 1 and 2, no more available in Italian language, have been substituted by the correspondent English copies). Would you be good enough to hand over the s/m set to the Ministry of Grace and Justice in order to comply with its request.

3. English copies were delivered by me to you last week. Certificate of Col. Bowman was sent to you a few days

ASD.

16

For the Senior Civil Affairs Officer

Charles H. Munroe
CHARLES H. MUNROE
Lt. Colonel, Infantry

1. Reference your letter AO/4186/3/L dated 6 Sept.
2. Under separate cover we are sending a complete set of this H.M.'s Gazette, Italian edition (issues No. 1 and 2, no more available in Italian language, have been substituted by the correspondent English copies).
Would you be good enough to hand over the a/m set to the Ministry of Grace and Justice in order to comply with its request.
3. English copies were delivered by me to you last week.
Certificate of Col. Bowman was sent to you a few days

G.C.

For the Senior Civil Affairs Officer



CHARLES A. MONAHAN
Lt. Colonel, Infantry
Chief Legal Officer

LEGAL SUBCOMMITTEE	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
SEP 24 1946	

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4188/3/L

AP/ns
22 October 1946

SUBJECT : Copies of Proclamations and Orders.

TO : Provincial Commissioner
(Attn: S.L.O.)
UDINE Province.

1. Receipt of your letter SIO/HQ AC/
Oct/1 of 1 October 1946 containing copies of
Proclamations and Orders is hereby acknowledged.

2. Please be advised that a copy of
each future Proclamation or Order should also be for-
warded here for our file.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
UDINE PROVINCE

10 September 1946.

TO : Chief Legal Advisor,
Legal Sub-Commission,
Rome.

SUBJECT: Copies of Proclamations and Orders.

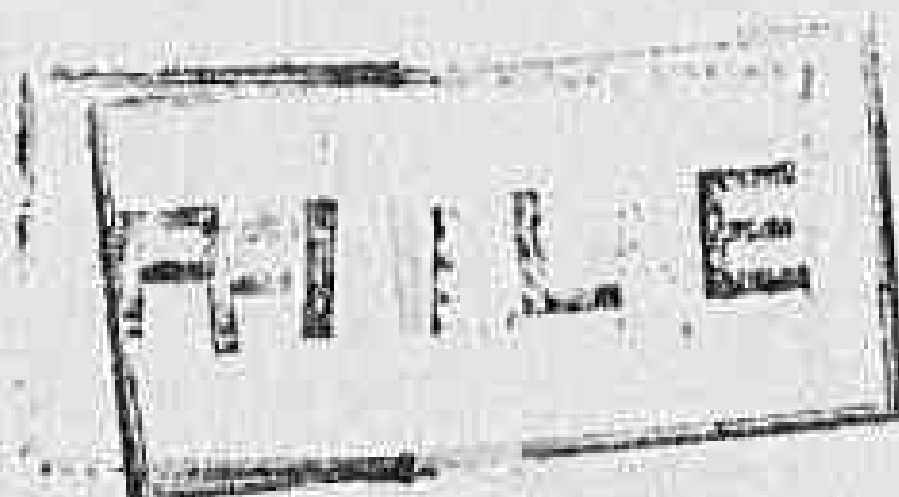
REF. : SLO/HQ AC/SEPT/3

1. Receipt is acknowledged of your
AC/4188/3/L., dated 6 September 1946.

2. The matter is receiving immediate
attention and copies, as requested, will be for-
warded at the earliest possible moment.

By order of the Provincial Commissioner.

C. L. P. Glisshenan
C.L.P. Glisshenan, Major,
Senior Legal Officer.



FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4188/3/L.

AP/rm.
8 October 1946.

SUBJECT : Copies of Proclamations and Orders.
TO : Provincial Commissioner (Attn. SLO)
UDINE Province.

1. Reference is made to your SLO/Hq AC/OCT/1 of 1 Oct 46.
2. Please note that with the exception of the five proclamations all the other orders were found missing in your above mentioned letter.
3. It would therefore be appreciated if the missing orders be transmitted to this Sub-Commission at an early date.
4. It would also serve a useful purpose to know the exact dates on which such Proclamations and Orders were made law in Udine Province in view of the fact that the Italian Civil Courts are often called to decide upon matters in connection with Allied Military Government legislation even after the territory has long been restored to the Italian Government.
5. The local Prefect should also be advised to keep a complete set of AMG Proclamations and Orders with effective dates, in his file in case the public wishes to consult them.

By command of Rear Admiral STONE:

L.J. GILBRIDE,
Major, IGD,
Chief Counsel,
for Chief Legal Advisor.

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FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4188/3/L.

JKW/rm.
6 September 1946.

SUBJECT : Copies of Proclamations and Orders.
TO : Provincial Commissioner
UDINE Province (Attn. Legal Officer).

1. A request has been made to the Chief Commissioner by the Ministry of Grace and Justice that copies of all Proclamations and Orders issued by Udine Province be made available for record in the Courts in considering questions wherein such documents may have legal bearing. The Chief Commissioner wishes to comply with such request. Will you please submit a copy of each document bearing a certificate of the Provincial Commissioner as to the correctness of the copy and of its official issuance?

2. It is the desire of the Chief Commissioner that this request be treated as urgent.

3. May we have an acknowledgment of this letter?

By command of Rear Admiral STONE:

JOHN E. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

AC/4188/3/L.

JKI/rn.
6 September 1946.

SUBJECT : Copies of Proclamations and Orders.

TO : HQ AMB 13 Corps
(Attn. Legal Officer).

1. A request has been made to the Chief Commissioner by the Ministry of Grace and Justice that copies of all Proclamations and Orders issued by AMB 13 Corps be made available for record in the courts in considering questions wherein such documents may have legal bearing. The Chief Commissioner wishes to comply with such request. Will you please submit a copy of each document, bearing a certificate of the Senior Civil Affairs Officer as to the correctness of the copy and of its official issuance?

2. It is the desire of the Chief Commissioner that this request be treated as urgent.

3. May we have an acknowledgment of this letter?

By command of Rear Admiral STONE:

JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS

Legal s/c

TELEPHONE NO : 4301

4 Apr 46

REFERENCE NO : 13C/AMG/41/2

SUBJECT : General Order No. 36 : Consumer Tax.

TO : Area Commissioners, TRIESTE Area
GORIZIA Area
POLA Area

36 : 1. Forwarded under separate cover are the u/m copies of General Order No.

TRIESTE Area : 450
GORIZIA Area : 200
POLA Area : 150

5 Apr 46. 2. You will please arrange to have these General Orders posted on

By ORDER of Colonel ROBERTSON:

W. Drummond-Young
W. DRUMMOND-YOUNG,
Capt, R.A.,
S.O. III (CA).

DTG/ap.

Copies to : C.L.O.

HQ, A.C. - 10 copies of GO No. 36 herewith.
List "A" less serials 1, 2, 4 to 13 } 2 copies of GO No. 36
and 16 to 20 } herewith.
Main HQ 13 Corps (GSI) - 1 copy of GO No. 36 herewith.
VENEZIA GIULIA Police Force - 80 copies of GO No. 36 have been forwarded
under separate cover.
A.I.S. (Mr. MOFFLY) - 1 copy of GO No. 36 herewith.
A.I.S. (News Div.) - 3 copies of GO No. 36 herewith.
429 Field Security Section - 1 copy of GO No. 36 herewith.

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4188/3

File

HEADQUARTERS
UNITED STATES GOVERNMENT
13 CORPS

REFERENCE NO : 13C/HQ/44/2/225

24 June 1946

SUBJECT : General Order No. 543 : Communal rent's claims officers and clerks' rents'. Appeal commissions - sub-lease to General Order No. 544.

TO : Area Commissioners, TRIESTE Area
COMIZI Area
POLA Area.

1. Forwarded under separate cover are the under mentioned copies of General Order No. 543.

TRIESTE Area	: 450
SUB COM COMIZI Area	: 200
POLA Area	: 150

2. You will please arrange to have these General Orders posted on 100mm 46.

Chief Counsel

BY ORDER OF COLONEL DORRIN:

17

Division Section

RKS

DTC/

JUL 1 - 1946

Copies to: C.I.C.

R. D. DRUMMOND-YOUNG,
Major, R. ... G-II,
S.O. 11 (24).

HQ AC - 10 copies of General Order No. 543 herewith.
List "A") 2 copies of General Order
less serials 1, 2, 4 to 13 and 16 to 20) No. 543 herewith.
Main HQ 13 Corps (GSI) - 1 copy of General Order No. 543 herewith.
VENEZIA ITALIA Police Forces - 80 copies of General Order No. 543
have been forwarded under separate
cover.
AIS (Mr ROFFEL) - 1 copy of General Order No. 543 herewith.
A.I.S. (News Division) - 3 copies of General Order No. 543 herewith.
429 Field Security Section - 1 copy of General Order No. 543 herewith.

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HEADQUARTERS
ARMED MILITARY GOVERNMENT
13 CORPS

TELEPHONE NO : 20794 Extn 10.

20 May 1945

REFERENCE NO : 133/REG/41/2/207

SUBJECT : General Order No. 54, Increase and control of rents.

TO : Area Commissioners, TRIESTE Area
GORIZIA Area
PULA Area

1. Forwarded under separate cover are the under mentioned copies General Order No. 54.

TRIESTE Area : 450
GOZZI Area : 200
FOLA Area : 150

2. You will please arrange to have these Orders posted on

By ORDER of Colonel BOWEN:

 DTC/a_{a}

Copies to : G.H.C.

HQ, J - 10 copies of General Order No. 54 herewith.
 Dist " ") 2 copies of General Order
 Less serials 1, 2, 4 to 15 and 16 to 20) No. 54 herewith
 Main HQ 13 Corps (GII) - 1 copy of General Order No. 54 herewith
 VERMILION GIULIA Police Force - 30 copies of General Order No. 54
 forwarded under separate cover.
 A.I.S. (Mr. KOFELI) - 1 copy of General Order No. 54 herewith.
 A.I.S. (News Division) - 3 copies of General Order No. 54 herewith.
 429 Field Security Section - 1 copy of General Order No. 54 herewith.

W. O. FULLER - 704
Major, R.A.,
S.O. II (3.).

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