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10000/142/926

TREATMENT OF
DEC. 1945

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TREATMENT OF ITALIANS IN YUGOSLAVIA
DEC. 1945

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4197/L

3rd December 1945

SUBJECT : Italian citizens sentenced and detained in Yugoslavia

TO : POLAD (B)

1. Reference 467/2/45 of Embassy Belgrade dated 13 Nov 45.
2. Before I can answer your query I shall require the following information :-
 - (a) What Courts were responsible for the sentences passed upon Italian subjects? Yugoslav Civil Courts at Split or Sebenik, Italian Courts at Zara, or Yugoslav Military Courts everywhere? I do not suppose there are any Military Government Courts in function?
 - (b) What were the accused charged with? Common or political offences?
 - (c) Were they charged under the Yugoslav or Italian Codes, or were they charged under some form of Proclamation promulgated by the military occupant under his power as such?
3. Personally I should like to know how the trials were conducted and the procedure applied.
4. I am rather disturbed by the fact that some of the prisoners were arrested where they resided and not where all their normal activity must have taken place and tried in Yugoslavia where evidence and witnesses must have been difficult, if not impossible, to collect.

G. G. HATHAWAY,
Lt. Col.,
Deputy Chief Legal Advisor.

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