

0468

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

ACC

10000/142/957

10000/142/957

ITALIAN GOV'T PROCLAMATIONS
NOV., DEC. 1943

0470

FOLIO

DATE

1	11	43
2	10	43
3	11	43
4	11	43
5	10	43
6	11	43
7	11	43
8	11	43
9	11	43

REF.

AMC/215/
 Imbo N. 1
 AMC/ISSAC/11
 AMC/217/3
 case No 8 (Togolans)
 AMC/217/6
 FA 184
 AMC/217/1
 7532

REF.

To : Lt Col. Mon. et. A.M.N.
 FROM : ITALIAN General Staff
 FROM : AMCO, A.M.N.
 To : Lt Col. Monroel, A.M.N.
 FROM : ITALIAN General Staff
 To : C. S. A. C.
 To : FORMIA Fire Museum
 To : AMCO, AM.N.
 FROM : AMC Regim III

SUBJECT:- Discriminatory Legislation.

SECRET

21

H. Q., A. K. C.,
15 Army Group,
C. N. F.

A. C. C. Brindisi,
(For attention of Legal Sub Commission)

AMC/217/21
14th December 1943

It is understood that the subject matter of the attached memorandum is now being studied by you. It is suggested therefore that the memorandum should be replied to by you direct.

20 refs

Major General,
Chief Civil Affairs Officer,

TFS/SCH

30

Encl.

SECRET

11 1 DEC 1943

No. 11207/154/CA.

Civil Affairs Branch,
G.H.Q., M.E.F.

6th December, 1943.

A.M.G.O.T.,
15th Army Group,
C.M.F.

? 217

Persistent rumours have been current in the Middle East that the Badoglio Government has repealed or suspended all or some of the laws of racial discrimination introduced in Italy during the Fascist regime. These laws were applicable not only to Jews, but also to Arabs, Africans and half-castes in various parts of the Italian Empire.

2. I am directed to request you to forward a statement of the true position and what action, if any, the present Italian Government has taken or intends to take in this matter.

3. I am further to ask you what detailed action has been taken in Sicily to give effect to General Alexander's proclamation that the Chief Civil Affairs Officer will "by order annul, amend or render inoperative any laws which discriminate against any person or persons on the basis of race, colour or creed (Proclamation No.7, Article IV, Sicily Gazette No.4.).

J. D. Anderson
Lt. Colonel
for CHIEF SECRETARY

agreed [unclear]

JNDA/IL

f.e.s.o.

*I suggest we send copy of this letter to A.C.C. for action as they are studying the matter. It would be much, much more appropriate for them to cope. *End* 12/12*

19

217-

copy/enc

ALLIED CONTROLS COMMISSION
Legal Subcommission

In reply
refer to: ASS/1/503

4 December 1943

SUBJECT: Discriminatory Legislation.

TO : Chief Legal Officer, HQ 15th Army Group.

1. Having discussed your proposal made to Major Thackrah with
with General Joyce that legislation abolishing discriminatory laws
should be published by Proclamation or other suitable notice in occu-
pied territory and received his approval, I have written a letter to
the Minister of Justice of which I enclose a translation for your files.

As the Government is at the moment urgently concerned with
more pressing matters it may be 10 days or a fortnight before the
proposed decree is ready for us but I will let you have a copy of it
as soon as possible and arrange for simultaneous publication in occu-
pied and non-occupied territory.

2. The above mentioned decree will not deal with the abolition
of any discriminatory laws affecting property for the reasons mentioned
to you by Major Thackrah and these laws are being left over for discus-
sion at a later, but I hope early, stage.

Spencer

SUBJECT: Discriminatory Legislation.

TO : Chief Legal Officer, 10th Army Group.

1. Having discussed your proposal made to Major Thachrah with General Joyce that legislation abolishing discriminatory laws should be published by Proclamation or other suitable notice in occupied territory and received his approval, I have written a letter to the Minister of Justice of which I enclose a translation for your files.

As the Government is at the moment urgently concerned with more pressing matters it may be 10 days or a fortnight before the proposed decree is ready for us but I will let you have a copy of it as soon as possible and arrange for simultaneous publication in occupied and non-occupied territory.

2. The above mentioned decree will not deal with the abolition of any discriminatory laws affecting property for the reasons mentioned to you by Major Thachrah and these laws are being left over for discussion at a later, but I hope early, stage.

G.P. Irwin

G. P. IRWIN, Colonel.

h.l. had enclosed

IR 7/12

h.l. had enclosed

0 4 7 5

SUBJECT -- Responsibilities of the Italian Command.

Signal
JF

SECRET

18

25 NOV 1943

HQ 15 Army Group,
A.S.P.

27-

15AG/3653/2/203

23 Nov 43

B

Allied Commission of Control.

Copy to: - H.P.T.A.
Adv Adm Sect AFHQ.

It is requested that you will inform the Italian Supreme Command that no proclamations of any kind, and no orders involving any policy, are to be issued by them north of the provinces of NAPI, POTENZA and SALERNO, without the prior agreement of the Military Mission to the Italian Army. The latter will consult you where necessary.

Sp4 Abe Richardson

Major General,
Chief of the General Staff.

Internal Distribution:

Agpt.

27

2 NOV 1943

17

B

Boyd

23 NOVEMBER, 1943.
ACC/32/2.

SUBJECT: ITALIAN GOVERNMENT
PROCLAMATIONS.

TO: A.M.G. H.Q.
15 AVENUE GEORGE.

FROM: CHIEF MISSION OPERATOR
ALLIED CONTROL COMMISSION.

Further to my letter of 10 Nov. '43, I send you a list of the 17 Proclamations issued to date by the Italian Government in Italy.

Sixteen of the Proclamations have already been sent to you and I now enclose No. 6 to complete the list.

Although these Proclamations have been issued by the Chief of General Staff under powers delegated him by the King, some were prepared in the Italian Civil Affairs Office. The result has been a confusion in numbering, as explained in column 4 of attached list.

28

E B Martin

IN CHIEF MISSION OFFICER.
ALLIED CONTROL COMMISSION.

COPY TO: CHIEF MISSION
LEGAL SUB-COMMISSION
ALLIED CONTROL COMMISSION.

TO-----A. F. H. S.
15 ARMY BRIGADE.

FROM-----CHIEF LIAISON OFFICER
ALLIED CONTROL COMMISSION.

Further to my letter of 12 Nov. '43, I send you a list of the 17 Proclamations issued to date by the Italian Government in Italy.

Sixteen of the Proclamations have already been sent to you and I now enclose No. 17 to complete the list.

Although these Proclamations have been issued by the Chief of General Staff under powers delegated him by the King, some were prepared in the Italian Civil Affairs Office. The result has been a confusion in numbering, as explained in column 4 of attached list.

ii 26

E B Martin

IN CHIEF LIAISON OFFICER,
ALLIED CONTROL COMMISSION.

CCFY NO-----LAWSON TRACERAM
DETAL SUB-COMMISSION
ALLIED CONTROL COMMISSION.

ELENCO DEI BANDI

Il presente elenco è in ordine di data.
 Il primo numero è il numero d'ordine dell'elenco. Segue la data del bando.
 Infine vi è il numero del bando, con l'argomento disciplinato in esso.

- 1 - 21/9 - 1943 - N° 38 A.C. - Norme relative alla circolazione monetaria.
- 2 - 24/9 - 1943 - " 67 A.C. - Norme relative alla circolazione e al cambio della valuta di guerra degli Alleati.
- 3 - 30/9 - 1943 - " 187 A.C. - Delega dei poteri civili e della facoltà di emanare bandi al Capo di Stato Maggiore Generale.
- 4 - 1/10 - 1943 - " 4 - Istituzione del Commissariato dell'Alimentazione.
- 5 - 1/10 - 1943 - " 6 - N. B. - Questo bando ha anche il numero 284 A.C. - Delega del potere di emanare bandi in materia attinente alla legge e alla procedura militare di guerra, nonché agli ordinamenti giudiziari militari.
- 6 - 2/10 - 1943 - " 247 A.C. - Anticipazione di fondi ai capitani di navi mercantili da parte delle RR. Capitanerie di Porto.
- 7 - 2/10 - 1943 - " 280 A.C. - Proroga e sospensione di termini e trascrizioni.
- 8 - 4/10 - 1943 - " 1 - Norme relative alle convocazioni dei Tribunali militari di guerra, straordinari. Aggravamento delle pene per taluni reati.
- 9 - 7/10 - 1943 - " 2 - Requisizione di naviglio mercantile.
- 10 - 8/10 - 1943 - " 3 - Equipaggi delle navi mercantili requisiti non iscritte nel ruolo del naviglio ausiliario dello Stato.

In fine vi è il numero del bando, con l'argomento disciplinato in esso -

- 1 - 21/9 - 1943 - N° 38 A.C. - Norme relative alla circolazione monetaria.
- 2 - 24/9 - 1943 - " 61 A.C. - Norme relative alla circolazione e al cambio della valuta di guerra degli Alleati.
- 3 - 30/9 - 1943 - " 187 A.C. - Delega dei poteri civili e della facoltà di emanare bandi al Capo di Stato Maggiore Generale.
- 4 - 1/10 - 1943 - " 4 - Istituzione del Commissariato dell'Alimentazione.
N. B. - Questo bando ha anche il numero 284 A.C.
- 5 - 1/10 - 1943 - " 6 - Delega del potere di emanare bandi in materia attinenti alla legge e alla procedura militare di guerra, nonché agli ordinamenti giudiziari militari.
- 6 - 2/10 - 1943 - " 247 A.C. - Anticipazione di fondi ai capitani di navi mercantili da parte delle RR. Capitanerie di Porto.
- 7 - 2/10 - 1943 - " 280 A.C. - Preroga e sospensione di termini e trascrizioni.
- 8 - 4/10 - 1943 - " 1 - Norme relative alla convocazione dei Tribunali militari di guerra, straordinari. Aggravamento delle pene per taluni reati.
- 9 - 7/10 - 1943 - " 2 - Requisizione di naviglio mercantile.
- 10 - 8/10 - 1943 - " 3 - Equipaggi delle navi mercantili requisite non iscritte nel ruolo del naviglio ausiliario dello Stato.
- 11 - 16/10 - 1943 - " 5 - Modelli e stampati occorrenti alle Pubbliche Amministrazioni.
N. B. - Questo bando ha anche il numero 286 A.C.

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- 12 - 16/10 - 1943 - N° 7 - Disciplina delle pubblicazioni delle istanze e provvedimenti che per legge devono essere pubblicate nella Gazzetta Ufficiale del Regno.
- 13 - 28/10 - 1943 - " 8 - Arruolamento di volontari nel Regio Esercito.
- 14 - 1/11 - 1943 - " 12 - Indennità per rischi di guerra nei confronti degli equipaggi nelle navi mercantili.
- 15 - 4/11 - 1943 - " 9 - Rassicurazione da parte del Governo Italiano dei rischi di guerra sui motovelieri e sulle merci trasportate.
- 16 - 4/11 - 1943 - " 10 - Competenze spettanti agli equipaggi delle navi mercantili sinistrate.
- 17 - 4/11 - 1943 - " 11 - Competenze spettanti ai marittimi militarizzati imbarcati sul naviglio ausiliario.

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BANDO N. 6

Delega del potere di emanare bandi in materia attinente alla legge e alla procedura militare di guerra, nonché agli ordinamenti giudiziari militari

VITTORIO E ANTONIO III

per grazia di Dio e per volontà della Nazione

RE D'ITALIA E DI ALBANIA

IMPERATORE D'ETIOPIA

Comandante Supremo delle Forze Armate

Visti gli art. 16 e 17 del Testo della legge di guerra approvato con R. Decreto 8 Luglio 1938 n. 1415;

Visto il R. Decreto 10 Giugno 1940 n. 566;

Viste l'art. 17 comma I e II C.P.M.G.

ORDINE

Art. 10- Il potere di emanare bandi in materia attinente alla legge e alla procedura penale militare di guerra, nonché agli ordinamenti giudiziari militari, di cui all'art. 17 C.P.M.G., è esercitato dal Capo di Stato Maggiore Generale.

Art. 20- Il presente bando entra in vigore dalla data in cui ne sarà fatta pubblicazione mediante inserzione nel Foglio Annunzi Legali di ciascuna provincia.

Dal Comando Supremo 1° Ottobre 1943

Controfirmato

Il Capo di Stato Maggiore Generale

A B R O S I O

VITTORIO E ANTONIO III

23

VITTORIO EMANUELE III

per grazia di Dio e per volontà della Nazione

RE D'ITALIA E DI SIRACIA

I FERDINANDI D'ETIOPIA

Comandante Supremo delle Forze Armate

Visti gli art. 16 e 17 del Testo della legge di guerra approvato

con R. Decreto 8 Luglio 1938 n. 1415;

Visto il H. Decreto 10 Giugno 1940 n. 550;

Visto l'art. 17 comma. I e II C.P.M.G.

ORDINIAMO:

Art. 1°- Il potere di emanare bandi in materia attinente alla legge e alla procedura penale militare di guerra, nonché agli ordinamenti giudiziari militari, di cui all'art. 17 C.P.M.G., è esercitato dal Capo di Stato Maggiore Generale.

Art. 2°- Il presente bando entra in vigore dalla data in cui ne sarà fatta pubblicazione mediante inserzione nel Foglio Annunzi
Legali di ciascuna provincia. ↓ 23

Dal Comando Supremo 1° Ottobre 1943

VITTORIO EMANUELE

Controfirmato

IL Capo di Stato Maggiore Generale

A B R O S I O

0482

NOV 1943

13

Legal
217

18 NOVEMBER, 1943.
AGC/32/6.

SUBJECT: PROCLAMATIONS.

TO----- A.S.G.
E.O. 15 ARMY GROUP.

FROM--- CHIEF LIAISON OFFICER
ALLIED CONTROL COMMISSION.

25

Further to your letter AGC/305 of 1 November, 1943,
I am sending you herewith one copy of each of the sixteen
proclamations so far issued by the Italian Authorities
since the Italian Government was set up in Brindisi.

E B Moore

LT. COL.

for CHIEF LIAISON OFFICER.
ALLIED CONTROL COMMISSION.

22

14 NOVEMBER, 1943.
ACC/3/6.

SUBJECT: PROCLAMATIONS BY THE
ITALIAN GOVERNMENT.

TO----- CHIEF LEGAL ADVISER
A.M.G.C.T. H.Q.
15 ARMY GROUP.

FROM----- LIAISON OFFICER
ALLIED CONTROL COMMISSION.

Reference your letter ACC/217/3 of 11 Nov. '43.

The Italian Civil Affairs Office are getting together
the Proclamations you require, which have exinated from a number
of Italian Authorities.

These will be sent to you as soon as available and it has
been arranged that future copies of Proclamations will be
received by this Office for forwarding to you.

EB Mason
LT. COL.
LIAISON OFFICER.
ALLIED CONTROL COMMISSION.

21

See 21/11/43

Subject: Responsibilities of Italian Command, CAMPANIA.

SECRET.

M.C.O., M.C.O.,
15 Army Group,
C. M. P.

C. G. S.,
Headquarters,
15 Army Group.

AM/217/11.
17 NOV 43.

Reference Deputy Chief Administrative Officer, AFM Adv. Sec. Ebelon letter 62/14 of 2nd November on the subject of a proclamation which General Basso, Italian G.O.C., of troops in Naples proposed to issue, the documents in connection with this case were sent to me for consideration in connection with the original draft proclamation since Major General Sir E. Robertson proposed amendment. I also refer to our conversation with yourself and Major General Sir R. Robertson on 16th November, in which the general question of orders by Italian military authorities in A.M.C., 15 Army Group areas was discussed.

Experience has shown that certain orders by the Italian military authorities have a distinct bearing on civil administration. I quote as an instance an order the Italian 7th Army has issued calling men to the colours, with serious effects on the local labour supply situation. The matter is referred to you in my letter A/8/33 of the 16th November. In practice it is often difficult to define, in orders issued by the Italian military authorities, the precise boundary between the military and civil aspects.

I feel that the easiest solution would be to lay down as a principle that no orders or proclamations by Italian authorities will be issued in the area north of the Bari - Salerno line. Orders covering civil administration can be issued by A.M.C. in accordance with the usual procedure which has been followed since the first landing in Sicily; and inasmuch as Italian troops in the forward area equally come under the military command of G.O.C.-in-C., 15 Army Group, it may seem to be appropriate to lay down that orders dealing with military matters will also be issued only by or on the authority of the G.O.C.-in-C., 15 Army Group.

While this would be the simplest course, it may be open to political objections and is almost certain to incur very considerable opposition from the Italian authorities in Brindisi. As an alternative, therefore, I suggest that all orders issued by Italian authorities in this area should in the first place be submitted to Lt. Col. 15 Army Group, who is theoretically now done, but not always carried into effect, and that they should invariably bear printed on them a phrase to the effect that the order is issued with the permission of G.O.C.-in-C., 15 Army Group.

Should the first alternative of forbidding the issue of any order command itself to you as the best course, I attach a draft order to cover General Basso's requirements. The provisional draft prepared and submitted by Major General Sir R. Robertson does not in my view go quite far enough towards attenuating the text of General Basso's original proclamation. My personal view is that General Basso in submitting his draft was definitely

Documents in connection with this case were sent to me for consideration in connection with the original draft proclamation signed Major General Sir B. Robertson proposed amendment. I also refer to our conversation with yourself and Major General Sir B. Robertson on 16th November, in which the general question of orders by Italian military authorities in S.M.G., 15 Army Group areas was discussed.

Experience has shown that certain orders by the Italian military authorities have a distinct bearing on civil administration. I quote as an instance an order the Italian 7th Army has issued calling men to the colours, with serious effects on the local labour supply situation. The matter is referred to you in my letter AIG/33 of the 16th November. In practice it is often difficult to define, in orders issued by the Italian military authorities, the precise boundary between the military and civil aspects.

I feel that the easiest solution would be to lay down as a principle that no orders or proclamations by Italian authorities will be issued in the area north of the Bari - Salerno line. Orders covering civil administration can be issued by A.M.G. in accordance with the usual procedure which has been followed since the first landing in Sicily and inasmuch as Italian troops in the forward area equally come under the military command of G.O.C.-in-C., 15 Army Group, it may seem to be appropriate to lay down that orders dealing with military matters will also be issued only by or on the authority of the G.O.C.-in-C., 15 Army Group.

While this would be the simplest course, it may be open to political objections and is almost certain to incur very considerable opposition from the Italian authorities in Brindisi. As an alternative, therefore, I suggest that all orders issued by Italian authorities in this area should in the first place be submitted to H.Q. 15 Army Group. This is theoretically now done, but not always carried into effect, and that they should invariably bear printed on them a phrase to the effect that the order is issued with the permission of G.O.C.-in-C., 15 Army Group.

Should the first alternative of forbidding the issue of any order command itself to you as the best course, I attach a draft order to cover General Hasso's requirements. The provisional redraft prepared and submitted by Major General Sir B. Robertson does not in my view go quite far enough towards attaining the text of General Hasso's original proclamation. My personal view is that General Hasso in submitting his draft was definitely attempting to usurp some of the facilities and powers of the Allied Military Government. I feel that he should be given no encouragement or latitude in this direction.


Major-General,
Chief Civil Affairs Officer.

/JS.
CLO
Sun 14/11/45

SECRET 10

Subject:- Responsibilities of Italian Command, CAMPANIA.

A.F.H.Q. Adv. Adm. Echelon,
C.M.F.

62/1 Q.

2 Nov. '43.

C.G.S.,
15 Army Group.

Copy to:- Chief of Allied Military Mission, BRINDISI.
C.G., 5 Army.
C.G., Peninsular Base Section,
No. 2 District.

It is a matter of urgency that a clear ruling should be given as to who is the paramount Italian Military Authority in CAMPANIA. General BASSO has set up his Headquarters in NAPLES, but it is not clear whether all Italian troops in the Province come under his command or whether he has the authority to disband or absorb the various military forces which have been organized hitherto by individual Commanders.

I attach at Appendix "A" a Proclamation in Italian, and a translation of the same at Appendix "B". This draft Proclamation has been put forward by General BASSO to regularise his position. I agree that a Proclamation of this sort is desirable, but this draft is not acceptable in all respects.

I attach at Appendix "C" a draft prepared by myself, which, in my opinion, would be suitable, but the phraseology may require examination by someone more expert than myself.

I assume that the correct authority for approving such a document is the Allied Military Mission until it is replaced by the Allied Commission of Control. I am accordingly sending a copy of this letter to the Chief of the Allied Military Mission, in the hope that you will forward to him your views on the subject.

I look forward to receiving, at an early date, clear guidance on this matter, either in the form of the approval of this Proclamation or in some other form which will enable me to know with whom I should deal on matters connected with the administration of Italian troops within the communication zone area in CAMPANIA.

S/ROBERTSON.

Major-General,
Deputy Chief Administrative Officer.

RUR/emb.

COPY/emb

C.G.S.,
15 Army Group.

Copy to:- Chief of Allied Military Mission, BRINDISI.
C.G., 5 Army.
C.G., Peninsular Base Section.
No. 2 District.

It is a matter of urgency that a clear ruling should be given as to who is the paramount Italian Military Authority in CAMPANIA. General BASSO has set up his Headquarters in NAPLES, but it is not clear whether all Italian troops in the Province come under his command or whether he has the authority to disband or absorb the various military forces which have been organized hitherto by individual Commanders.

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I look forward to receiving, at an early date, clear guidance on this matter, either in the form of the approval of this Proclamation or in some other form which will enable me to know with whom I should deal on matters connected with the administration of Italian troops within the communication zone area in CAMPANIA.

BAR/emb.

S/ROBERTSON

Major-General,
Deputy Chief Administrative Officer.

COPY/emb

APPENDICE "A" TO A.F.H.S. ADV. ADM. EMBLON 62/14. D. WED 2 Nov. 43. 1012

SCHEMA DEL PIANO DA MANGARE PER LA COSTITUZIONE DEL COMANDO FF. AA. DELLA CAMPANIA.

- 1) PER ORDINE DEL GOVERNO ITALIANO e in via di costituzione, con sed in Napoli, il Comando delle Forze Armate Italiano della Campania.
- 2) Il Predetto Comando ha completa giurisdizione su tutte le truppe e sugli stabilimenti, magazzini, depositi, ecc., appartenenti alle FF. AA. Italiane ovunque dislocati nel territorio della Campania.
- 3) Al Comando del le FF. AA. della Campania .. in stretto accordo con le Autorita Militari Alleate Anglo - Americane - e altresì devoluto il coordinamento delle attivita civili nelle quattro provincie della Campania.
- 4) Il Comando delle FF. AA. anzidette concorrera con tutti i suoi mezzi a facilitare il compito delle truppe operanti Anglo - Americane ed al mantenimento dell'ordine pubblico interno.
- 5) Il Comando delle FF. AA. ha facolta di rilasciare per tutti gli automezzi militari italiani i permessi di libera circolazione. Al predetto Comando e altresì demandata la facolta di requisire stabili, mezzi di trasporto, materiali e mano d'opera regolarmente inquadrata, che siano richiesti dalle Forze Armate operanti Anglo-Americane o siano necessari per far fronte alle necessita delle truppe od enti militari italiani.

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IL GENERAL

 IL GENERAL DI CORPO D'ARMATA
 COMANDANTE LE FF. AA. CAMPANIA

2) Il Predetto Comando ha completa giurisdizione su tutte le truppe e sugli stabilimenti, magazzini, depositi, ecc., appartenenti alle FF.AA. Italiane comunque dislocati nel territorio della Campania.

3) Al Comando del le FF.AA. della Campania - in stretto accordo con le Autorità Militari Alleate Anglo - Americane - e altresì devoluto al coordinamento dello attività civili nelle quattro provincie della Campania.

4) Il Comando delle FF.AA. anzidette concorre con tutti i suoi mezzi a facilitare il compito delle truppe operanti Anglo - Americane ed al mantenimento dell'ordine pubblico interno.

5) Il Comando delle FF.AA. ha facoltà di rilasciare per tutti gli elementi militari italiani i permessi di libera circolazione. Al predetto Comando e altresì demandata la facoltà di requisire stabili, mezzi di trasporto, materiali e mano d'opera regolarmente inquadrata, che siano richiesti dalle Forze Armate operanti Anglo-Americane o siano necessari per far fronte alle necessità delle truppe od enti militari italiani.

18

IL GENERAL

IL GENERAL DI CORPO D'ARMATA
COMANDANTE LE FF.AA. CAMPANIA

- Antonio Basso -

copy/gmf

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APPENDIX "C" TO A.F.H.Q. ADM. BULLETIN 62/19 DATED 2 NOV. 43.

1. By order of the Government of H.M. The King of Italy, and in agreement with the Allied Military Command, an Italian Command of the Armed Forces in CAMPANIA will be set up in NAPLES under General of Army Corps ANTONIO BASSO.

2. The above mentioned Italian Command will have full authority over all Italian troops in CAMPANIA and will be the link with the Allied Military Command in regard to the employment and disposition of all Italian troops in the compartmento.

3. Owing to the circumstances which have obtained in CAMPANIA all Italian military barracks, depots, workshops etc. must be regarded at present as controlled by the Allied Military Command. All questions regarding their return to the Italian military authorities, or of issues from the depots concerned, will be decided by the Allied Military Command, acting through and in co-operation with the Italian Command in CAMPANIA referred to above.

4. All requisitions on behalf of the Italian military forces in CAMPANIA will be conducted for the present by the above mentioned Italian command through the Allied Military Command, in order to ensure co-ordination.

5. The above mentioned Italian Command will render all possible assistance to the Allied Military Command, both for the prosecution of the war against Germany, and for the maintenance of the civil authority, if required by the civil authority to render such assistance.

6. The above mentioned Italian Command has authority to issue official passes for motor vehicles operated by the troops under its command.

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all Italian troops in CAMPANIA and will be the link with the Allied Military Command in regard to the employment and disposition of all Italian troops in the compartmento.

3. Owing to the circumstances which have obtained in CAMPANIA all Italian military barracks, depots, workshops etc. must be regarded at present as controlled by the Allied Military Command. All questions regarding their return to the Italian military authorities, or of issues from the depots concerned, will be decided by the Allied Military Command, acting through and in co-operation with the Italian Command in CAMPANIA referred to above.
4. All requisitions on behalf of the Italian military forces in CAMPANIA will be conducted for the present by the above mentioned Italian command through the Allied Military Command, in order to ensure co-ordination.
5. The above mentioned Italian Command will render all possible assistance to the Allied Military Command, both for the prosecution of the war against Germany, and for the maintenance of the civil authority, if required by the civil authority to render such assistance.
6. The above mentioned Italian Command has authority to issue official passes for motor vehicles operated by the troops under its command.

COPI/DMF

NOTICE

1. I, HAROLD M. L. G. ALEXANDER, C.C.H., C.S.I., D.S.O., M.C., General, General Officer Commanding the Allied Forces and Military Governor of the occupied territory announce that an Italian Military Command has been set up in Naples over all the Italian armed forces in CAMPANIA.

2. With my approval the ^{Royal Italian} Government ~~of the Kingdom of Italy~~ has appointed General of Army Corps ARISTO BASSO to this Command.

3. The above mentioned Italian Command will have full authority over all Italian troops in CAMPANIA, and will be responsible to me or to such officers as I may appoint, except as mentioned in para. 4 below.

4. For all matters of normal internal administration of the Italian Armed Forces under his command General BASSO will be responsible to the Italian Supreme Command.

5. Owing to the circumstances which have obtained in CAMPANIA all Italian military bureaux, depots, workshops etc. must be regarded at present as controlled by me. All questions regarding their return to the Italian Military Authorities, or of issues from the depots concerned, will be decided by me or by such officers as I may appoint, acting through and in cooperation with the Italian Command in CAMPANIA referred to above.

H. M. ALEXANDER, General,
General Officer Commanding
the Allied Forces and Military Governor.

Requisitioning of Italian Command.

Campania.

1. In occupied territory the Supreme Authority is C.O.C. 15 Army Group and Military Governor. It is entirely a matter therefore for General Alexander to define in a directive to General Basso the position of Italian soldiers in occupied territory, the extent of General Basso's command and so forth, and his powers over other individual Italian commanders. Such a directive should also deal with the exaggerated claims put forward by General Basso in his draft Proclamation (a) by limiting his rights of requisitioning and over military installations as suggested in General Robertson's draft (b) by making it plain that General Basso has no rights to coordinate civil activities in the four provinces of Campania except at the request and under the direction of A.M.G. 15 Army Group.

2. In no circumstances should General Basso be allowed to issue a Proclamation in Occupied Territory for the following reasons:

- (a) No proclamation or public notice seems to be called for as stated above the matter is properly dealt with in a directive to be issued by General Alexander to General Basso.
- (b) Proclamations during the present operations have been used entirely as a means under International Law to give notice to the inhabitants of the rights and liabilities to which they become subject in occupied territory and General Basso's proposed proclamation is on entirely different lines.
- (c) Proclamations and orders have in the present operations invariably been signed by the Military Governor or under his direction and it would be unwise to introduce any other practice.

0493

soldiers in occupied territory, the extent of General Basso's command and so forth, and his powers over other individual Italian commanders. Such a directive should also deal with the emigration claims put forward by General Basso in his draft Proclamation (a) by limiting his rights of requisitioning and over military installations as suggested in General Robertson's draft (b) by making it plain that General Basso has no rights to coordinate civil activities in the four provinces of Campania except at the request and under the direction of A.M.G. 15 Army Group.

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(c) Proclamations and orders have in the present operations invariably been signed by the Military Governor or under his direction and it would be unwise to introduce any other practice.

3. If in order to boost up Italian morale at the present stage it is desired to make some public pronouncement as to General Basso's position there would be no objections to ~~General Basso~~ posting up "Notices" stating that he has been appointed by General Alexander to command of certain Italian troops etc., and calling on the Italian people to give all assistance to the Allied and Italian troops in the prosecution of the war against the Germans. Any detailed exposition of powers conferred upon him by General Alexander would seem undesirable and quite contrary to the usual practice.

Basso

DRAFT OF A PROCLAMATION TO BE ISSUED IN ORDER TO SET UP AN ITALIAN
COMMAND OF THE ARMED FORCES IN CAMPANIA.

1. By order of the Italian Government, an Italian Command of the Armed Forces in Campania, authorized by the Anglo-American Command, will be set up in Naples.

2. The above mentioned Italian Command will have complete authority on the troops, plants, warehouses, etc., that belonged to the Italian Army in all the region of Campania.

The Italian Command will act as a link between the above mentioned troops, plants, warehouses etc., and the Anglo-American Command.

3. The Italian Command in perfect agreement with the Anglo-American Command will coordinate all the civil activities in the four (4) provinces of Campania.

4. The Italian Command will do its utmost to help with all its means the Anglo-American Troops and will help in the Public Safety Service.

5. The Italian Command has the authority to issue official passes for all the Italian military cars.

The Italian Command has also the authority to requisition, building, transportation material, and regularly organized workmen that may be needed by the Anglo-American Troops or by the Italian Command for its troops and services.

(Official Italian Translation)

Forces in Campania, authorized by the Anglo-American Forces up in Naples.

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(Official Italian Translation)

COPI.

27 *Legal* 15 NOV 1943

9

C. C. H. O.
you asked for his request on his file - it is
page 7. *Ryle*
15/11

RESTRICTED

RE: CIPHER MESSAGE
IN

FOIA NO. 05344
14TH NOVEMBER 43.

FROM : HQ REGION 3 ALLIED MILITARY GOVERNMENT
(AMG REGION 3 SERVICE)
TO : ALLIED MILITARY MISSION FOR AMG LEGAL
OFFICER (15 ARMY GROUP PLEASE PASS)
ORIG NO. : 7532

FOO 1417A.14
THE MIL
FOR 18,0A.14

REPLYING YOUR COMMUNICATION 6 NOVEMBER A. H. G. /15AC/11, WHILE
A.M.G. REGION 3 HAS NO OBJECTION TO POSTING OF ITALIAN PROCLAMATIONS
NUMBER 8 OF ITALIAN GENERAL STAFF DATED 28 OCTOBER 1943, YOUR REQUEST
IS BEING REFERRED IN VIEW OF ITS NATURE TO COMMANDING GENERAL 5TH ARMY
FOR APPROVAL (5 ARMY AMG TO ALLIED MILITARY MISSION FOR AMG LEGAL OFFICER)

5TH DISTRIBUTION

AMGCE 1. AMGCE
(Please pass to legal officer's office with message)

SEC 1920/11
P 1935A.14 } *AMG*

150
I assume above signal was despatched before receipt of
signal of p. 7. I would like to know...
15/11

Subject: Italian Proclamation for Volunteers.SECRET.

(8)

H.Q., A.M.G.,
15 Army Group,
C. I. P.A.M.G. Liaison Officer,
Allied Military Mission,
A.P.O. 512.AMG/247/8
12. Nov. 43.

Reference your letter ^{→3} AMG/15AG/11 dated 6 Nov. and Italian Proclamation No. 3 of 28 Oct 43. It is confirmed that the following signal was despatched to you to-day:-

"Ref your ³ AMG/15AG/11 dated 6 Nov. Approval has been given by Military Governor to publication in occupied territories of Italian Proclamation No. 3 dated 28 Oct 43, provided published copies of the document are endorsed clearly above the title of the proclamation with the following words "Published with the permission of the Allied Military Government." Confirmation by letter follows."

2. The endorsement of the words "Published with the permission of the Allied Military Government" will indicate clearly to the public in occupied territory that all rights of government in the occupied territory are vested in the Military Governor, and the same formula will be used on any future Italian Proclamations, the contents of which are otherwise approved by the Military Governor. *in each case.*

3. I am directed to state that in all matters affecting occupied territory generally, communications from the Allied Military Mission should be addressed either to H.Q., A.M.G., PALERMO or to this H.Q., and that communications should not be held direct between the Allied Military Mission and Regional Military Government Headquarters.

R.J.P.

R.J.P. THORNE THORNS,
Colonel,
Senior Staff Officer.

12

HRH/JG.

Copy to: H.Q., A.M.G., PALERMO (Legal Sub-Commission).
H.M.C., REGION II.
A.M.G., REGION III.

TELEGRAM OFF.

7

TO : FACIMA AIR MOBILE
RPTD SEARS FOR FARGO;
5 ARMY FOR AMG FOR REGION III;
AMG, REGION II (By EIS).

FROM : FTDPOT FROM AMG.

Orig's No. PA *fid*

12 Nov.

SECRET (*), Ref your AMG/15AG/11 dated 6 Nov (*) Approval
has been given by Military Governor to publication in
occupied territories of Italian Proclamation No. 8 dated
25 Oct 43, provided published copies of the document are
endorsed clearly above the title of the Proclamation with the
following words "Published with the permission of the Allied
Military Government". Confirmation by letter follows (*).

If liable to interception this
message should be sent IN CLEAR.

PRIORITY: *Rush*

.....*23863*.....Colonel.

TOO :
TPI :
TOM :

Subject: Italian Army Enrolment of Volunteers.

6

H.Q., A.M.G.,
15 Army Group,
C. H. F.

C. C. A. O.

AMG/217/6.
11. Nov. 43.

At Folio 3 of this file appears a letter from the Allied Military Mission requesting the approval of a "Bando" issued by General Ambrosio. A translation of this document appears at Folio 5.

2. The document is for the purpose of obtaining volunteers for the Italian Army and the only objection which can be seen is that of publishing, as a notice to the public in occupied territory, any document signed by General Ambrosio. It would seem that the position could be met by endorsing the document at the head or foot with the following sentence:-

"Published with the permission of the Allied Military Government".

If this course is approved, I will notify Allied Military Mission accordingly.

3. With regard to the letter at Folio 3 of the file, enclosing the document, I think the results will be unfortunate if Allied Military Mission correspond direct with Regional H.Qs. of AMG on matters such as the present one. Such communications should either be sent to this H.Q. or H.Q., A.M.G., PALERMO, so that a uniform procedure can be ensured.

Yes.
C. C. A. O.

Cap. Thom Thorne

HER/JG.

Please clear this with C.G.S. I agree with proposed procedure so far as Ambrosio's command.

H. E. Hume
H. E. HUME,
Lieut. Colonel,
Chief Legal Officer.

11/10/43.

Yes. C. C. A. O. for action. Hume. Will you put in P.P.O.

Re necessary letter etc

11/11
RJK

[Faint, illegible typed text]

[Faint, illegible typed text]

[Faint, illegible typed text]

[Faint, illegible typed text]

[Faint, illegible typed text]

[Faint, illegible handwritten notes]

Rough Translation

5

ORDER No. 8.

(Enrolment of Volunteers in the Army).

We, **Vittorio Ambrosio**, Knight of the Grand Cross, General (Army General), Chief of the General Staff.

Having regard to Article 1 of the Order of the Supreme Command of the Armed Forces of 30 Sep 43, No. 167 A.C. in which is delegated to the Chief of the General Staff the power of making Orders Having regard to Articles 16 and 17 of the text of the "War Law" approved by Royal Decree of 8 July 1943, No. 1415 Having regard to the Royal Decree of 10 Jun 1940, No. 566 which orders the application of the "War Law" in the territory of the State Having regard to the continuing flow to the ranks of the Army of volunteers of every kind who desire to serve the fatherland in arms for the liberation of the national soil from the German occupation.

ORDER.

Art. 1.

There is opened a special enrolment in the Army for the establishment of "Volunteers" for the purpose of operating as soon as possible in co-operation with the other units of the Army.

Art. 2.

Enrolment is open to all elements of the 1910 class and younger not already in arms, provided they possess the standard of physical and moral fitness required for military service.

Art. 3.

Volunteers must undertake the obligation of serving in the

Having regard to Article 16 of the
of the Armed Forces of 30 Sep 43, No. 167 A.C. in which is delegated
to the Chief of the General Staff the power of making Orders
Having regard to Articles 16 and 17 of the text of the "War Law"
approved by Royal Decree of 8 July 1943, No. 1445
Having regard to the Royal Decree of 10 Jun 1940, No. 566 which orders
the application of the "War Law" in the territory of the State
Having regard to the continuing flow to the ranks of the Army of
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for the liberation of the national soil from the German occupation.

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establishment of "Volunteers" for the purpose of operating as soon
as possible in co-operation with the other units of the Army.

Art. 2.

Enrolment is open to all elements of the 1910 class and younger
not already in arms, provided they possess the standard of physical
and moral fitness required for military service.

Art. 3.

Volunteers must undertake the obligation of serving in the
ranks of the special formations until the termination of hostilities
with Germany.

This obligation may be continued (2) for those who so desire,
after the said termination at the discretion of the Government.

-2-

Art. 4.

Soldiers belonging to the "Volunteers" will wear the uniform of the "RE" with a special emblem. They will be "encadred" with officers, WO's and NCO's drawn from the volunteers (who have the necessary requisites) or from those already under arms and for whom a demand will be made.

Art. 5.Financial and Rationing Provisions.

- (a) From enrolment until the volunteer is ready to take part in active operations, food rations equal to the established rates for all forces mobilised.
- (b) Allowance "di operazione" equal to $1\frac{1}{2}$ times or the normal (or increased by 50%) for officers and WOs and to twice the normal (or increase by 100%) for NCO's and rank and file.
- (b) From the time when the volunteer is ready to take part in active operations:

Supplement to the food ration:

Allowance "di operazione" equal to double the normal (or increased by 100%) for officers and WOs and three times the normal (or increased by 200%) for NCO's and rank and file.

Doubling of family allowance.

- (c) On quitting, there will be granted to all volunteers enrolled in accordance with this Order one month of pay(?) and allowances (food ration excepted) for every three months of previous service.

Art. 6.

All persons enrolled on the basis of this are granted all

Financial and Rationing Provisions.

(a) From enrolment until the volunteer is ready to take part in active operations, food rations equal to the established rates for all forces mobilised.

(b) Allowance "di operazione" equal to 1½ times of the normal (or increased by 50%) for officers and WOs and to twice the normal (or increase by 100%) for NCOs and rank and file.

(b) From the time when the volunteer is ready to take part in active operations:

Supplement to the food ration:

Allowance "di operazione" equal to double the normal (or increased by 100%) for officers and WOs and three times the normal (or increased by 200%) for NCOs and rank and file.

Doubling of family allowance.

(c) On quitting, there will be granted to all volunteers enrolled in accordance with this Order one month of pay(?) and allowances (food ration excepted) for every three months of previous service.

Art. 6.

All persons enrolled on the basis of this are granted all facilities and rights granted by law to combatants in this present war.

Art. 7.

Method of enrolment. Those wishing to enrol should present themselves from 15 Nov at the nearest RACC barracks in the territory controlled by our troops, who will meet their needs at "Volunteer Centres" suitably established.

- 3 -

Art. 8.

This Order comes into force immediately. It will be published by means of insertion in the "Poglio Annunzi Legali" of the provinces and by means of public posting in the communes of the territory.

By the High Command

1943.

ALFONSO.

Subje Proclamations by the Italian Government.

H.Q., A.M.G.,
15 Army Group,
C. M. F.

4

AMG/217/3
11 Nov. 43.

Lt. Col. H. Monfort,
A.M.G. Liaison Officer,
Allied Military Mission,
BRINDISI.

May a reply please be expedited to
this H.Q. letter AMG/205/ dated 1. Nov. 43, re-
questing copies of all Proclamations issued by
the King of Italy.

F.I.

Je

H. E. ROWE,
Lieut. Colonel,
Chief Legal Officer,
for Major-General,
Chief Civil Affairs Officer

/sg.

See below 12

6

0559

ALLIED MILITARY MISSION. A.P.O. 512.

SUBJECT: PROCLAMATION FOR VOLUNTEERS

AMG/15AG/11.

NOVEMBER, 1943.

3

TO: A.M.G.O.T. 15 ARMY GROUP
A.M.G.O.T. REGION 2.
A.M.G.O.T. REGION 3.

217. B

M

10 NOV 1943

FROM: A.M.G.L.O.
ALLIED MILITARY MISSION.

Attached is a copy of Italian Proclamation No. 8 of the Italian General Staff dated 28 October, 1943.

in the 4 provinces of Apulia

This Proclamation has been posted and the Italian Civil Affairs Office asks for confirmation that it may be posted in the other Provinces of Italy.

occupied

Your telegraphic reply is requested.

See also 712.

E B Meyer

LT. COL.

A.M.G.L.O., A.M.M.

for

5

B A N D O N° 8

(Arruolamento di volontari nel R. Esercito)

NOI CAVALIERE DI GRAN CRUCE
 Generale d'Armate VITTORIO AMBROSIO
 Capo di Stato Maggiore Generale

-visto l'art. 1° del bando del Comandante Supremo delle Forze Armate 30 settembre 1943, N. 187 A.C. col quale si delega al Capo di Stato Maggiore Generale la facoltà di emanare bandi; -visti gli artt. 16 e 17 del testo della legge di guerra approvato con R.D. 8 luglio 1938 N. 1415; -visto il R.D. 10 giugno 1940 N. 566 che conferma l'applicazione della legge di guerra nel territorio dello Stato; -visto il continuo afflusso nelle file del R.E. di volontari di ogni ceto che chiedono di servire la Patria in armi, per la liberazione del suolo nazionale dall'occupazione tedesca.

C O R D I N I A M O :

Art. 1°

E' aperto uno speciale arruolamento nel R.E. per la costituzione di "reparti volontari" destinati ad operare al più presto in cooperazione con le altre unità dell'esercito.

Art. 2°

Possono aspirare all'arruolamento tutti gli elementi attualmente non alle armi appartenenti alla classe 1910 e più giovani.

NOI CAVALIERI DI GRAN CRUCE
Generale d'Armata VITTORIO AMBROSIO
Capo di Stato Maggiore Generale

- visto l'art. 1° del bando del Comandante Supremo delle Forze Armate 30 settembre 1943, N. 187 A.C. col quale si delega al Capo di Stato Maggiore Generale la facoltà di emanare bandi;
- visti gli artt. 16 e 17 del testo della legge di guerra approvato con R.D. 8 luglio 1938 N. 1415;
- visto il R.D. 10 giugno 1940 N. 566 che ordina l'applicazione della legge di guerra nel territorio dello Stato;
- visto il continuo afflusso nelle file del R.E. di volontari di ogni ceto che chiedono di servire la Patria in armi, per la liberazione del suolo nazionale dall'occupazione tedesca.

4

O R D I N I A M O :

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Art. 2°

Possono aspirare all'arruolamento tutti gli elementi attualmente non alle armi appartenenti alla classe 1910 e più giovani, purchè posseggano i requisiti di idoneità incondizionata fisica e morale al servizio militare.

Art. 3°

I volontari dovranno assumere l'impegno di servire nelle file delle speciali formazioni fino al termine delle ostilità con la

./.

Germania.

Tale impegno potrà essere prorogato, per quelli che lo desidereranno, oltre il termine predetto a giudizio del R. G. G. verno.

Art. 4°

I militari appartenenti ai "reparti volontari" destinati alla difesa del P. S. con uso speciale contrassegno; saranno inquadrati con ufficiali, sottufficiali e graduati tratti parte dai volontari (che abbiano i voluti requisiti), o da quelli già alle armi e che ne facciano domanda.

Art. 5°

Treatmento economico e vitto:

- a)-dall'atto dell'arruolamento fino all'approntamento del reparto per prendere parte ad operazioni attive:
 - Razione diversi uguale a quella stabilita per tutti i reparti mobilitati;
 - indennità di operazioni pari ad una volta e mezzo di quella normale (ossia aumento del 50%) per gli ufficiali e marescialli, ed al doppio di quella normale (ossia aumento del 100%) per i sottufficiali e militari di truppa;
 - assistenza di famiglia nell'attuale misura;
- b)-dal momento in cui il reparto è approntato per prendere parte ad operazioni attive;
 - supplemento alla razione diversi;
 - indennità di operazioni pari al doppio di quella normale (ossia aumento del 100%) per gli ufficiali e marescialli, ed al triplo di quella normale (ossia aumento del 200%) per i sottufficiali e militari di truppa;

3

Art. 4°

I militari appartenenti ai "reparti volontari" destinati alla difesa del P.S. con uno speciale contrassegno; saranno inquadrati con ufficiali, sottufficiali e graduati tratti pure dai volontari (che abbiano i voluti requisiti), o da quelli già alle armi e che ne facciano domanda.

Art. 5°

Trattamento economico e vitto:

- a)-dall'atto dell'arruolamento fino all'approntamento del reparto per prendere parte ad operazioni attive:
 - razione viveri uguale a quella stabilita per tutti i reparti mobilitati;
 - indennità di operazioni pari ad una volta e mezzo di quella normale (ossia aumento del 50%) per gli ufficiali e marescialli, ed al doppio di quella normale (ossia aumento del 100%) per i sottufficiali e militari di truppa;
 - sussidio di famiglia nell'attuale misura;
- b)-dal momento in cui il reparto è approntato per prendere parte ad operazioni attive;
 - supplemento alla razione viveri;
 - indennità di operazioni pari al doppio di quella normale (ossia aumento del 100%) per gli ufficiali e marescialli, ed al triplo di quella normale (ossia aumento del 200%) per i sottufficiali e militari di truppa;
 - raddoppio del sussidio di famiglia;
- c)-all'atto del congedamento verrà concesso a tutti i volontari arruolati in applicazione del presente bando un mese di assegni vivi e indennità (razione viveri esclusa) per ogni trimestre di servizio prestato.

./.

Art. 6°

Agli arruolati in base al presente bando sono estese tutte le facilitazioni ed i diritti concessi per legge ai combattenti dell'attuale conflitto.

Art. 7°

Modalità per l'arruolamento: gli aspiranti si dovranno presentare, a partire dal 15 novembre p.v., alla più vicina stazione CC.RR. in territorio controllato dalle nostre truppe, la quale provvederà all'appiamento ai "centri ordinamento volontari" appositamente costituiti.

Art. 8°

Il presente bando entra immediatamente in vigore. Esso sarà pubblicato mediante inserzione nel Foglio Annunzi Legali delle provincie e mediante affissione di manifesti murali nei vari comuni del territorio.

DAL COMANDO SUPREMO, li

1943

2

A M B R O S I O

AWY/205/

1 Nov, 43.

Lt-Col. N.W. Monfort,
Allied Military Mission,
Brindisi.

The Legal Division at this H.Q. requires for reference purposes 1 copy of all Proclamations:

- (a) already issued by the King of Italy and
- (b) which may be issued from time to time in the future *by him.*

It will be much appreciated if you can arrange for class (a) to be forwarded now and those of class (b) to be forwarded at the time of publication.



H.B. ROWE,
Lieut-Colonel.,
Chief Legal Officer.

AMG.
15 Army Group.
C.M.F.
HER/WH.

1

0516