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ITALIAN MINISTRY OF JUSTICE
DEC. 1943 - JAN. 1944

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

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ITALIAN MINISTRY
OF JUSTICE

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Copy in 111 A

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee

ART/guf

27 December 1943.

In reply
refer to: ACC/1/304.

SUBJECT: Cav. Uff. dott. VITA.

TO : Chief Legal Officer, HQ AMG Region 2.

1. From the attached request it will be seen that the Italian Minister of Justice is desirous of securing the services of the above named official in furtherance of a demand from the Allied Control Commission that a responsible Italian judicial officer should be appointed by the Ministry to act as liaison officer at Salerno.

2. As it is essential that the nominee for this post should be in every way suitable to fill such a position of confidence at the seat of the Commission, before giving effect to this transfer it would be appreciated if you would advise this office without delay as to what is known of this official and if necessary institute any other enquiries to this end.

A. R. THACKRAH, Major
Legal Subcommittee, ACC.

Cav. Uff. Dott. VITA Giacomo. Consigliere di Cass. in Roma e dal 25 ottobre 1943 con le funzioni di Sostituto Procuratore Generale presso la Sezione di C. di App. di Potenza, ivi destinato dall' AMGOT.

231

HEAD OFFICES
ARMED CONTROL COMMISSIONS
Legal Subcommission

cmf/gmf

15 January 1944.

In reply
refer to: ACC/1/207.

SUBJECT: Land Transfers, etc.

TO : D.C.L.O., AND HQ.

I enclose copies of two letters I am sending to 15th Army Group.

1. As to restrictions on transfers of land, etc. This speaks for itself and answers Major Grossman's query on the telephone today. Will you take it up in due course with Major Howe who is moving his HQ fairly near to you on Monday (17 Jan.).

2. As to making laws published in the Official Gazette the law of occupied territory. This is a little more difficult, but I think the enclosed correspondence makes the position fairly plain.

We negated Major Howe's suggestion of seeing all draft decrees and autographing them and my suggestion is that we ask the Italian Government to leave a blank space on each Gazette and have printed in this a list of the decrees which are to become the law of occupied territory; alternatively we could have a printed slip pasted into each copy indicating which decrees are to be applied. The work of addressing the copies would so far as Region 1 & 2 are concerned be too heavy for us and we should have to ask the Government to undertake that. I hope the whole matter is accelerated so far as we are concerned but I am so disheartened by these constant delays that we may just as well be prepared to take advantage of this system.

3. Majors Harnsted and Mulderi have completed their visit and return tomorrow afternoon.

4. I received your letter re telephoning you at lunch time today but the call is not repeat not yet through.

5. Gen. Maubulan is momentarily expected.

6. Sometime ago we asked Major Howe, then CIO Region 2, to inquire into the character and suitability of Giacomo VITA a magistrate at Potenza who was put forward by the Minister to be his representative at SALERNO. We have heard nothing but Major Howe yesterday said he thought he had seen some letter upon cover at Region 2 during this visit. No letter has yet arrived here as I signalled you today in case it has been sent to you. If we are to repudiate it, it is most important that we do so at once.

In reply
refer to: 100/14/207.

SUBJECT: Land Transfers, etc.

TO : D.C.I.C., and HQ.

I enclose copies of two letters I am sending to 15th Army Group.

1. As to restrictions on transfers of land, etc. This speaks for itself and answers Major Grossman's query on the telephone today. Will you take it up in due course with Major Howe who is moving his HQ fairly near to you on Monday (17 Jan.).
2. As to making laws published in the Official Gazette the law of occupied territory. This is a little more difficult, but I think the enclosed correspondence makes the position fairly plain.

We regretted Major Howe's suggestion of seeing all draft decrees and autographing them and my suggestion is that we ask the Italian Government to leave a blank space on each Gazette and have printed in this a list of the decrees which are to become the law of occupied territory; alternatively we could have a printed slip pasted into each copy indicating which decrees are to be applied. The work of addressing the copies would so far as Region 1 & 2 are concerned be too heavy for us and we should have to ask the Government to undertake that. I have the whole matter in a circular so far as we are concerned but I am so disheartened by these constant delays that we may just as well be prepared to take advantage of this system.

3. Majora Lenzford and Palmieri have completed their work and return tomorrow afternoon.

4. I received your letter re telephoning you at lunch time today but the call is not repeat not yet through.

5. Gen. MacFarlane is momentarily expected.

6. Sometime ago we asked Major Howe, then CIO Region 2, to inquire into the character and suitability of Giacomo VITA a magistrate at Potenza who was put forward by the Minister to be his representative at Salerno. We have heard nothing but Major Howe yesterday said he thought he had seen some letter when over at Region 2 dealing with this man. No letter has yet arrived here so I signalled you today in case it has been sent to you. If we are to repudiate this man it is most urgent that we do so at once.

7. Please inform Major Grossman that Capt. Wright of the Italian Sub-commission has complete information as to the Labour laws of Italy and he is believed to be in Naples at present.

G. P. VICKERS, Colonel
Chief Legal Officer, HQ.

(To be added to letter from Col. Upjohn to U.S.L.O. HQ AMB AOC/1/207 of 15 Jan. 1944).

To be added to para No. 4 - "Have since spoken to you".

To be added to para No. 5 - "Has arrived".

P.S. Property Control

On drafting a letter to 13 Army Group for transmission to Gen. Alexander for his signature to an authority I find that the only signals sent to me were paraphrases of signals received by HQ (SUSCO) (SUSCO) and sent to Gen. Alexander. I feel Gen. Alexander ought to see true copies of the signals to and from Broaden MB as will you please take this up direct with Howe in view of his move on Monday.

(S) GMS

To be added to para No. 5 - "has arrived".

P.S. Property Control

On drafting a letter to 25 Army Group for transmission to Gen. Alexander for his signature to an authority I find that the only signals sent to me were paraphrases of signals received by KILB (PARIS) (11/11/45) and sent to Gen. for Rogers. I feel Gen. Alexander ought to see true copies of the signals to and from Freedom 133 so will you please take this up direct with Howe in view of his move on Monday.

(5) C-4

111/5

HEADQUARTERS
ALLIED CONTROL COMMISSION

GRU/gmf

CABLE - OUTGOING

15 January 1944.

PRIORITY

SECRET

FROM PATMA

TO PARGO

Have you received confidential report from No. 2 Region
on Giacomo VITA who is proposed as representative of Minister of
Justice at SALERNO PD If so signal paraphrase of report here immediately
as matter very urgent PD TO PARGO FOR WILMER FROM PATMA FROM UPJOIN PD

139

HEADQUARTERS
ALLIED CONTROL COMMISSION

GMU/gmf

CABLE - OUTGOING

7 January 1944

SECRET

PRIORITY

FROM PATIMA

TO PENCA

Reference ~~your~~ Fargo 91 ~~101-1533~~ Italian Ministry of Grace
and Justice definitely requires the rooms allotted to it in Palace
of Justice Salerno PD TO PENCA FOR FARGO REPEATED TO 94 SUBAREA
FOR MISSEVERON FROM PATIMA FROM UNJOHN SIGNED JUTUE PD

403

341
U. S. SECRET
Equals British SECRET

OUTGOING

OW/OW/BA

4/7
1859
071204A

SECRET

PRIORITY

EATIMA

PRIME

JAN

JAN

111/5

REFERENCE SARGO NINE ONE PAREN TO PENCE FOR SARGO REPEATED NINE FOUR SUMARIA
FOR MOSE VERNON FROM EATIMA FROM UNION SIGNED JOYCE PAREN ITALIAN MINISTRY
OF GRACE AND JUSTICE DEFINITELY REQUIRES THE ROOMS ALLOTTED TO IT IN PALACE
OF JUSTICE SALEMNO

AUTHENTICATED:

ROBERT E. DOE
Major, A.G.D.
Secretary of the Commission

DISTRIBUTION:

- 2 - AG
- 1 - Diary
- 1 - Col Upjohn ✓

U. S. SECRET
Equals British SECRET

403

2

341 U. S. SECRET
Equals British SECRET

ALLIED CONTROL COMMISSION INCOMING MESSAGE /msr

XXX/RELAY NO. R 944/05

M/C NO : 36/5

CLASS : SECRET

REF NO : FBS 4313

PREC : PRIORITY

FILED : Jan 051631A

FROM : FENCE (FARGO) CITE FARGO 91

REC'D : Jan 052327A

TO : FATIMA FOR ACTION TO 94 SUB AREA FOR MOSSVERNON FOR INFO

Pettorelli LaLlarta arranged with me for Italian Ministry Grace Justice accommodation 15 rooms in Palace of Justice Salerno. Wilmer now says Italian Ministry will remain Bari and only send small Liaison Party Salerno. Inform Mossvernion earliest proposed dispositions Italian Ministry Grace Justice.

DISTRIBUTION:

2 - AG

1 - Diary

1 - Gen. Taylor. Info.

1 - Col. Upjohn - Action

U. S. SECRET
Equals British SECRET

2 3 0 5