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10000/143/185

10000/143/185

PROCLAMATIONS & ORDERS
SEPT., OCT. 1943

0482

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

PROCLAMATIONS
+
ORDERS

RPS/300.4

AMGOT/1184/PS

RPS/300.4

PROCLAMATIONS & ORDERS

0488

NS

RPS/300.4

10000/143/185

THIS FOLDER
CONTAINS PAPERS
FROM SEPT 1943
TO OCT 1943
CATALOGUE

MINUTE SHEET

File No. 1184/PS
Sheet No. 1

Folio No.	Ref.	Date.	To/From.	Subject.
1	1184/PS	1 Oct	To C.I.O.	Request 6 copies of all Procs. & Orders
2/4	—	Oct	From Col. Clough	Procedure for publication
5	4006/L	11 th "	S. G. L. O.	Order of Proclamations
6-7				Rules & Regulations with regard to Labours Office
8	4007/L	11 Oct	C.I.O.	G.O. No. 4.
9	4006/L	12 Oct	all Legal Offices	Adm. Ino. on Constitution of Lab.
10/14		2 Oct	Civil Office	Opinion on Proclamation 13
15/16		6 Oct	Extract from	Minutes of Conference 6 Oct 23
17	4007/L	18 Oct	Publication of	Distribution of Proclamations & Orders

60

Subject: Publication and Distribution of Proclamations and Orders.

AMGOT/4007/L

AMGOT HQ. SICILY

18 October 1943

The following procedure in regard to Publication and Distribution of Proclamations and orders is now in operation and is brought to the notice of all concerned.

Publication of Proclamations and Orders

1. Division originating proclamation or order gives Legal Division complete details and information regarding proclamation or order desired, after coordinating with all other interested divisions.
2. Legal Division drafts order and, after agreeing same with originating Division, passes to C.C.A.O. for approval through C.S.O.
3. Draft passes back to Legal Division. If revision required it is now done in consultation between division of origin and Legal Division, as well as with other interested divisions.
4. Corrected draft after receiving any further approval necessary from Legal Division, passes to printer.
5. Printer submits galley proof to Legal Division who check until accurate proof received.
6. Final proof is sent by Legal Division to Division of origin for signature as finally approved, before prints are made.
7. Legal Division then signs approval also and passes back final proof for printing with notation of number of copies required and priority. 67
8. Printer delivers completed order to Legal Division.
9. Legal Division supervises distribution to all regions including four copies to each division and staff officer and four to Central Registry.
10. Legal Division maintains brief register indicating: Division of Origin, number and subject of publication, date of inception, date of final printing, and dates of distribution.

Distribution:

D.C.C.A.O.
C.S.O.
A.C.S.O.
Lt. Col. Clough
Lt. Panelli
All heads of Divisions

File
Spaces (10)

CHARLES M. SPOFFORD,
Colonel, G.S.C.
Chief Staff Officer

Copy sent Civil Police
PH 20/10 2 19/10

PUBLIC SAFETY DIVISION.

ROUTING SLIP.

TO SEE :- 17

C.P.S.....

D.C.P.S.....

PRISON SECTION..... *Copy sent 12/10*

CIVIL POLICE SECTION.....

X FIRE AND CIVIL DEFENCE
SECTION.....

X LICENSING AND REGISTRATION
SECTION..... *N.A.*

*Re-register on 1184/PS
#135/PS* 9/17

AMCOT/4006/L.
AMCOT HQ., SICILY
12 October 1943

SUBJECT: Administrative Instruction on Construction of Proclamations.
TO : All Legal Officers (through SCMO).

Reference this HQ letter AMCOT/4006/L. dated 10 Oct 1943, please amend
Par. 1 to read as follows:

"1. Proclamation 2, Article I, Section 17:

While an ordinary minor theft of property by one civilian from another is not to be considered an act of "plunder or pillage" looting of homes and buildings is an offense under this section. If mere possession of looted goods is presented it would be a violation of article III, section 1 which provides that anyone "assisting in" the commission of an offense is guilty. If the goods stolen are those of the Allied Military Government or enemy property entitled to be taken by the Allied Forces the prosecution should be under Article I Section 11, Article II section 26, or Article II section 39 as the case may be.

Minor thefts and larcenies of civilian property by civilians should be prosecuted in the Italian Courts under Italian law."

66

W. C. Chalker
W. C. CHALKER,
Lt. Col., AUS,
Chief Legal Officer.

Distribution

Agrianto	3	Amcot Division	1
Caltanissetta	2	Amcot 8th Army	10
Catania	2	Amcot 5th Army	10
Enna	2	File 4006/L.	1
Palermo	4	File 4034/L.	1
Ragusa	3	Flot	1
Siracusa	2	Divisions	12
Messina	3	WCS, AMHQ	12
Trepani	3	Spares	16

Subject:- General Orders - General Order No. 4.

AMGOT/4007/L.

To:- All S.C.A. Os.

All Heads of Divisions.

Lt. Col. Snock, Carabinieri HQ., Palermo.

AMGOT H.Q. SICILY.

11 October, 1943.

Owing to printing errors in General Order No. 4 (Price Control Order) as originally printed and posted, it has been decided to have fresh copies made and posted so that the enforcement of this General Order can be facilitated. 5000 copies of the Order as corrected have been printed and are being distributed on the following bases:-

All Divisions:

6 copies each.

Headquarters:

10 copies.

Provinces:

Palermo:	1000.
Messina:	600.
Catania:	800.
Siracusa:	300.
Agrigento:	400.
Ragusa:	300.
Enna:	300.
Caltanissetta:	300.
Trepani:	400.

4400.

Lt. Col. Snock at Carabinieri

H.Q., Palermo: 100 copies.

The copies made up into rolls of 100 each are being forwarded under separate cover and should be posted forthwith.

Distribution:-

Agrigento	1.
Caltanissetta	1.
Catania	1.
Enna	1.

W.C. CHAMBER
W.C. CHAMBER, Lt. Col. (F.A.)
Chief Legal Officer.

copies made and posted so that the enforcement of this General Order can be facilitated. 5000 copies of the Order as corrected have been printed and are being distributed on the following bases:-

All Divisions: 5 copies each.
Headquarters: 10 copies.
Provinces:

Palermo: 1000.
Messina: 600.
Catania: 800.
Siracusa: 300.
Agrigento: 400.
Ragusa: 300.
Trapani: 300.
Caltanissetta: 300.
Trapani: 400.

14400.

Lt. Col. Snock at Capabiniere
H.Q., Palermo: 100 copies.

The copies made up into rolls of 100 each are being forwarded under separate cover and should be posted forthwith.

W. C. Chantler
W. C. CHANTLER, Lt. Col. (F.A.)
Chief Legal Officer.

Distribution:-

Agrigento 1.
Caltanissetta 1.
Catania 1.
Trapani 1.
Palermo 1.
Ragusa 1.
Siracusa 1.
Messina 1.
Trapani 1.
Heads of Divisions 12.
H.Q. 1.
Files 2.
Float 1.
Spares 5.
Lt. Col. Snock 1.

PUBLIC SAFETY DIVISION

ROUTING SLIP.

TO SMC :- 8

G.P.S. *Belus*

D.C.F.S. *Belus*

PRISON SECTION.

CIVIL POLICE SECTION. *have copy*

FIRE AND CIVIL DEFENCE
SECTION.

LICENSING AND REGISTRATION
SECTION.

PUBLIC SAFETY DIVISION.

ROUTING SLIP.

TO SEE :-

C.P.S.....

D.C.P.S.....

PRISON SECTION.....

CIVIL POLICE SECTION.....

FIRE AND CIVIL DEFENCE
SECTION.....

LICENSING AND REGISTRATION
SECTION.....

Please return to Public Safety Division

File 1184/173

Polus
Empty

MSA

ALLIED MILITARY GOVERNMENT OF OCCUPIED TERRITORYRULES AND REGULATIONS WITH REGARD TO LABOUR OFFICES.ISSUED PURSUANT TO GENERAL ORDER NO. 8.THE REGIONAL LABOUR OFFICE FOR SICILY.

1. The Regional Labour Office for Sicily shall be established in the City and Province of Palermo or at such other city or town as the Chief Civil Affairs Officer may direct.

2. The Regional Labour Office for Sicily shall be in the charge of a civilian director to be known as the Director of Labour for the Region of Sicily to be appointed by the Chief Civil Affairs Officer or an officer duly empowered by him in that behalf. His staff shall be composed of civilian clerical staff, labour economists, labour investigators and such other selected personnel as he may require and the Chief Civil Affairs Officer may approve.

3. The powers, duties and functions of the Regional Labour Office for Sicily will be as follows:-

- (a) To co-ordinate the functions and activities of the various Provincial Labour Offices.
- (b) To act in an advisory capacity to Provincial Labour Offices.
- (c) To compile statistical information on employment, child labour, wages and labour relations (including disputes, mediation, conciliation and arbitration) in the Island of Sicily, such statistical information to be based upon information supplied by the Provincial Labour Offices and checked and compared with all other available information.
- (d) To report monthly to the Chief Civil Affairs Officer on the labour situation generally in the Island of Sicily.
- (e) To publish quarterly in the form of a report to the Chief Civil Affairs Officer a summary of and deductions from the statistical information so compiled and to make such report available for inspection by and publication to the public.

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- (b) To act in an advisory capacity to Provincial Labour Offices.
- (c) To compile statistical information on employment, child labour, wages and labour relations (including disputes, mediation, conciliation and arbitration) in the Island of Sicily, such statistical information to be based upon information supplied by the Provincial Labour Offices and checked and compared with all other available information.
- (d) To report monthly to the Chief Civil Affairs Officer on the labour situation generally in the Island of Sicily.
- (e) To publish quarterly in the form of a report to the Chief Civil Affairs Officer a summary of and deductions from the statistical information so compiled and to make such report available for inspection by and publication to the public.
- (f) To act as or to appoint conciliators, mediators or arbitrators in any labour dispute referred to it by any Provincial Labour Office or by the Chief Civil Affairs Officer, but so always that any conciliation, mediation, arbitration or other decision given in any such dispute shall be submitted for approval by the C.C.A.O. Any decision which appears adversely to affect the interests of the Allied Forces in the territory, or which is in conflict with any policy affecting the public interest in the territory may at the discretion of the C.C.A.O. be reviewed or reopened by him for further evidence and consideration.

- 2 -

- (g) To consider forthwith the most practicable and expeditious method of re-establishing and assuring freedom of labour organisation and representation throughout the Island of Sicily.
- (h) To deal with such other matters relevant to labour and labour relations in the Island of Sicily as the Chief Civil Affairs Officer may refer to it.

PROVINCIAL LABOUR OFFICES

4. The Provincial Labour Office for each province will be established in the capital city or town of the province or in such other city or town as the Senior Civil Affairs Officer may direct.

5. Each Provincial Labour Office will be in the charge of a civilian director to be known as the Director of Labour to be appointed by the Prefetto and approved by the Senior Civil Affairs Officer of the Province. His staff shall consist of clerical employees and such labour economists and investigators as he may require.

6. The powers duties and functions of a Provincial Labour Office will be as follows:-

- (a) To compile statistical information on employment, unemployment, child labour and wages in the province.
- (b) To establish central employment offices as and where necessary and there to
 - (i) Register all unemployed labour by craft and skill;
 - (ii) Furnish labour (on application) to the Allied Forces;
 - (iii) Furnish labour (on application) to civilian employers.
- (c) To act as or to appoint conciliators, mediators or arbitrators in labour disputes but so always than any conciliation, mediation, arbitration or other decision given in any such dispute shall be submitted for approval by the Chief Civil Affairs Officer through the Senior Civil Affairs Officer. Any decision which

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(c) To act as or to appoint conciliators, mediators or arbitrators in labour disputes but so always than any conciliation, mediation, arbitration or other decision given in any such dispute shall be submitted for approval by the Chief Civil Affairs Officer through the Senior Civil Affairs Officer. Any decision which appears adversely to affect the interests of the Allied forces in the territory, or which is in conflict with any policy affecting the public interest in the territory may at the discretion of the C.C.A.O., be reviewed or reopened by him for further evidence and consideration.

(d) To report monthly to the Prefetto and the Senior Civil Affairs Officer of the province on its work in the past month and on the labour situation generally in the province.

- 3 -

- (e) To institute forthwith a study of wages in the province.
- (f) To establish such sub-offices and to appoint such representatives as efficient administration may require.
- (g) To deal with such other matters relevant to provincial labour and labour relations as the Prefetto or the Senior Civil Affairs Officer may refer to it.

RECORDS AND FILES OF DISSOLVED INSTITUTIONS

7. The records and files of the Institutions dissolved by Article I of General Order No. 8 shall be delivered to the Director of Labour for the Region of Sicily or as he shall direct.

ASSETS OF DISSOLVED INSTITUTIONS.

- 8. (a) S.C.A.O.'s or C.A.O.'s will furnish to the Assistant Controller of property assigned to their respective provinces a list of all property of the said institutions and inventories of contents, stating:-
 - (i) The physical condition of the property and
 - (ii) Its disposition, i.e. whether occupied by the Armed Forces, AMGOT, Italian Government Officials, or leased to third parties etc.

Upon receipt of the above information the Controller of Property will take formal control of such property.

- (b) The Controller of Property shall permit the Regional Labour Office for Sicily and the Provincial Labour Offices to use all or any of the buildings and premises of the said Institutions together with the furniture and equipment therein belonging to the said institutions and no payment of rent or compensation for such use shall be made; and

- (c) No monies of the said Institutions shall be applied without the specific direction of the Chief Finance Officer for any purpose of the Regional or Provincial Labour Offices which shall obtain the necessary funds from the Allied Military Financial Agency.

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23 September, 1943

for Charles Spafford
Major General,
Chief Civil Affairs Officer.

AMDOT/4006/L.
AMDOT HQ., SICILY
10 October 1943

SUBJECT: Administrative Instruction on Construction of Proclamations.

TO : All Legal Officers (through SCAG).

Some questions relating to the interpretations of provisions of Proclamations have arisen in the administration of Military Courts. For the purpose of assisting all officers presiding over Courts and those prosecuting offences the following interpretations have been made:

1. Proclamation No. 2, Article I, Section 17:

While an ordinary minor theft of property by one civilian from another is not to be considered an act of "plunder or pillage" looting of homes and buildings is an offense under this section. If mere possession of looted goods is presented it would be a violation of Article III, Section 1 which provides that anyone "assisting in the commission of an offense is guilty." If the goods stolen are those of the Allied Military Government or enemy property entitled to be taken by the Allied Forces the prosecution should be under Article I Section 2, Article I Section 26, or Article I Section 39 as the case may be.

Minor thefts and larcenies of civilian property by civilians should be prosecuted in the Italian Courts under Italian law.

2. There have been instances of public demonstrations against Italian public officials. These officials are carrying out their duties under the Military Government, and are acting on military authority. For the purposes of Section 20 of Article I, Proclamation No. 2, the words "military authority" may be held by all Allied Military Courts to include such Italian public officials.

3. It is to be noted that Section 20 of Article I, Proclamation No. 2, does NOT apply to persons participating in insurrections or demonstrations unless they are also guilty of incitement, organization or leadership. This Furthermore, there must be an insurrection or intended insurrection. This is most serious than ordinary riot. If all the requirements of the above section are not present, persons concerned in public disturbances should be charged under Sections 30 or 31 of Article 2 of Proclamation No. 2.

4. Any theft of property in the custody or under control of the Controller of Property should be prosecuted under Proclamation No. 6, Article X, Sections (a) and (b).

5. Attention is likewise called to the provisions of Proclamation No. 6, Articles I and V which make it an offense in the Military Courts to violate Italian ration laws, including Black Market offences.

6. Proclamation No. 2, Article I refers only to General Orders of the

62

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5. Attention is likewise called to the provisions of Proclamation No. 6, Articles I and V which make it an offense in the Military Courts to violate Italian ration laws, including Black Market offenses.

6. Proclamation No. 9, Article I refers only to General Orders of the Allied Military Government to be published in the Sicily Gazette. Local orders need not be so published.

Copy to files AGOT/4027/L.
AGOT/4034/L.

ja

W. C. CHAMBER,
Lt. Col., AUS,
Chief Legal Officer.

PA

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PUBLIC SAFETY DIVISION.

ROUTING SLIP.

TO SEE :- *5 Police*

C.P.S.....

D.C.P.S..... *Shirley*

PRISON SECTION..... *See*

CIVIL POLICE SECTION.....

X FIRE AND CIVIL DEFENCE SECTION..... *John R*

LICENSING AND REGISTRATION
SECTION.....

To Public Safety Div.

Request your comments on attached plan.

Replied ok
but would
like to see
for this
4/10

meets the
plan
Thank
fully
you
Baker
Reg + R/F
1180
④
C1
P/H
8/9/10

Publication of Proclamations and Orders

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1. Division originating proclamation or order, drafts it in English and Italian and passes to Legal Division through Captain Talbot, after coordinating with all other interested divisions.
2. Legal Division checks, makes any changes necessary and passes to C.G.A.O. for approval, through Captain Talbot.
3. Draft passes back to division of origin. If revision required it is now done in consultation between division of origin and Legal Division, as well as other interested divisions.
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5. Printer submits galley proof to Captain Talbot who passes to all concerned for approval, when any corrections are made. Captain Talbot then returns to printer.
6. Printer submits final proof which Captain Talbot submits to all concerned including C.G.A.O. for written approval on proof.
7. Captain Talbot returns to printer with written printing order specifying number of copies and priority.
8. Printer delivers completed order to Information Office and delivery slip to Captain Talbot.

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(2)

9. Captain Talbot supervises distribution, including two copies to each division and staff officer and four to Central Registry.
10. Captain Talbot maintains Brief register indicating: Division of Origin, number and subject of publication, date of inception, date of final printing, and date of distribution.

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SUBJECT: Issue of Proclamations and Orders.

SECUT/1181/PS

SECOT H.Q., SICILY.

1 October 1943.

TO : Chief Legal Officer.

Would it be possible for 6 copies of every Proclamation and Order to be supplied to this Office when issued?

At present we have the Sicily Gazette and copies of G.Os. 4, 5, 6, and 8.

Apart from the off chance of seeing them in "MICHIA LIBERTA" we have no means of knowing of and when Proclamations and Orders are issued, even when we are responsible for their enforcement.


R.M.J. MARTIN,
Lt. Colonel,
Deputy Commissioner of Public Safety.

