

1845

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

ACC

10000/143/986

PRISON A
MAY - AUG

10000/143/986

PRISON ACCOMODATION, ISLANDS OF LIPARI & USTICA
MAY - AUG. 1944

14215/3
JR
HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394, U.S. ARMY
A. C. C.
21 JUL 1945
15A

PS.9.1

20 July 1944

SUBJECT: Transfer of Prisoners to Sardinia.

TO : HQ. ACC. Public Safety Sub-Commission.
(Attention Major F.J. Wilson). ✓

- 2A
1. Reference your ACC/14215/3/PS; dated 25th May, 1944, and subsequent correspondence on the above subject.
 2. The transfer of the 250 civil prisoners from Region 3 to Sardinia has been completed.
 3. A party of 140 left Naples City on the 18th instant and another of 110 left Procida on the 19th instant.
 4. Region 6 were informed by cable of the approximate time of arrival.

GRD/jag.

for G. T. Francis
G. T. FRANCIS
Lieut. Colonel, G. 400
Regional Public Safety Officer.

~~U. S. SECRET~~
~~Equally British Restricted~~

OUTING

WILCOX/HFV

7/08

3075

JUL

14215/B

~~SECRET~~

U. S. SECRET

Equally British

SECRET

ROUTINE

ACC REAR

ACC REGION SIX



13A-100

AS ARRANGED WITH PROCONSUL DEL RE THREE ZERO ZERO PRISONERS
FOR WORK ON FARMS WILL TRAVEL FROM NAPLES TO CAGLIARI BY CRUISER
ON ONE THREE OR ONE FOUR JULY PD TO ACC REGION SIX FOR CAIRI FROM
ACC REAR FROM PUBLIC SAFETY SIGNED STONE PD FURTHER INFORMATION
WILL BE FORWARDED WHEN ETA IS KNOWN

AUTHENTICATED:

E. J. Chiocca

E. J. CHIOCCA
OWO, USA
Adjutant

DISTRIBUTION:

- 1 - File
- 1 - Float
- 1 - FCC
- 1 - Adj Main
- 1 - P. Safety

402

~~U. S. SECRET~~
~~Equally British Restricted~~

U. S. SECRET

SECRET

1 8 4 9

SECRET

K
711
Public Safety
14215
BA

ACC REAR (R) NOIC NAPLES

FOWIT (O)
NONE

JULY 8/1124

SECRET
NONE
CITE: NONE

/12A

FOR CAPTAIN MORDEN. YOUR LETTER 9/122/CA OF 20/6.

ITALIAN APPROVAL HAS BEEN OBTAINED FOR 200 ITALIAN CIVIL PRISONERS TO BE SHIPPED IN CRUISER GARIBOLDI AND 100 IN CRUISER POMPEO MAGNO, SAILING ABOUT 13TH AND 14TH JULY.

ITALIANS REQUEST ADEQUATE CARABINIERI GUARDS BE PROVIDED AS ESCORT. REQUEST YOU CONTACT NOIC NAPLES TO ARRANGE EMBARKATION DETAILS

DIST

FOWIT D-3a. 5,6,12,13,14,18,19 LOG.
SHM: ACC REAR JMK V.C.

ACC DIST

ACTION CA BE (2)

INFO DEP CO
PUB SAFETY SC
FILE
FLOAT (2)

- 1 Received P.M. 13²⁴.
- 2 Repeated to RPSO 3 who will contact
Hq long 'Phone NAVY.45. NOIC. Naples.
and make arrangements direct.
- 3 RPSO 3 will advise Reg 6 and this H/Q when
embarkation arranged.

13²⁴. Ops.

401

JULY 12/

SECRET

P Safety

12A
2222HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 39A14215/3
SM

Ref 19/22/CA

20 June 1944

SUBJECT: Transfer of Prisoners to Sardinia.

TO : P.C.M.I.T. (Naples) Attention Staff Officer Italy
Liaison.

11A/B refers

1. It is desired to transfer 300 Italian Civil Prisoners from the Naples asento Cagliari, Sardinia.

2. Italian cruisers are used for transporting Italian Military from Sardinia to the mainland, and it is thought that accommodation could be found on the return trip for the civil prisoners from Naples.

3. Can arrangements be made please for shipment in the first week of July 1944.

Copy to:

Navy Sub-Commission
Army Sub-Commission (MIA) Legale
R.C.'s Regions III and VI
Admin. Section (for Public Safety Sub-Comm.)Brigadier
Executive Commissioner
For Chief Commissioner

400

20/23

NEAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
AEO 394

18th, 1944

ACC/14215/13

SUBJECT : Transfer of Prisoners to Sardinia.

TO : Executive Commissioner (through V.P. Adm. Sect.)

1. Agreement has been reached, to transfer 300 prisoners from Region 3 to Region 6 (Sardinia), where accommodation is available. The prisoners will work on farms.
2. Italian military prisoners are being brought from Sardinia to the mainland to work in Foggia. Italian cruisers are used for transporting these men, and it is thought that accommodation could be found on the return trip for the prisoners from Region 3.
3. Lt. Commander Davies, Staff Officer Italy Liaison (S.O.I.L.) has been seen at Navy House Naples. He agreed that it might be possible to provide the necessary accommodation for the passage of 300 prisoners to Cagliari from Naples in the first week of July 1944.
4. May the attached letter be forwarded to Navy House Naples, please.

Paul G. Kirk
PAUL G. KIRK,
Colonel, Inf.
Chief, Public Safety
Sub-Commission.

Enclosure:
Letter to P.O.V.I.T (Naples)

Copy to:
Navy Sub-Commission.

HEADQUARTERS
ALLIED CONTROL COMMISSION
RO & MG SECTION
APG 394

18th June, 1944

SUBJECT : Transfer of Prisoners to Sardinia.

TO : P.O.W.I.F. (Naples) attention Staff Officer Italy
Liaison.

1. It is desired to transfer 300 Italian Civil prisoners from the Naples area to Cagliari, Sardinia.
2. Italian cruisers are used for transporting Italian military prisoners from Sardinia to the mainland, and it is thought that accommodation could be found on the return trip for the civil prisoners from Naples.
3. Can arrangements be made please for shipment in the first week of July 1944.

Brigadier
Executive Commissioner
for Chief Commissioner.

Copy to:
Navy Sub-Commission.

HEADQUARTERS, PUBLIC SAFETY
ALLIED CONTROL COMMISSION
REGION VI.

10A
29 May 1944

HQ/PR/23

SUBJECT: Accommodation of 500 prisoners from the Mainland.

TO : Rear HQ, A.C.C., Public Safety Sub-Commission.

1. With reference to your cable NR 2765, 15/1540B concerning accommodation of 500 prisoners from the mainland, the Procuratore Generale del Re has been consulted and the Agricultural Colonies visited.

2. There is plenty of accommodation available as is shown in the attached table comparing normal capacities with present number of prisoners.

3. The Procuratore Generale del Re considered that 300 could be accommodated immediately but it would be difficult to take more owing to the food problem and lack of guards. On the former objection, the food department of this Commission does not think any difficulty will arise and the food grown by the Colonies can be supplemented as required through civilian sources. The number of guards at each prison is quoted. The Procuratore Generale del Re stated that guards were apportioned on the basis of one guard for 20 prisoners and in this statement the guarding appears adequate. Further, escapes from prisons are extremely rare.

4. It is considered, therefore, that 500 prisoners as requested can easily be accommodated even bearing in mind that there are hundreds of prisoners awaiting trial in the Judiciary Prisons.

JEM:wld.

James E. Hughes
J. E. HUGHES, Capt.,
Regional Public Safety Officer,
A.C.C., Region VI.

1 8 6 4

10B

COMPARATIVE TABLE SHOWING NORMAL CAPACITY AND PRESENT NUMBERS
OF PRISONERS

PENAL AND DETENTION PRISONS

Prison	Normal Capacity	Present Number
CASTIADAS	1400	713
ALGHERO	433	496
TRAMARIGLIO	406	270
ASINARA	1400	666
MAONE	550	349
SARDICANO	194	154
TOTALS	4383	2648

Excess of accomodations over present number of prisoners:

1735.

HEADQUARTERS
AND CONTROL COMMISSION
REGION 6

21 May 1944

TO: H.E. The High Commissioner for Sardinia

SUBJECT: Congestion of Prisons in Sardinia

REFERENCE: I/14151(A) 1446

*Adm. Fee
(Raw 48)*
File on 14215/3
9A

1. With further reference to my letter L/1401 of 15 May 44, I have now received a further communication from H.Q., A.C.C. on the subject of the proposed Mixed Commission.

It is considered that in view of the serious congestion in the prisons of Sardinia, principally caused by the number of prisoners awaiting trial, a Joint Commission should be set up at the earliest possible date.

I trust that you will see your way to give early approval to this proposal. I have already earmarked two A.C.C. Officers - one British and one American - to serve on this Commission.

2. The proposed terms of reference are as follows:-

"To review all cases of those in prison for more than one year with power to order the release of all such prisoners who would in the opinion of the Commission on the facts of the case probably have been found not guilty or have been sentenced to a term of imprisonment of about the same length as that which the prisoner has served in prison before tried".

3. The following points also arise out of the letter received from H.Q., A.C.C.:-

(a) It is considered that the judges recently sent to this Island should be used to deal with current cases.

(b) The letter states that instructions are being issued to you from the Ministry of Justice as to co-operation with me in arranging details for the prompt constitution and effective functioning of this Commission and arrangement of details. In this connection it is presumed that action is being taken by your Government to give the Commission any legal powers necessary.

4. I understand that you have not yet received the instructions referred to in Para. 3(b) above. I feel, however, that we should lose no time in completing our preliminary arrangements and I would suggest that pending the receipt of the Ministry's instructions the following action should be taken:-

(a) The Procuratore Generale del Re should be consulted as to the most effective modus operandi of this Commission.

I trust that you will see your way to give early approval to this proposal. I have already remarked two A.C.C. Officers - one British and one American - to serve on this Commission.

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4. I understand that you have not yet received the instructions referred to in Para.3(b) above. I feel, however, that we should lose no time in completing our preliminary arrangements and I would suggest that pending the receipt of the Ministry's instructions the following action should be taken:-

- (a) The Procuratore Generale del Re should be consulted as to the most effective modus operandi of this Commission.
- (b) That he be asked to obtain at the earliest possible moment lists of all prisoners of the category mentioned in the above terms of reference and to instruct the proper authorities to have all documents put in order ready for submission to the Commission.

5. Subject to any further instructions which may be received and to your own views and those of the Procuratore Generale del Re it seems to me that this Commission should operate as follows:-

- (a) It should sit in CAGLIARI.
- (b) It should sit continuously on every day of the week except Sunday until all the cases are disposed of.
- (c) It should have the services of an Italian legal expert at its disposal if neither of the members appointed by you is a lawyer. A secretary should also be appointed.

/(d).....

-2-

- (d) Arrangements should be made for all relevant documents respecting every case to be submitted to the Commission.
- (e) Short abstracts relating to each case should be prepared on lines to be settled by our respective staffs and the Procuratore Generale del Re, these abstracts should be forwarded to this office for translation as soon as practicable and in any event as and when they are completed for each case.
- (f) Consideration should be given to the question of the necessity or otherwise for the attendance of a responsible Officer of the appropriate prison and familiar with the records thereof at the sittings of the Commission. This affects the question of priority of cases dealt with in sub-para. (g) below.
- (g) In general it would appear that priority should be given to prisoners who have served the longest sentences although this consideration may not be paramount in view of the fact that it is hoped the work of the Commission will be disposed of at an early date. It might be found more convenient to deal with cases prison by prison. The point, however, requires close consideration.
- (h) It would seem to be desirable that all prisoners should be medically examined and that certificates as to their state of health be submitted to the Commission.
6. In view of the very great urgency of this matter I shall be grateful if you will take the action indicated in Para. 4 above at your earliest convenience and if you will advise me as soon as you receive instructions from the Ministry of Justice.

MC/gch



M. CARR,
Brigadier,
Regional Commissioner.

Copy to: H.Q., A.C.C. (Main) (R.C. & M.G. Section.
V.P. Administrative Section, A.C.C. (Near)
Legal Sub-Commission, H.Q., A.C.C. (Near)

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MC/ech

M. Carr

M. CARR,
Brigadier,
Regional Commissioner.

Copy to: H.Q., A.C.C. (Main) (R.C. & M.G. Section.
V.P. Administrative Section, A.C.C. (Near)
Legal Sub-Commission, H.Q., A.C.C. (Near)

39*

I

PRISONS

	<u>AGO</u> <u>Territory</u>	<u>AFG</u> <u>Territory</u>	<u>Totals</u>
Number of Prisons (Penal & Judicial)	<u>60</u>	15	75
Maximum Accommodation	14804	2666	17470
Present population	<u>15840</u>	<u>4093</u>	<u>19933</u>
Extent of overcrowding	1036	1427	2463
Italian Military prisoners (included above)	1720	64	1784

II

PRISONS REQUISITIONED

In ACC Territory

Region	Location	Capacity	Remarks
1	Augusta	400	Occupied by R.N. Needs complete re-fitting and repair.
1	Acireale	125	Occupied by British Army.
2	Taranto	85	Occupied by British & Poles.
	Total	610	

In AMG Territory

3	Benevento	50	Requisitioned
3	Poggioreale	400	20th Courts-martial & Holding Centre.
3	S. Eframio	200	F.P.C.
3	S. Maria & Capua Vetere	50	American M.P.
3	Pozzuoli	100	British Detention Camp
3	Nisida	350	British
5	San Severo	100	unknown.
	Total	1250	

Total ACC & AMG Territories 1860

III

DAMAGED AND UNUSABLE PRISONS

<u>Region</u>	<u>Location</u>	<u>Possible Capacity of Prisons</u>
1	Caltanissetta	126
7	Palmi	115
1	Favignana (150 places damaged, prison closed as unsanitary)	550
3	Naples	400
1	Colombaia (repairs in progress to make 300 places available by 1st of June and remainder in 4 months)	700
		1891

IV

PRISONS

Total present accommodation at disposition of AMC and Minister of Justice	17,470
Total present population	<u>19,933</u>
Excess	2,463

Accommodation taken by Italian Military Prisoners	1,784
Accommodation taken by Allied Military Prisoners and for other purposes	1,860
Extent of war Damage and Disrepair	<u>1,891</u>
Total Possible Recovery Available	5,535

VS U M M A R Y

Present position of lack of civilian prison accommodation is rapidly approaching a crisis which unless checked will seriously impair the work of ACC. and may even circumvent the administration of justice.

I believe there are four main and contributory causes:

- (1) Use of civilian accommodation for Italian Military prisoners: this should be absolutely forbidden.
- (2) Use of Italian prisons for Allied Military prisoners and for billeting and storage purposes. The first use should be reduced to the minimum and the second forbidden.
- (3) War damage to and disrepair of Italian prisons. These should be surveyed without delay and where practical the work put in hand as soon as possible.
- (4) The failure on the part of the Italian prison administration to grasp the problem and to energetically pursue a definite plan to put it right. The Inspectorate of liaison between the prison directors and Ministry of Justice. Records poor and incomplete. Overcrowding no new problem to the Italians. Tendency to apathy. Transport needed to transfer from overcrowded areas to less constructed ones. ACC to indicate a plan and to assist them to follow it. Recruiting and training staff. Revision of equipment.

1 May 44.

QUESTIONS: Prison Segregation.

TO : JC & MG Sec. PS. Legal, Interior & Army Sub. Comm.

1. A meeting to consider this matter further will be held in Room 75 at 14.30 hrs on Friday, 5 May 44.

Attendance (a) The following will attend -

VT. 600 sec (Chairman)

Representatives of:- RO & MR Sec and the following Sub Commrs.

1000

Public Safety
Interior

ARMY Sub Command

- (b) A representative of "J." Brunch AAI is being invited to attend.

AUTOMATA

- (a) Explanation of present situation by Deputy Chief Public Safety.
- (b) Proposals for immediate improvement.
- | | | |
|-------|--|--|
| (i) | Removal of Allied Troops from Italian Civil Prisons. | |
| (ii) | " " Italian Military " | " " " " AUGUSTO in particular. (used as a warehouse by Naval Authorities). |
| (iv) | Repair of damaged prisons. | |
| (v) | Fastening of trunks. | |
| (vi) | Forming of Labour Battelions | |
| (vii) | Feasibility of using MAREMARCHIO Prison. | |

Representatives of: HQ & 1st Sec and the following Sub Comms.

Legal
Public Safety
Interior
Army Sub Comm

(a) A representative of 1st Branch AAJ is being invited to attend.

3

AGENDA

(a) Explanation of present situation by Deputy Chief Public Safety.

(b) Proposals for immediate improvement.

(i) Removal of Allied Troops from Italian Civil Prisons.

(ii) " " Italian Military " " " "

(iii) Clearance of prisons used for other purposes. AUGUSTO in particular, (used as a warehouse by Naval Authorities).

(iv) Repair of damaged prisons.

(v) Hastening of trials.

(vi) Forming of Labour Battalions

(vii) Possibility of using MONTEBARCHIO Prison.

(c) Proposals for future.

(i) No further requisitioning of prison buildings.

(ii) To consider the possibility of reducing the number of suspects and persons committed without specific charges by FBI, CIG, and Port Police.

(d) Selection of representatives to meet representatives of the Italian Govt.

Copy to : Executive Commissioner
Naval Sub Comm (for comment on 3(b) (iii)).

STANISLAW,
VP Adm Sec.

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
ADMINISTRATIVE SECTION

6 May 44.

4/5.1/AS.

Action Points : reference meeting on Prison Accommodation held at
Rear HQ AGO APO 394 at 14.30 hrs 5 May 44.

Proposals for immediate improvement of prison accommodation situation.

- 1 Removal of Allied Troops from Italian Civil Prisons.
ACTION (by Adm Sec)
a Press M.I. to remove their troops from prisons and houses then instead in camps in so far as is possible - emphasising that short sentence personnel particularly should serve in camps.
b Contact should be made with U.S. Army to facilitate above.
- 2 Removal of Italian military from Italian Civil Prisons.
ACTION (by Army Sub Comn)
a Take steps with Italian Government to remove Italian military prisoners from civilian jails and prisons and place them in camps. (Prison or penal battalions).
- 3 Clearance of Prisons used for other purposes.
ACTION (by Adm Sec and PS Sub Comn)
Make representations to R.H. (through Naval Sub Comn) for clearance of these prisons - AUGUSTO Prison in particular and any others that may be in this category.
- 4 Repair of damaged prisons.
ACTION (by HC & MD Section)
Note will be sent to Regional Commissioners and orders issued by HC & MD that full repairs will be given high priority. This will be cleared first with Works and Finance Sub Comns.
- 5 Hastening of Trials.
ACTION (by Legal)
Legal will take steps to investigate with Minister of Justice possibility of forming courts of non-professional judges for critical areas as a temporary emergency measure. (will make representations to Ministry of Justice on same). Will submit representations for the over all problem.
- 6 Forming of Labour Battalions.
ACTION (by PS Sub Comn)
Colonel Young was instructed to contact Lt Col Poletti and try this plan out in Region III. (Persons with a three months sentence or less will be attached to the battalions and will also work out their

ACTION (by Adm Sec)

- a. Press AAI to remove their troops from prisons and houses then instead in camps in so far as is possible - emphasizing that short sentence personnel particularly should serve in camps.
 - b. Contact should be made with U.S. Army to facilitate above.
2. Removal of Italian military from Italian Civil Prisons.
ACTION (by Army Sub Comen)
a. Take steps with Italian Government to remove Italian military prisoners from civilian jails and prisons and place them in camps. (prison or penal battalions).
3. Clearance of Prisons used for other purposes.
ACTION (by Adm Sec and PS Sub Comen)
a. Make representations to R.N. (through Naval Sub Comen) for clearance of these prisons - AUGUSTO Prison in particular and any others that may be in this category.

4. Repair of damaged prisons.
ACTION (by HC & MP Section)
a. Note will be sent to Regional Commissioners and orders issued by HC & MP that jail repairs will be given high priority. This will be cleared first with Works and Finance Sub Comens.

5. Hastening of Trials.
ACTION (by Legal)
a. Legal will take steps to investigate with Minister of Justice possibility of forming courts of non-professional judges for critical areas as a temporary emergency measure. (will make representations to Ministry of Justice on same). Will submit representation for the over all problem.

6. Forming of Labour Battalions.
ACTION (by PS Sub Comen)
a. Colonel Young was instructed to contact Lt Col Poletti and try this plan out in Region III. (Persons with a three months sentence or less will be attached to Labour Battalions, will be fed, out not paid) and will thus work out their sentences.)

7. Possibility of using MONTESARCHIO Prison.
ACTION (by PS Sub Comen)
a. Matter to be taken up with AAI with a view to using as a military prison. 28

8. General Conclusion.
ACTION.
a. Col Young must take from the meeting specific recommendations and contact proper Italian authorities.
b. Future meeting will be held.
c. A meeting with proper Italian authority will be held.

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
ADMINISTRATIVE SECTION

6 May 44.

Minutes of Meeting on Prison Accommodation held at Rear HQ ACC - 14.30 hrs 5 May 44.

Present : Brigadier Lush (Executive Commissioner)
Lord Stansgate (VP Adm Section)
Col A.E. Young (Public Safety)
Lt Col H.R. Cripps (Adm Sec)
Lt Col J.D. Philpott (AAI)
Lt Col G.A. Quin Smith (Army)
Lt Col R.C.B. Spicer (Interior)
Major R.A. Persell (Adm Sec)
Major A.E. Theobald (Legal)
Major J.E. Pakes (HQ & HQ)
Major A.F. Wilcox (Public Safety)
Capt A.J. Stewart (P.A. to Exec Comd)
Capt H. Young (Public Safety)

The meeting was called to order at 14.30 hrs.

1 Lord Stansgate discussed the reason for holding the meeting which was to arrive at a course of action to reduce the present overcrowding of Italian prisons. He stated that there were seven proposals for immediate improvement which he would have discussed immediately. He then asked Col Young (Deputy Director of Public Safety) to present the situation.

2 Col Young presented numerous figures which indicated that the condition is becoming serious; among them were these :

a PRISONS

	ACC Territory	AAI Territory	Totals.
Number of prisons (Penal & Judicial)	60	15	75
Maximum Accommodation	14,804	2,666	17,470
Present Population	15,840	4,093	19,933
Extent of overcrowding	1,036	1,427	2,463
Italian Military Prisoners (included above)	1,720	64	1,784

b PRISONS REQUISITIONED.

In ACC territory.

REGION LOCATION

CAPACITY

REMARKS

The meeting was called to order at 14.30 hrs.

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<u>PRISONS</u>		ACC Territory	AMG Territory	Totals.
Number of prisons (Penal & Judicial)		60	15	75
Maximum Accommodation		14,804	2,666	17,470
Present Population		15,840	4,093	19,933
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Italian Military Prisoners (included above)		1,720	64	1,784

b PRISONS REQUISITIONED.

In ACC territory.

REGION	LOCATION	CAPACITY	REMARKS
I	AGUSTO	400	Occupied by IAN (Needs repair)
I	ACQUEDALE	125	Occupied by British Army
II	TURANTO	85	Occupied by Br & Polish Armies.
		<u>610</u>	

380

In AMG territory.

REGION 3: BENEVENTO		CAPACITY	REMARKS
	POGGIOREALE	50	Requisitioned.
	S. EFILANO	400	Court Martial & Holding Centre
	S. MARIA CAPUA	200	T.P.C.
	VETERE	50	American M.P.
	POITICI	100	British Detention Camp
	NISIDA	350	British
	SAN LEVANO	<u>100</u>	Unknown

TOTAL ACC & AMG TERRITORY: 1,560.

...../2

A.

20
8 (contin)

3 DAMAGED AND UNDER REPAIR PRISONS

REGION	LOCATION	POSSIBLE CAPACITY
I	CLTUNARISSES	125
VII	RAJMI	115
I	PAVIGNAVA	550
	(Closed as unsanitary 150 places damaged)	
III	NAPLES	300
I	COLOMBIA	700
	(Repairs in progress to make 300 places available by June & remainder in 4 months)	
		1,891

4 SUMMARY BY COL. YOUNG

- i Civilian accommodation for Italian military prisoners should be forbidden.
- ii Use of Italian prisons for Allied Military prisoners should be reduced to the minimum, and their use for billets, for storage and billeting should be forbidden.
- iii Damaged prisons and those in disrepair should be surveyed without delay and steps taken to make them habitable.
- iv The Italian prison administration has failed to grasp the problem and to energetically pursue a definite plan. There is poor liaison between prison directors and the Ministry of Justice. Records kept are poor and there is apathy. Transport is lacking for making transfers.

ACTION: AGO to indicate a plan for the Ministry of Justice and assist in seeing that it is followed. This will include recruiting and training staff and provision of equipment where possible.

3 Lord Stansgate offered the first proposal ; the removal of Allied Troops from Italian Civil Prisons.

- a Lt Col Philipp (A.I.F) feared that nothing could be done about that, although he thought that there would be no further requisitioning of prisons by the army.
- b Brig Lush asked if it was not providential that prison buildings existed at all. He suggested that the military must have made plans which provided for premises exclusive of jail and building use.
- c Lt Col Philipp (A.I.F) did not know what these plans were but emphasised the necessity of using jails etc to provide the proper prison atmosphere which could not be obtained in field punishment camps, especially when long time prisoners were concerned.
- d Lt Col Quin Smith suggested that prisoners with short sentences (under 12 months) be placed in camps.
- e Lt Col Spicer stated that camps of 3,000 operated smoothly in Palestine and useful labour was performed as well by the inmates.
- f Brig Lush stated that perhaps civilian as well as military prisoners could be

SUMMARY BY COL YOUNG

1.891

1. Civilian accommodation for Italian military prisoners should be forbidden.
 2. Use of Italian prisons for Allied military prisoners should be reduced to the minimum, and their use for billets, for storage and billeting should be forbidden.

3. Damaged prisons and those in disrepair should be surveyed without delay and steps taken to make them habitable.
 4. The Italian prison administration has failed to grasp the problem and to energetically pursue a definite plan. There is poor liaison between prison directors and the Ministry of Justice. Records kept are poor and there is apathy. Transport is lacking for making transfers.

ACTION: 100 to indicate a plan for the Ministry of Justice and assist in seeing that it is followed. This will include recruiting and training staff and provision of equipment where possible.

5. Lord Stansgate offered the first proposal; the removal of Allied Troops from Italian Civil Prisons.

6. Lt Col Philipp (A.I.) feared that nothing could be done about that, although he thought that there would be no further requisitioning of prisons by the army.
 7. Brig Lush asked if it was not providential that prison buildings existed at all. He suggested that the military must have made plans which provided for premises exclusive of jail and building use.

8. Lt Col Philipp (A.I.) did not know what these plans were but emphasized the necessity of using jails etc to provide the proper prison atmosphere which could not be obtained in field punishment camps, especially when long time prisoners were concerned.

9. Lt Col Quinn Smith suggested that prisoners with short sentences (under 12 months) be placed in camps.

10. Lt Col Spicer stated that camps of 2,000 operated smoothly in Palestine and useful labour was performed as well by the inmates.

11. Brig Lush stated that perhaps civilians as well as military prisoners could be disposed of as suggested in 4 above.

12. Lord Stansgate summarized by suggesting two steps -
 a. We must take steps with A.I. to see if they will remove their troops (year).
 b. We must take steps with camps (those with short sentences of under 1 year).
 c. We must communicate with U.S. Army to see if they can assist.

13. Lord Stansgate then offered the second proposal - Removal of Italian military from Italian Civil Prisons.

14. Lt Col Quinn Smith suggested the construction of large camps on an island.

15. Lt Col Philipp did not concur. However Col Young stated that two (2) The LIPARI Islands were next suggested. The details of which will be available later.

16. Lord Stansgate stated that there were hundreds of the Italian military in Sardinian jails.

17. Major Tschrah stated that the Legal Sub Comen have been trying to push trials over to military courts with no noticeable effect as yet.

18. Brig Lush agreed that the utmost should be done to clear out the Italians from the jails.

19. Lord Stansgate stated that we must exploit -
 a. The use of prison camps
 b. Take steps with the Italian Government to facilitate above

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25. Lord Stansgate stated that we must exploit -
 a. The use of prison camps
 b. Take steps with the Italian Government to facilitate above

5 The next proposal - clearance of prisons used for other purposes - was presented by Lord Stansgate. This was agreed to in principle but will require further representations to Adf, with a list of prisons so used and in what manner.

6 Lord Stansgate then offered for discussion the fourth proposal.
Repair of damaged prisons -

Col Young will make an additional report on progress.

Col Young's first figures were discussed

Lord Stansgate summarised by stating that

Jail repairs will take a high priority.

Note will be sent to HCS orders will be issued by PO & MR Section and

will be cleared with Works and Finance and Commissions.

7 The fifth proposal - Hastening of trials was discussed -
Major Thackrah stated that legal is working very hard on this. Requires close

cooperation between Adf and CCM initially - and they should patrol together which will increase speed of handling prisoners. He also stated that lack of transport hinders rapid trials.

Col Young stated that those awaiting trial outnumbered those tried and some-thing must be done about it.

Major Thackrah stated that particularly in Sardinia we are short of legal officers. The Italians are aware of this but the difficulty is finding officials who will go to Sardinia. He added that courts must sit longer.

Lord Stansgate said that this was an Italian problem.

Brig Lush asked about the advisability of special courts, which were agreed to in principle. Prefects' Courts were discussed, composed of non-professional judges.

It was decided that legal would make recommendations for the over all problem.

(Legal has made plans with respect to Sardinia which are attached herewith as an appendix)

8 The forming of Labour Battalions was the next proposal offered for discussion by Lord Stansgate.

Lt Col Spicer stated that both civil and military can form them with real benefit to all. He advised that the 3 month to 10 year men should serve therein. They can be made self supporting and can accomplish instructive work (on roads etc)

Lt Col Quin Smith advised that the military have used these battalions. Brig Lush questioned we should try this scheme out first in Adf territory to see how it works out.

It was decided that Col Young and Lt Col Foletti would try this out in Region III. (anyone with up to a three month sentence would labour without pay, but would be fed and attached to a Labour Battalion.

9 The next proposal discussed was - The possibility of using MONTESAPONE Prison. Lt Col Philipp (Adf) stated that this was using men for Indians but that it was ruined except for a small part.

Col Young agreed, stating that it is in fact an Italian Military Prison Bldg, added that it is being repaired for use by military prisoners.

cooperation between Mr. and Mrs. initially - and they should prefer to get together which will increase speed of handling prisoners. He also stated that lack of transport hinders rapid trials.

- b. Col Young stated that those awaiting trial outnumbered those tried and some-thing must be done about it.
- c. Major Tachian stated that particularly in Sardinia we are short of legal officials. The Italians are aware of this but the difficulty is finding officials who will go to Sardinia. He added that courts must sit longer.
- d. Lord Stansgate said that this was an Italian problem.
- e. Brig Lush asked about the advisability of special courts, which were agreed to in principle. Prefects' Courts were discussed, composed of non-professional judges.
- f. It was decided that legal would make recommendations for the over all problem.

M.B.
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- b. Lt Col Quin Smith advised that the military have used these battalions.
- c. Brig Lush questioned we should try this scheme out first in all territory to see how it works out.
- d. It was decided that Col Young and Lt Col Boletti would try this out in Region III. (anyone with up to a three month sentence would labour without pay, but would be fed and attached to a Labour Battalion.

- 9. The next proposal discussed was - The possibility of using MONTESAPONE Prison.
- a. Lt Col Philipp (AAI) stated that this was being used for Indians but that it was turned except for a small part.
- b. Col Young agreed, stating that it is in fact an Italian Military Prison Bldg. added that it is being repaired for use by military prisoners.
- c. Lord Stansgate remarked that this is a matter which must be taken up with AAI also.

- 10. Lord Stansgate closed the conference by stating that -
- a. Col Young must take from this meeting specific recommendations and contact the proper Italian persons concerned.
- b. That a future meeting will be held.
- c. That a meeting with the proper Italian authority should be held.

11. Meeting adjourned at 16.30hrs.

H.J. PHILLIP,
Major Infantry,
Acting Secretary.

APPENDIX TO - Minutes of meeting on Prison Accommodation held at Rear Headquarters
ACC -14.30 hrs 5 May 44.

Reference para 7. (NB)

Reference Hastening of Trials, the following is an excerpt from Minutes of Meeting with the Ministry of Pardon and Justice held on 3 May 44.

".... After an extensive discussion it is agreed that the following steps shall be taken :

- a The Ministry will submit to the Legal Sub Commission a list of judicial personnel held as PAs with as many particulars as to their present location etc as is possible. The list will also include avvocati and procuratori who served with military courts at the time of their capture. Their re-patriation will facilitate the release of civil judges at present serving on military courts for military service. The Minister will apply any possible pressure upon the Ministry of War to give priority to this personnel on their lists of PAs proposed for release.
- b 11 or 12 uditori of Cagliari will be granted judicial powers by decrees which will be signed next Monday. A list of these officials will be communicated to this Sub Commission which will advise the Sardinian authorities by wire.
- c The Ministry shall by tomorrow communicate to the Legal Sub Commission four names of judges ~~working on the mainland~~ serving at Naples who will be promoted and sent by air to Sardinia.
- d The Ministry shall propose four names of uditori who will be given judicial status and take place of the four judges mentioned above under c
- e The Ministry will ~~issue~~ a Circular to Primo Presidente of Cagliari authorising him to appoint avvocati and procuratori legali to judicial offices as a temporary measure."

MINUTES OF THE MEETING HELD ON 24 MAY 1944

PRESENT : Col. GERALD R. UPJOHN H. E. The Minister
Col. Wilmer Sig. Spallanzani
Maj. Alexander Comm. De Villa
Maj. Thackrah Comm. Zeuli
Maj. Wilson (P.S. S/C) Dott. Bonelli
Dott. Ciulli
Sgt. Stein

Meeting opened at 1130. - Subject of the Meeting : SARDINIAN PRISONS and courts.

1. Transfer of prisoners.

Sig. Spallanzani points out:

(a) There are 500 persons in excess of normal capacity in Sardinian prisons. These 500 persons are military personnel and will be transferred to a military establishment at Oristano which is being put in shape, ~~at Oristano~~.

(b) There is room for 500 more persons in the "colonia penale"; 300 can be absorbed at once and 200 later on after the number of guards has been increased and necessary repairs completed.

About 300 prisoners shall be transferred from Region III to Sardinian "Colonia Agricola" as agreed with P. S.

S/C

2. Judicial Personnel.

agreed that the emergency requirements have been met by sending 8 judges to Sardinia and granting judicial status to 11 uditori; the Procuratore Generale will suggest to the Ministry in agreement with Major Alexander the place to which the above judges should be assigned and what necessary transfers should be made later on if the need should arise.

3. Prison Commission.

agreed that no such commission will be sent to Sardinia. The matter will be taken up again if it should appear from the monthly reports of the Procuratore Generale to Major Alexander that there was a deterioration of the situation.

4. New decree designed to relieve prison situation.

Comm. Zeuli states that the decree limits the cases of obligation, where in such cases arrest

1876
Sardinia prisons. These 300 persons are military personnel and will be transferred to a military establishment at Cristano which is being put in shape at Cristano.

- (b) There is room for 500 more persons in the "colonia penale"; 300 can be absorbed at once and 200 later on after the number of guards has been increased and necessary repairs completed.

About 300 prisoners shall be transferred from Region III to Sardinian "Colonia Agricole" as agreed with P. S.

5/C

2. Judicial Personnel.

agreed that the emergency requirements have been met by sending 6 judges to Sardinia and granting judicial status to 11 uditori; the Procuratore Generale will suggest to the Ministry in agreement with Major Alexander the place to which the above judges should be assigned and what necessary transfers should be made later on if the need should arise.

3. Prison Commission.

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4. New decree designed to relieve prison situation.

Comm. Zeuli states that the decree limits the cases of obligation and facultative warrants of arrest. Where in such cases arrest has previously been effected provisional liberty will be granted upon publication of the decree; a draft of the decree will be sent to Legal Subcommission. Sig. Spallanzana warns that the decree will have limited effects only in Sardinia because it will not apply to serious offences such as murder, robbery etc. which are the most common crimes on that island.

1 8 7 7

5. Transportation for persons summoned by Court.
Major Alexander emphasizes that lack of means of transport is the most serious obstacle for the administration of justice; the tribunali, as pointed out by Sig. Spallanzano, were instructed to sit 3 times a week but often the absence of parties renders the proceeding impossible. To meet these difficulties Sig. Spallanzano suggests that the use of "decreto penale" a sentence issued in fiscal matters without trial (trial takes place only if the party objects against the decree within fixed time) be extended to penal cases of minor relevance such as rationing violations. All present agree with this suggestion. The Ministry will draft the necessary draft decree.

6. Witness expenses.
Major Alexander stresses:
(a) inadequate compensation for witness expenses.
(b) advisability to bring Cagliari within the law on special allowances for emergency residence.

The Minister promises action; the second point must be presented to "residency of Council of Ministers.

7. Additional allowance to ushers in courts of conciliation (uscieri di conciliazione) at Naples.
Comm. ZEUOLI thinks such allowance should be granted as they were accorded to ushers in other courts; he will write a letter on this.

Meeting closed at 1230.

REAR HEADQUARTERS
ALLIED COMINCE COMMISSION
LEGAL SUB-COMMISSION
APO 394

100/100/L.

SUBJECT : Prison Conditions in Sardinia.

TO : Chief Commissioner.

1. I have to report the progress made to date in the matter of judicial personnel and prisons in Sardinia.

2. At the suggestion of the Regional Commissioner the Procuratore Generale of Cagliari and Major Alexander, USA, Region VI, came over to the mainland and a meeting was held on 24 May at which the Minister of Justice and other Italian representatives were present with the Procuratore Generale and on the Allied side USA, ICHQ, Major Alexander and other representatives of Legal Sub-Commission and Major Wilson (Public Safety Prisons) were present.

3. Prisons. The attached list was submitted showing the prison situation as at the middle of May. This showed a very satisfactory decrease of persons in prison compared with April, but the judicial prisons (those awaiting trial) were still overcrowded. The Penal Colonies (persons serving sentences) had plenty of spare capacity.

4. The Procuratore Generale and Major Alexander stated that 500 of the persons in prison awaiting trial were soldiers and they estimated that within a month they would all be transferred to new military prison camps nearing completion.

5. Major Wilson confirmed that he was arranging to send to the Penal Colonies 500 prisoners serving long sentences on the mainland; 300 in the very near future and 200 a little later when repairs to one of the Penal Colonies were completed.

6. Persons in Prison awaiting Trial. At an earlier conference, the Minister of Justice had strongly objected to the constitution of a Prison Commission with power to dispose of the cases of those who had served in prison, while awaiting trial, a period equal to the sentences they would have received at the trial, on the ground of its illegality under Italian law. At the conference it was further pointed out

a. That a new decree which would be published next week gave additional powers to grant provisional liberty (bail) in the cases of those awaiting trial which would substantially relieve the position in the judicial prisons.

b. A large number of cases were of a very serious character and

as to these, the new decree would not be applicable, but equally it would be inconceivable that any Prison Commission would permit their release without trial.

After a comprehensive discussion it was agreed that the transfer of soldiers to the Military Prison Camps together with the operation of the new decree would so substantially relieve the judiciary prisons of their surplus prisoners that the creation of a special Prison Commission was not essential. Taking into account also the strong objection of the Minister to the appointment of a Prison Commission with the wide powers originally envisaged, this project was therefore temporarily dropped.

7. Judicial Personnel.

The position is as follows: seven judges have been sent to Sardinia with one, who is at present sick, to follow. Eleven "uditori" have been given power to exercise judicial functions making a total of eighteen additional available judicial personnel. In addition, twenty-one new junior court officials have been appointed in Sardinia.

8. It appeared that there had been some friction between the Minister and the Procuratore Generale as to the detailed posting of these and other judges in the island, but at the conference the Minister agreed, to give to the Procuratore Generale a free hand in this respect and therefore full use can now be made of the services of all judicial personnel on the island.

9. For the time being this allocation of judges is probably sufficient for the judges are not at the moment sitting full time; this is due to the great lack of transport needed to serve documents and bring accused and witnesses to trial making impossible to bring on cases for trial. The Minister of Justice is working out a decree to enable the small cases (where fines are imposed) to be dealt with without necessitating the presence of the accused and this will relieve the position slightly. The matter can only effectively be dealt with however, by requisitioning further transport and by an improvement in the postal services so that documents can more easily be served by post.

10. General. The general position appears therefore to be very much better than was at first thought and subject to your directions it is considered that no further exceptional steps need be taken at present. Major Alexander is in close contact with the position and will, of course, keep this Hq fully informed of the progress of events.

Gerald R. Upjohn
GERALD R. UPJOHN,
Colonel,
Chief Legal Officer.

Copy to: EC&MC Section,
VP, Admin Section,
Region VI,
Public Safety Sub-Coma.

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COMPARATIVE TABLE SHOWING PRESENT SITUATION OF
PRISONS IN SARDINIA AS AGAINST SITUATION IN APRIL.

PRISONS	Capacity of Prison.	Total Prisoners in May	Total Prisoners in April	Reductions or Increases since April		Numbers over or normal
PENAL COLONIES	SARCIDANO	194	90	102	-12	
	CASTIADAS	1400	700	741	-41	
	ALGHERO	433	475	517	-42	42+
	TRAMARIGLIO	406*	270	253	17+	
	ASINARA	1000*	449	748	-299	
	MAMONE	550	369	406	-36	
	TOTALS	3983	2353	2767	-413	
					-134	178+
JUDICIARY PRISONS	CAGLIARI	650	828	819	-416	118+
	SASSARI	268	386	802	-64	7+
	NUORO	208	215	279	-61	156+
	ORISTANO	161	317	378	2+	26+
	TEMPIO	60	86	84	-16	
	LANUSEI	80	59	75	-689	464+
	TOTALS	1427	1891	2437		
	GRAND TOTALS	5410	4244	5204		

NOTE: ASINARA ACCOMMODATES MINORS AND TUBERCULOSIS PRISONERS IN ADDITION TO NORMAL PRISONERS.

COMPARATIVE TABLE SHOWING PRESENT SITUATION OF
PRISONS IN SARDINIA AS AGAINST SITUATION IN APRIL.

ANNEXURE to ACC/4090/L of 24 May 1944

58

Total Prisoners in May	Total Prisoners in April	Reductions or Increases since April		Numbers at Present over or under normal capacity		REMARKS
90	102		-12		-104	
700	741		-41		-700	
475	517		-42	42+		
270	253	17+			-136	*Capacity according to April statement - 400.
449	748		-299		-551	*Capacity according to April statement - 1300
369	406		-36		-181	
2353	2767		-413		-1630	
828	819		-134	178+		
386	802		-416	118+		
215	279		-64	7+		
317	378		-61	156+		
86	84	2+		26+		
59	75		-16		-21	
1891	2437		-689	464+		
4244	5204					

RS AND TUBERCULOSIS PRISONERS IN ADDITION TO NORMAL PRISONERS.

Total in Carceri Mandamentali - 269.

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394.

ART/gmf

6A

ACC/4090/L

22 March 1944.

SUBJECT: Released Italian Convicts at Sardinia.

TO : V.P. Administrative Section.

1. At a Conference with the Minister of Justice yesterday, 21 March 44, arising out of the state of congestion reported to exist in the prisons of Sardinia and the necessity of taking immediate steps to relieve this, it was stated that from 200 to 300 convicts are now awaiting release expiry of sentence.

2. The disposal, maintenance, repatriation, etc. of these men in view of the fact that many of them come from territory in enemy occupation, that they are "undesirable" characters and also that the available accommodation in Southern Italy is much restricted, raises grave problems.

3. The Minister of Justice enquired if it would be possible to ship them to Libya and it was also suggested that they might be formed into labour units under AMG administration to relieve the present shortage.

4. It is submitted that this problem might be considered a suitable one for discussion at the next Administration Conference.

G. R. UNJOHN, Colonel
Chief Legal Officer.

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Equals British RestrictedOutgoing
22 MAR 1944Legal
GRU/cnf/ser

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RESTRICTED

ROUTINE

MAR 22/ 1353A

FATIMA REAR

PABLE

MINISTER OF JUSTICE HAS STILL NOT RECEIVED ANY SIGNAL FROM
 ITALIAN HIGH COMMISSIONER PAREN YOUR AC ONE ZERO THREE DATED
 ONE FIVE MARCH REFERS PAREN NOR ANY ANSWER TO SIGNAL FROM
 HIM ON ONE EIGHT MARCH PARAGRAPH PD TO PABLE FOR CARR FROM
 FATIMA REAR FROM UPJOHN SIGNED MACFARLANE PD PLEASE ASK ITALIAN
 HIGH COMMISSIONER TO PREPARE FORTHWITH FULL REPORT ON COURTS
 PAREN CIVIL AND MILITARY PAREN AND PRISON SITUATION TO BE
 SENT DIRECT TO MINISTER PD PARAGRAPH PD PROCURATORE GENERALE
 FROM MINISTRY OF JUSTICE PROCEEDING YOUR HEADQUARTERS SOONEST
 TO ASCERTAIN STEPS TO BE TAKEN BY ITALIAN GOVERNMENT TO
 RELIEVE POSITION

AUTHENTICATED:

S. J. CHIOSTA
 CLO USA
 ASST ADJ

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18 MAR 1944

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PRIORITY

FATIMA REAR

FABLE

MAR 17/1802A

NO REQUEST FROM GENERAL PINNA RECEIVED BY ITALIAN GOVERNMENT TO DATE PD MINISTER
JUSTICE CABLED TODAY PROCURATORE GENERALE INSTRUCTING HIM GRANT PROVISIONAL LIBERTY
IN ALL REPEAT ALL CASES PROVIDED BY EXISTING LEGISLATION PD THIS IS EXTENSIVE PD
TO FABLE FOR DUNLOP FROM FATIMA REAR FROM UPJOHN SIGNED MACFARLANE PD NEW LEGISLATION
NOW IN PREPARATION SHOULD RELIEVE POSITION PD SPECIFIC DECREE ALTERING EXISTING
PROVISIONS REGULATING PROVISIONAL LIBERTY NOT PRACTICABLE AT THIS STAGE PD YOUR AC
THE ZERO THREE OF ONE FIVE MARCH REFERS

AUTHENTICATED

Chiocca
T. J. CHIOCCA
CWO USA
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1885

ALLIED CONTROL COMMISSION INCOMING MESSAGE

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P.S.S.C.

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M/C NO 63/15

CONFIDENTIAL

REF NO WM 791

PRIORITY

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PARLS FROM DUNLOP

152225 RECD

FATIMA



(TO FATIMA FROMABLE FROM DUNLOP CITE ABLE CHARLIE 103) PRISONS IN SARDINIA FAR TOO FULL AND SERIOUS ACCUMULATION OF UNTRIED CASES. GENERAL FIRMA HAS ALREADY REQUESTED GOVERNMENT AT SALERNO TO ISSUE AND REIST GRANTING PROVISIONAL LIBERTY IN CERTAIN CASES. REQUEST YOUR URGENT ASSISTANCE OBTAINING SUCH DECREE FROM ITALIAN GOVERNMENT. MEANTIME DOING UTMOST EXPEDITE WORK OF COURTS.

new file
Prison Accommodation
4 over crowded.

14215/PS

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REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APO 394

25 May 1944.

ACC/14215/3/PS

SUBJECT: Prison Overcrowding - SARDINIA.

TO : D.C.P.S.

1. On 23rd May 1944, at the Ministry of Grace and Justice, a meeting was held with the Procuratore Generale for Sardinia and the General Director of Penal Institutions, at which the prison overcrowding problem in Sardinia was discussed. The following information was obtained.

2. A new Penal Colony can usefully be established in LANUSEI territory, on the high land overlooking Quirra. An attempt to form a penal colony in the same region not far from the sea, was abandoned owing to the presence of malaria.

3. Military and Civilian prisoners from the judicial Prisons have been sent to penal colonies to carry out agricultural work, and this has reduced the overcrowding. A further 300 are required for this work, which includes harvesting. It is suggested that this number could be sent to Sardinia from the mainland. They should fulfill the following conditions:-

- (a) Residents of the Mainland or Sicily;
- (b) Skilled in agricultural work or trades such as carpentry or brick-laying.
- (c) Have at least 2 years to serve.

100 prisoners could be dealt with at each of the following three places:-
CASTIADAS, TRAMARICLIO, and MAMONE.

4. If it is desired, at a later date, to transfer more prisoners to Sardinia for agricultural work, the Procuratore Generale might be able to assist.

5. About 400 prisoners have been concentrated at the Penal Colony at ASINARA. They have served their various terms, but cannot be released, as their homes are in enemy occupied territory. It was proposed to form these prisoners into a labour battalion but the plan was not carried out.

6. 150 of these time expired prisoners have been supplied with boots and clothing. It is suggested that these prisoners could be brought to the mainland on the return voyage of the ship taking the 300 prisoners to Agricultural colonies. It is appreciated that the return of these 150 persons to the mainland would raise certain problems, which should be discussed between the Italian Government and A.C.C. The most convenient port to be used would be CAGLIARI or PORTO TORRES; the latter is near the ASINARA colony.

Andersen

of malaria.

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Arrangements are in hand to evacuate
300 prisoners, from Region 3.

See aly.

Frank J. Wilson
FRANK J. WILSON,

Major,
Prison Section.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
REGION 6

Cagliari, 10 May 44

TO: H.E. The High Commissioner for Sardinia

SUBJECT: Overcrowding of Jails

REFERENCE: I/1404

1. With reference to the question of the overcrowding of jails which we discussed generally at our last meeting, I am enclosing a copy of a table which shows the situation in April according to our information.

This table is possibly not accurate but probably gives the general situation. For instance the total number of prisoners at the badly overcrowded prison at SASSARI is given as 802 but latest information received is that the figure may now be 604. Even so this still leaves the prison badly overcrowded.

2. It will be observed from the table that if the military prisoners awaiting trial were removed from the prisons the congestion would, as a first stage, be very considerably relieved.
As regards convicted military prisoners certain adjustments to relieve congestion would appear to be possible. For instance as regards ORISTANO prison which is very overcrowded it is not known whether there is any reason why the 52 military convicted prisoners should not be immediately moved to one of the Penal Colonies where there appears to be ample accommodation. As regards the Penal Colonies it is not clear why ALGHERO should be overcrowded when there is ample room at other such Colonies.
3. As regards military prisoners awaiting trial, developments as far as I know have been as follows. A specialist Officer was sent from H.Q. Allied Control Commission to assist in investigating inter alia the prison situation. In his report he stated that as regards military prisoners awaiting trial Military Detention Camps were being arranged at VILLA NOVA, STRISAILI (Near VILLA GRANDE) northeast of LANUSEI and also at ORISTANO and that movement of these military prisoners was planned for April 14th. I gather that these plans have undergone some change since that time but I am unaware whether this is the reason for large numbers of military prisoners still remaining in the overcrowded civil prisons.

/With.....

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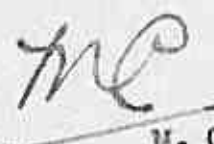
-2-

With the transfer of contingents of the Italian Army to the mainland now in progress it does not seem to me that there should be difficulty in arranging immediately temporary military accommodation for the military prisoners awaiting trial.

4. I know from our discussion on this matter on April 29th that you are aware of the urgency and seriousness of this problem. Possibly you may have since taken some action in the matter which will completely alter the situation given in the enclosed table at a very early date.

I thought, however, that there would be no harm in following up our discussion with this letter and that possibly it might be of assistance to you.

MC/geh


M. CARR,
Brigadier,
Regional Commissioner.

Copy to: Colonel SIMMONS, Army Sub Commission

370

- SITUATION OF PRISONERS -
in SARDINIA - APRIL 1944.

PRISONS		AWAITING TRIAL	CONVICTED	DETAINED FOR VARIOUS REASONS WITHOUT TRIAL	MILITARY PRISONERS
Penal colonies	(Sarcidano	9	30	63	-
	(Castiadas	-	707	34	-
	(Alghero	-	292	51	174
	(Trasariglio	-	194	7	52
	(Asinara	-	508	197	43
	(Marove	-	314	-	92
		9	2045	352	361
Municipal prisons	(Cagliari	629	19	38	155
	(Sassari	429	93	26	249
	(Nuoro	192	59	12	16
	(Oristano	182	46	-	150
	(Tempio	62	18	-	4
	(Lanusei	51	10	2	12
		1545	250	78	564
GRAND TOTAL		1554	2295	430	925

+ Of whom 53 are convicted, but not included in the 46 prisoners in "Convicted Column"

- SITUATION OF PRISONS -
in GARDINIA - APRIL 1944.

DETAINED	DETAINED FOR VARIOUS REASONS WITHOUT TRIAL	MILITARY PRISONERS	TOTAL PRISONERS	CAPACITY OF PRISON
	53	-	102	194
	34	-	741	1400
	51	174	517	433
	7	52	253	400
	197	43	748	1300
	-	92	406	550
	352	361	2767	4277
	38	133	819	650
	26	249	802	268
	12	16	279	208
	-	150 +	378	161
	-	4	84	60
	2	12	75	80
	78	564	2437	1427
	430	925	5204	5704

but not included in the 46 prisoners in "Convicted Column".

HEADQUARTERS
ALLIED GENERAL COMMISSION
R.C. AND M.G. SECTION
APO 394

Ref/317/199/C.A.

8 August 1944.

SUBJECT: Prisons in Sicily.

TO : Regional Commissioner, Region 1.

1. Attached is a copy of letter 5065/22/A (PS) 2 August 1944 sent to this Headquarters by Headquarters A.A.I. in which approval is expressed of use of the Lipari Islands for the establishment of civil prisons.
2. We have been informed by Colonel Young of Security Branch, recently returned from Sicily, that transport to the Lipari Islands is available. ✓
3. We have further been informed that Major Highland of Public Works and Utility Sub-Commission is in your area supervising the construction of prisons and dealing with the prison problem.
4. The attached letter and the above cited facts are sent to you for your comment.
5. It is requested that after consultation with Major Highland that you inform R.C. & M.G. Section of this Headquarters specifically about available transport and any other pertinent data.

W.G.S. Holland
Major

for NORMAN E. FISKE,
COLONEL,
Deputy Executive
Commissioner.

380

Copy to: Administration Section
(For Public Safety)

AGC 1944
391

COPY

SUBJECT: Military Prisons -
ITALIAN ARMY.

HQ ALLIED ARMIES IN ITALY
AAI/5065/22/A(18)
2 Aug. 44.

Executive Commissioner
ACC

With further reference to this HQ letter, numbered as above, dated 1 Jun 44, and to the visit of Col DEJOUR on 2 Aug 44, this HQ has no objection to the use of the LIPARI Islands for the establishment of civil prisons, provided that you can supply all transport and maintenance facilities required.

CEP/JD

signed: G.M. Baton.
Brigadier,
DAG.

Copies to: HQ 56 Area.
"u".

364

891

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

14215/2
Phone:
478808 5A

Ref/317/196/CA.

3 August 1944.

SUBJECT: Prisons in Sicily.

TO : Regional Commissioner Region I.

1. Reference your RLE 013.06/FLV dated 14 July 1944.
2. The construction of a prison camp in North Africa to accommodate prisoners sentenced for violation of the grain laws is not considered advisable.
3. The completion of the prison rebuilding and repair programme in Sicily, will provide accommodation for an additional 1,152 prisoners. In addition, authority has been obtained from Hq. AAI to use USTICA and LIPARI islands as prison settlements.
4. It is anticipated that 1000 prisoners can be accommodated at USTICA, and 300 at LIPARI. Together with the rebuilding in Sicily, the above programme should provide for 2,452 prisoners. If this is insufficient, stockades could be constructed.
5. Major Hyland of Public Works and Utilities Sub-Commission will proceed to Sicily by air to deal with the problem. He will expedite the repair of Favignana, Augusta and Caltanissetta, inspect Ustica and Lipari, and see that work is put in hand with a view to their use at the earliest opportunity.
6. The Minister of Grace and Justice has authorised Dott. Colomba, Director of Palermo Prison, to accompany Major Hyland, and represent the Ministry during his inspection.

M. S. LUSH,
Brigadier,
Executive Commissioner.

✓ Copy to: Admin. Section.

25 MAY Recd

317

PS/482

58750

14215/PS

ALLIED CONTROL COMMISSION
SICILY REGION HEADQUARTERS
APO. 394

(PUBLIC SAFETY DIVISION)

FILE NO: RPS/014.1

DATE May 22, 1944.

SUBJECT: Ustica prison colony.

TO: R.C. and M.G. Section, H.Q. ACC.

1. Reference your Memo Ref/317/61/CA dated 6th May, 1944; I forward herewith a copy of a report from the Regional Director of Public Safety on the conditions at Ustica.

2. The report as to Lipari will be forwarded as soon as it is received.



For the Regional Commissioner.

R. A. Snook
Russell A. SNOOK,
Lt. Colonel,
Regional Public Safety Officer.

Encl. 1

1. Modica report.

360
4/2

SICILY P.S. REGIONAL DIRECTION

FILE - No. 8031.

Palermo, May 22, 1944.

SUBJECT - Prison lodgings - Island of Ustica.

TO - Allied Control Commission, Public Safety Division, Palermo.

In accordance with letter of the 17th current, we transcribe the following report made by the P.S. officer who was sent to Ustica.

"""""" I communicate the data requested concerning the possibility of using the ex confine colony at Ustica.

The Colony, until its suppression ordered by the Allied Authorities September last, owned 31 buildings, called "cameroni" (very large rooms) or "cameroncini" (large rooms), according to their size, all stone-built and planned to fit requirements, with the exception of some of them owned by private persons.

We indicate the official name of each of the premises, the Company, or private owner, as well as the number of persons who can be sheltered there.

Camerone 1	- State-owned	20 places.
"	2 - The owner, Anna CIRINO,	7 "
"	3 " " Delfina GALIME,	7 "
"	4 " " Francesca LO VITO	7 "
"	5 " " Nunzio Annunziata	"
"	6 " " TOSTO	20 "
"	7 " " Gaetano DI MAURO's heirs	15 "
"	8 " " CORR. Pietro PICCONELLO	" "
"	12 " " Francesca CALDERARO	16 "
"	13 " " State-owned	25 "
Round Cameroncino	"	25 "
Petriera	"	4 "
Senaforo	"	4 "
Appennini	"	4 "
Carceri	"	4 "

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We indicate the official name of each of the premises, the Company, or private owner, as well as the number of persons who can be sheltered there.

		20 places.
Camerone 1 - State-owned		7
" 2 - The owner, Anna CIRINO,		7
" 3 " " Delfina CALME,		7
" 4 " " Francesca LO VITO		7
" 5 " " Nunzio Annunziata		20
" 6 " " TOSTO		15
" 7 " " Gaetano DI MAURO's heirs		15
" 8 " " Comm. Pietro PICONELO		16
" 12 " " Francesca CALDERARO		25
" 13 " " State-owned		25
Round Cameroncino		4
Petrieria		4
Semaforo		4
Appennini		4
Carceri		4
Calvario		4
Camerone 16 - Owner, Bartola CASERTA		40
Ex infirmary Camerone, Owner, Agostina CASERTA		20
Cameroncino II - Owner, LONGO		10
Camerone 22- I		20
" 22- II		52
" 22- III		20
" 24- I		52
" 24- II		52
" 24- III		44
" 25		23
" 26- I		52

ALLIED CONTROL COMMISSION
SICILY REGION HEADQUARTERS
APO 394
(Public Safety Division)

Date May 25th, 44

File No. RPS/014/1

SUBJECT : Lodgings in Prisons - Island of Lipari.

TO : ACC. H.Q. R.C. and M.G. Section.

1. Further to my Memo of 22nd May and in reply to your 317/61/CA. dated 6th May. I forward herewith a copy of a telegram received from the Questore of Messina as to the conditions of the Camp of Lipari.

For the Regional Commissioner.

Russell A. SNOOK.
Lt. Colonel,
Regional Public Safety Officer

Incl. 1
1 - copy of telegram.

The following telegram received from the Questura of Messina in regard to the premises of the ex confine-colony of Lipari is transcribed, -

" Premises ex confine colony Lipari now used elementary school technical commercial Institute. Same are of masonry good state of repair can hold over 300 internees, electrically lighted and meet hygiene requirements. Rain water collected cisterns but insufficient and formerly furnished with motor-cisterns from Messina. It is possible lodge about 30 guards and offices (sic) there is not now boat service nor possibility of early activation. However there is motor-boat belonging closed P.S. Office and capable transporting about 20 persons. Barracks equipment furnished private firm in mediocre state and insufficient because partially destroyed by English Governor because used by tubercular patients."

THE REGIONAL DIRECTOR

signed MODICA

- 2 -

Cameroone	26	-II	Owner, GARGANO and LONGO Firm	52 places
"	28	-I	"	54 "
"	28	-II	"	54 "
"	28	-III	"	60 "

We also have numerous private houses, furnished with proper safety equipment (grated windows, padlocked barred doors) which owners rented to moneyd confined persons, and of them a hundred at least can be used, in case of need; therefore, an average of 4 places per home could be available- about 400 places in all. There are 811 places in the "cameroni" and therefore we reach a total of about 1200 places.

We call to your attention the fact that not all the "cameroni" are available at the present moment; thus, "camerone" 12 has been delivered to CC.RR.; "camerone" 8, 16, 28-II, and 28-III are occupied by the English garrison (R.A.F. soldiers) and they are employed as a store or barracks.

Almost all the premises are in fair condition and do not need substantial repairs; however, white-washing and painting and repairs to doors and windows, and putting in of panes of glasses, adjustment of hydraulic and sanitary plants with installation of faucets and so forth are needed.

The hydraulic plant is served by a cistern placed about 50 meters above sea level with a capacity of 90 Tons into which water carried by the steamers in service between Palermo- Ustica is pumped. Another pump can carry the water from the first well to another large well situated on the highest point on the Island, with a capacity of 2000 Tons. In order to meet the needs of the colony it is necessary that the service of the steamer now twice weekly (Tuesday and Thursday) be increased at least to three if not 4 trips a week, with some supplementary trips at the beginning in order to build up a water reserve in the large well.

This increase in service is subordinated to the furnishing of coal, which depends on the Allied Command.

It must be remembered that the steamer is of ancient construction and is easily damaged and therefore it is advisable to get a reserve boat.

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The infirmary now occupied by British troops has 32 cots; ~~369~~ Sanitary service could be taken care of as in the past by the Municipal doctor, Dr. FAZIO, assisted by 3 or 4 nurses, selected from among the confinees.

The kitchen service in the past was taken care of by the GARGANO and LONGO Firm, which has well equipped premises, with a 1500 meal capacity, between the hours of 10.00 and 1300.

The lighting plant is managed by the firm of D'Anna and Bonaccorsi which now provides electricity for the public between the hours of 2000 to 2330. Safety and vigilance requirements compel permanent night illumination of the chambers of the confinees;

3-

The punishment cells (The Ditch) more than once visited by thieves during this period, have about 50 places, divided into 9 sections and need repairs to wash-basins, faucets, locks and so forth.

The barracks of the agents have 6 dormitory-chambers for the 18 agents, while 3 others can lodge in the Guard Corps of the punishment cells; the equipment is in order except for the stores which must be renewed in large part.

From the P.S. Office the English Command, has temporarily taken 10 chairs, two wardrobes, book-case, 3 tables, two desks, shelves etc.

The Director's lodging is now occupied by the family of the Commissario of P.S. Dr. FORESTA.

It is necessary, in sum, to take the matter^{up} with the competent Administration with reference to district prisons and a proper reinforcement of CC.PP. station. "oooooooooooo"

I will communicate to you the data concerning the Island of Lipari as soon as I receive them from the Messina Questura.

THE REGIONAL DIRECTOR

signed MODICA.

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

Ref/317/61/GA.

6 May 1944.

SUBJECT: Prison Accommodation - Islands of LIPARI and USTICA.

TO : R.C. Region I.

1. Owing to present prison congestion on the mainland it is now necessary to consider whether those camps which were used to house political prisoners in the past, could be converted to house ordinary civilian prisoners.
2. There was one camp at LIPARI Island and probably another at USTICA Island but little is known about the latter.
3. Before any decision is made more information is required about these two Islands. The information should cover the following points :

- | | |
|---------------------------|---|
| (a) Accommodation. | Present state of preservation of buildings and whether they are timber, stone or brick built. |
| (b) Capacity. | Approximate capacity. |
| (c) Water Supply. | State of water supply, drainage and sanitation. |
| (d) Cooking and Lighting. | What cooking facilities are available and if there is any lighting. |
| (e) Guards. | What buildings are available to house guards and approximate capacity. |
| (f) Ferry. | Whether there is any ferry service and if none, whether any boat available for the purpose. |
| (g) Navy. | Any views which may be expressed by the Royal Navy, before the matter is considered further. |

4. As the matter is of extreme urgency it will be obliging if you can let this Headquarters have a report on the lines indicated at your earliest convenience.

Howard Lester May
NORMAN E. FISKE,
Colonel,
Deputy Executive
Commissioner.

Copy to: Admin Sec.(2) - For Legal and P.S. Sub-Comm.

1904