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AC/17/TN.3-

10000/148/2551

DECRE
JUN. 194

10000/148/2551

DECREES

JUN 1944 - OCT 1945

TRANSLATION

AS/fl

Gazzetta Ufficiale No. 123 of October 13, 1945

Ministerial Decree, 19 September 1945

Extension of the provisions concerning the reorganization of public transportation service under concession to the territory restored to the Italian Administration.

THE MINISTER OF TRANSPORT

Seen article 9 of the Legislative Lieutenantance Decree No. 346 of October 15, 1945 for the extension of the same to those State territories not liberated or restored to the Italian Administration.

Seen the Ministerial Decree 5 August 1945 made public in the G.U. No. 109 of September 11 1945 with which the application of the a/m decree was extended to the Provinces mentioned in the Legislative Lieutenantance Decrees Nos. 181, 187, of 10 May and 28 June 1945.

Seen the Legislative Lieutenantancy Decree No. 454 of August 10, 1945 for the reassumption by the Italian Government of the State powers in the territory of the Provinces of Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna, Reggio Emilia, Apuania, Lucca, and in the Communes of Ancona in the Province of Ancona, which were under AMG;

DECREES

Art. 1.

The Legislative Lieutenantancy Decree No. 346 of October 15, 1944 for the provisions concerning the reorganization of public transportation service under concession to private industry which have been damaged by the war is extended to the Provinces of Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna, Reggio Emilia, Apuania, Lucca and to the Common of Ancona in the Province of Ancona.

Art. 2.

The present Decree will be published in the G.U. and will have effect the day of publication.

Rome 19 September 1945

The Minister La Malfa

Seen article 9 of the Legislative Decree No. 15, 1945 for the extension of the same to those State territories not liberated or restored to the Italian Administration.

Seen the Ministerial Decree 5 August 1945 made public in the G.U. No. 109 of September 11 1945 with which the application of the a/m decree was extended to the Provinces mentioned in the Legislative Decree Nos. 181, 187, of 10 May and 28 June 1945.

Seen the Legislative Decree No. 454 of August 10, 1945 for the re-assumption by the Italian Government of the State powers in the territory of the Provinces of Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna, Reggio Emilia, Apuania, Lucca, and in the Communes of Ancona in the Province of Ancona, which were under AMG;

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Art. 1.

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Art. 2.

The present Decree will be published in the G.U. ⁴⁶⁷⁸ and will have effect the day of publication.

Rome 19 September 1945

The Minister La Malfa

T R A N S L A T I O N

AS/fl

Gazzetta Ufficiale No. 123 of October 13, 1945

Rendering void all provisions issued by institutions of the so-called Social Republican Government concerning the disposition, use and assignment of all motor-vehicles belonging to the administration of Air Forces.

THE MINISTRY OF AERONAUTICS

Beleaving that following September 8, 1943 the institutions of the so-called Social Republic appropriated numerous motor-vehicles belonging to the Administration of Air Forces which remained in territory occupied by the Germans and distributed them to units, offices and institutions of the so-called Republic and the German Armed Forces;

That the Legitimate Administration can not recognize the circulation of the a/m motor-vehicles, as having taken place to her advantage, and that in fact it was against its political and military interests, in favour of the Germans with whom Italy was in war and against its will in favour of the so-called Social Republic an instrument of the former;

That all the provisions issued by the so-called Republican Government for the illegitimate utilization and assignment of all the motor-vehicles be declared invalid and therefore able to prosecution by the Legitimate Administration.

Seen article 4 of the Legislative Lieutenantcy Decree No. 249, 5 October 1944

D E C R E E S

All service provisions of any form issued by the so-called Social Republic for the disposal, utilization, and assignment of any kind of motor-vehicle belonging to the Air Forces Administration, which temporarily had fallen in to their possession during the occupations of the Germans, are declared invalid and void of any juridical powers.

Rome 2 October 1945

The Minister: Cevolotto 2677

TRANSLATION

GAZZETTA UFFICIALE No. 120 - 6 October 1945

Ministerial Decree 30 September 1945

Declaring invalid the provisions issued by the so-called Social Republican Government for the utilization and assignment of all motor-vehicles belonging to the Ministry of Interior.

The Ministry of Interior

Beleaving that after the 8 Sept. 1943 the so-called Social Republican Government took numerous motor-vehicles belonging to the Ministry of the Interior in those territories occupied by the Germans and assigned them to official outfits and institutions of the so-called Social Republic and German Armed Forces.

That the Legitimate Administration can not recognize the circulation of the a/m motor-vehicles, as having taken place to her advantage, and that infact it was against its political and military interests, in favour of the Germans with whom Italy was in war and against its will and in favour of the so-called Social Republic an instrument of the farmer ;

That all the provisions issued by the so-called Republican Government for the illegitimate utilization and assignment of all the motor-vehicles be declared invalid and therefore liable to prosecution by the Legitimate Administration.

Seen article 4 of the Legislative Lieutenantcy Decree No. 249, 5 October 1944.

DECREES

All service provisions, of any form, issued by the so-called Social Republic for the disposal, utilization and assignment of any kind of motor-vehicle, belonging to the Ministry of the Intern, which temporarily had fallen in to their possession during the occupation of the Germans, are declared invalid.

Rome Sept. 30 1945

THE MINISTER
PARRI

4678

TRANSLATION

MINISTERIAL DECREE OF 28 Aug. 1945 No. 537

Rome 23 Aug. 1945

The dissolving of the E.N.A.C. and the nomination of an extraordinary commissar.

UMBERTO DI SAVOIA
PRINCIPE DI PIEMONTE
LUOGOTENENTE DEL REGNO

Seen the lieutenantancy Decree 17 Aug. 1945 No. 188 regarding the formation of the "Ente Nazionale Autotrasporti Cose" (E.N.A.C.).

Seen the Lieutenantancy Decree 25 June 1944 No. 151;

Seen the Lieutenantancy Legislature Decree 1 Feb. 1945 No. 58;

Seen the deliberation of the Ministers Council;

On proposal of the Minister of Transportation and in agreement with the Minister of the Treasury and of Industry and Commerce

We sanction and make public the following:

Art. 1

To provide the technical and administrative reorganization of the "Ente Nazionale Autotrasporti Cose", (E.N.A.C.) the Minister of Transportation has the faculty to dissolve the Council of administration of the enterprise and to put in charge of the emergency management a Commissar.

The Commissar, nominated on the bases of the above mentioned paragraph, has the functions which are attributions of the president and administrative Council of the Enterprise.

On proposal of the Commissar, waiting the approval of new regulations, the Minister of Transportation can with his ^{large} ~~large~~ modify the organization of the offices of the Enterprise.

Art. 2

The present decree becomes effective on the day after its publication.

UMBERTO DI SAVOIA
PARRI - LA MALFA - SCOCIMARRO - GRONCHI

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TRANSLATION

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MINISTERIAL DECREE 10 AUGUST 1945

Extension to the Prov. of Apuania, Lucca, Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna e Reggio Emilia of the census of the motor-vehicles and of their spare parts.

THE MINISTRY OF TRANSPORTATION

Seen the Lieutenantcy Legislative Decree 10 August 1944, No. 223, regarding the integrative measures of the Royal Law Decree 10 March and 5 April 1944; No. 83 and 105;

Seen the necessity to extend to the provinces of Apuania, Lucca, Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna e Reggio Emilia the census of motor-vehicles and its spare parts :

DECREES :

Starting the day following the publications of the present decree in the Official Bulletin of the Kingdom the R. Law Decree 5 April 1944 No. 105 and the integrative measures to the same, contained in the Lieutenantcy Law Decree 10 August 1944 No. 223, will be effective in the territory of the provinces of Apuania, Lucca, Bologna, Ferrara, Forlì, Modena, Parma, Piacenza, Ravenna e Reggio Emilia.

Rome 10 October 1945

THE MINISTER

LA MALFA

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TRANSLATION

GB/f1

HEADQUARTERS ALLIED COMMISSION
APO 394
Transportation Sub-Commission

13 August 1945

Ministerial Decree of 18 July 1945

EXTENDING TO THE PROVINCES OF FLORENCE, LEGHORN, PISA, AND
PISTOIA THE RULES FOR THE REGISTRATION OF MOTOR VEHICLES
AND SPARE PARTS -

THE MINISTER OF TRANSPORTS

- seen the art. 7 of the Royal law Decree no. 105 of 5 April 1944, concerning the registration of Motor-vehicles and spare parts;
- seen the legislative lieutenantancy decree no. 223 of 10 August 1944, concerning complementary rules to the Royal law decrees no. 83 and 105 of 10 March and 5 April 1944,
- Considering the necessity to extend the registration of motor vehicles and spare parts also to the provinces of Florence, Leghorn, Pisa and Pistoia;

ORDERS WHAT FOLLOWS

Effective from the day successive to that of the publication of this decree in the "Gazzetta Ufficiale del Re no", the Royal law Decree 5 April 1944 no. 105 and the complementary rules of the Lieutenantancy Legislative decree no. 223 of 10 August 1944, will be extended to the provinces of Florence, Leghorn, Pisa and Pistoia -

Rome- 18 July 1945

The Minister: La Malfa

4673

GP/gb

HEADQUARTERS ALLIED COMMISSION
APO 394
TRANSPORTATION SUB-COMMISSION

2

22 JUNE 1945

EXT : -566
REF : -AG/17/2/Tn5
SUBJECT : -Decree N° 1821 -18 May 45
To : -Legal Sub-Commission

1. We are informed by Regional Transportation Officer - Emilia region that Ministerial Decree N° 1821, which is an amendment to Legislative Decree N° 344 of 7 September 44, has been put into effect.

2. Our efforts in locating a copy of said Decree have been unsuccessful.

3. May we please be informed if the above mentioned Decree has been published or is it in the process of being published?

Director
For the ~~General~~

G.F.
G. FERNYHOUGH
Lt. Col. R.A.

4672

DC/14
~~SECRET~~
URGENT

Ext. 376

HEADQUARTERS ALLIED COMMISSION
APO 394
TRANSPORTATION SUB-COMMISSION

MBT/eh

26 May 1945

540/42/Tn 1

SUBJECT: Venezia Giulia

TO : Economic Section

1. Reference is made to Legal Sub-Commission's letter AC/4188/1/L, dated 25 May 1945. At the moment this Sub-Commission does not recommend the issue of any special Regional Orders in Venezia Giulia.

2. It may be necessary at a later date to issue an order on transportation rates based on General Order No. 42, but we have not at the moment got sufficient information to enable us to do this.

M. B. THOMAS, Colonel
Deputy Director

cc: Road Division, Tn S/C

4671

SECRET

HEADQUARTERS ALLIED COMMISSION SECRET
APO 304 U R G E N T
LEGAL SUB-COMMISSION 25 May 1945

AC/192/1/L

SUBJECT: Venezia Giulia

TO : See distribution

1. It has been decided that the procedure of implementation of Italian decrees will not be adopted in Venezia Giulia. The law to be administered there will be :-

(a) Italian law as existing at 8 September 1943 less any provisions (e.g. Fascist doctrines) which are excluded from operation in the territory; and

(b) AMG Regional Orders.

2. It should be pointed out that Venezia Giulia will be administered as an autonomous area and not as dependent from any central organization in Rome or elsewhere.

3. It follows from this policy that a considerable number of Regional Orders will have to be issued to cover matters which in other AMG territory are regulated by Italian decrees. Examples are: payment of wages, agricultural regulations, blocking of commercial products, transportation.

4. Will you please notify this sub-commission by 28 May 1945 without fail :-

(a) What points should be covered by Regional Orders to be issued in Venezia Giulia;

(b) Whether the Orders to be issued on these points should consist of a redraft of the existing Italian decrees modified as necessary for the purpose of an AMG order or whether an entirely new policy should be adopted. In this case please indicate the policy.

DISTRIBUTION :-

- Vice President, Economic Section - 7
- Economic Section (att: Executive Director) - 2
- Vice President, Administrative Section - 1
- Vice President, Civil Affairs Section - 10

W.E. Beurens
W.E. BEURENS, 4670
Colonel,
Dep'ty Chief Legal Advisor.

The law to be administered there will be :-

(a) Italian law as existing at 3 September 1943 less any provisions (e.g. Fascist doctrines) which are excluded from operation in the territory; and

(b) All Regional Orders.

2. It should be pointed out that Veneto Giulia will be administered as an autonomous area and not as dependent from any central organization in Rome or elsewhere.

3. It follows from this policy that a considerable number of Regional Orders will have to be issued to cover matters which in other Axis territory are regulated by Italian decrees. Examples are: payment of wages, agricultural regulations, blocking of commercial products, transportation.

4. Will you please notify this sub-commission by 29 May 1945 without fail :-

(a) What points should be covered by Regional Orders to be issued in Venezia Giulia;

(b) Whether the Orders to be issued on these points should consist of a redraft of the existing Italian decrees modified as necessary for the purpose of an AMG order or whether an entirely new policy should be adopted. In this case please indicate the policy.

W.F. Behrens

W.F. BEHRENS, 4670
Colonel, Deputy Chief Legal Advisor.

DISTRIBUTION :-

Vice President, Economic Section	7
Economic Section (att: Executive Director)	2
Vice President, Establishment Section	1
Vice President, Civil Affairs Section	10
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Labor Sub-Commission	4
Land Forces Sub-Commission	1
Navy Sub-Commission	1
Air Sub-Commission	1
Communications Sub-Commission	1
War Material Disposal Sub-Commission	1

SECRET

Governo Militare Alleato

del Territorio occupato

ORDINANZA GENERALE N. 42

Traffico dei Trasporti

Io, ELLERY WHEELER STONE, Contrammiraglio nella Riserva della Marina degli Stati Uniti, Ufficiale Capo degli Affari Civili, in nome e per conto del Comandante Supremo Alleato e Governatore Militare, con la presente ordino quanto segue:

ARTICOLO 1

La presente Ordinanza si applica a tutto il territorio soggetto al Governo Militare Alleato situato a nord dei confini settentrionali delle Province di Ravenna, Firenze, Pistoia, Lucca e Apuania. Tale territorio è d'ora in avanti nella presente denominato « territorio settentrionale ».

La presente Ordinanza entra in vigore in ogni Provincia o parte di essa nel territorio settentrionale alla data della sua prima affissione nella medesima.

ARTICOLO 2

La presente Ordinanza si applica a tutti quei contratti per il trasporto con qualunque automezzo, come appresso precisato, di merci, carichi e articoli nei quali le cose da trasportare siano giacenti in qualunque parte del territorio settentrionale indipendentemente dall'esistenza o meno di un consorzio di autotrasporti in funzione in quella parte del territorio settentrionale nonché dall'itinerario da percorrere in tali trasporti e dal luogo di destinazione.

ARTICOLO 3

La tariffa massima da applicare in tali contratti è quella da computare secondo quanto prescritto dalla presente Ordinanza ed in base all'unità Tabella o ad una successiva variazione di tale Tabella debitamente compilata e pubblicamente divulgata dal Governo Militare Alleato.

ARTICOLO 4

Agli effetti della presente Ordinanza fra i mezzi che effettuano autotrasporti sono compresi tutti gli autoveicoli a trazione meccanica, destinati e idonei al trasporto di merci, carichi ed articoli e particolarmente tutti gli auto-treni, autocarri, autocarri rimorchi, trattori e rimorchi, automobili e mototricicli.

ARTICOLO 5

A. La tariffa da applicare in ogni contratto di autotrasporto è sempre computata in base alla Tavola I della unità Tabella salvo che in un determinato contratto

(i) il committente del trasporto con gli automezzi convenga che la tariffa da applicare debba essere computata in base alla Tavola II della detta Tabella; e

(ii) la distanza che l'automezzo deve percorrere sia inferiore ai 100 chilometri in 8 ore di tempo.

Qual caso per cui il determinato contratto, la tariffa viene computata in base alla Tavola II sopracitata.

Io, ELLERY WHEELER STONE, Contrammiraglio nella Riserva della Marina degli Stati Uniti, Ufficiale Capo degli Affari Civili, in nome e per conto del Comandante Supremo Alleato e Governatore Militare, con la presente ordino quanto segue:

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La presente Ordinanza entra in vigore in ogni Provincia o parte di essa nel territorio settentrionale alla data della sua prima affissione nella medesima.

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La presente Ordinanza si applica a tutti quei contratti per il trasporto con qualunque automezzo, come appresso precisato, di merci, carichi e articoli nei quali le cose da trasportare siano giacenti in qualunque parte del territorio settentrionale indipendentemente dall'esistenza o meno di un consorzio di autotrasporti in funzione in quella parte del territorio settentrionale nonché dall'itinerario da percorrere in tali trasporti e dal luogo di destinazione.

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ARTICOLO 5

A. La tariffa da applicare in ogni contratto di autotrasporto è sempre computata in base alla Tavola I della unità Tabella salvo che in un determinato contratto

(i) il committente del trasporto con gli automezzi convenga che la tariffa da applicare debba essere computata in base alla Tavola II della detta Tabella; e

(ii) la distanza che l'automezzo deve percorrere sia inferiore ai 100 chilometri in 8 ore di tempo.

B. Per il computo delle tariffe in base alle suddette Tavole si osservano le seguenti norme:

(i) La portata dell'automezzo è quella indicata sul libretto di circolazione del rispettivo automezzo e ad essa si deve far riferimenti per conteggio di tutte le tariffe nei riguardi di tale automezzo senza tener conto del volume o peso del carico da esso trasportato.

(ii) In base alla Tavola I il costo totale del trasporto risulta costituito di una quota base (colonna B) determinata unicamente in relazione alla portata dell'automezzo (colonna A) e, in aggiunta alla quota base, di una quota per quintale-chilometro che è calcolata moltiplicando la detta portata per l'aliquota quintale-chilometro (colonna C) applicabile al caso e per la distanza da esso percorsa (in chilometri).

(iii) In base alla Tavola II il costo totale del trasporto risulta pari all'importo derivante dalla moltiplicazione della portata dell'automezzo (colonna A) per l'aliquota quintale-ora (colonna D) e per il numero delle ore impiegate senza nessun riferimento alla distanza percorsa e senza l'aggiunta di alcuna quota base.

(iv) In ogni territorio dove funziona un consorzio di auto-trasporti per «distanza percorsa» si intende quella dall'Ufficio spedizioni del Consorzio di autotrasporti al luogo di scarico e ritorno seguendo l'itinerario ragionevolmente necessario al trasporto di cui trattasi e comprendente tutte le varianti e deviazioni. E' esclusa la distanza fra il detto Ufficio spedizioni e la rimessa dell'automezzo.

(v) In ogni contratto cui si applica la Tavola I la quota quintale-chilometro deve essere ridotta del 50% per ogni frazione di distanza percorsa a vuoto.

(vi) In ogni contratto cui si applica la Tavola II e in relazione al quale le merci, i carichi o gli articoli sono trasportati per conto di due o più committenti, sia per tutto il percorso che per parte di esso il costo totale del trasporto è diviso per il numero dei committenti, secondo quanto stabilito al precedente articolo.

Tr. RB/rb

TRANSLATION

SUBJECT: Complementary regulations to the legislative lieutenancy decree 17 August 1944, n. 188, concerning the establishment of the National Agency for Motor Transportation of Goods.

TO : The Allied Commission.

We send herewith copy of the decree draft which will be submitted to the approval of the Council of Ministers at the next meeting.

Under this decree, penalties are increased in case of failure to comply with the inscription to the Ente and of violation of the regulations forbidding any direct transport of goods. Heavier penalties are also prescribed for damaged done with criminal intents to vehicles destined or liable to be destined for the transport of goods.

The decree provides moreover, temporarily and till when the Associazioni di Categoria will be disciplined juridically, for the appointment of the representatives of the firms inscribed to the Ente inside the Board of Directors of ENAC, to be made by the Ministry of Industry, Commerce and Labour.

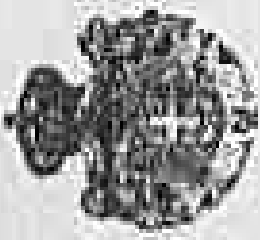
By order of H.E. the Minister
THE CHIEF OF CABINET

Col. B. B. B.

For information.

Chief.

14/10.



MINISTERO DELLE COMUNICAZIONI

GABINETTO

Roma, 4 ottobre 1944

N. VI/158/7910

Risposta al N. _____

OGGETTO: Norme integrative del decreto legislativo luogotenenziale 17 agosto 1944, n. 188, concernente la istituzione dell'Ente Nazionale Autotrasporti di cose.

ALLA COMMISSIONE ALLEATA

R O M A

Si rinette in copia lo schema in oggetto che sarà sottoposto all'approvazione del Consiglio dei Ministri nella prossima riunione.

Tale schema prevede un aggravamento di pena (arresto) per le ipotesi di omessa iscrizione all'ente e di violazione del divieto di trasporto diretto di cose e più gravi sanzioni per le ipotesi di danneggiamento *di* automezzi destinati o da destinare a trasporti di cose.

Dispone altresì, in linea provvisoria e finchè non sarà disciplinata giuridicamente l'organizzazione sindacale, che la nomina dei rappresentanti di categoria nel Consiglio di amministrazione dell'Ente N.A.C. sia fatta dal Ministero della Industria, Commercio e Lavoro tra gli imprenditori di ~~trasporti~~ di cose iscritti.

d'ordine di S.E. IL MINISTRO

IL CAPO DI CABINETTO



le 17 agosto 1944, n. 188, concernente la istituzione
dell'Ente Nazionale Autotrasporti di cose.

ALLA COMMISSIONE ALLEGATA

R O M A

Si rimette in copia lo schema in oggetto che sarà sottoposto all'approvazione del Consiglio dei Ministri nella prossima riunione.

Tale schema prevede un aggravamento di pena (arresto) per le ipotesi di omessa iscrizione all'ente e di violazione del divieto di trasporto diretto di cose e più gravi sanzioni per le ipotesi di danneggiamento *de* automezzi destinati o da destinare a trasporti di cose.

Dispone altresì, in linea provvisoria e finchè non sarà disciplinata giuridicamente l'organizzazione sindacale, che la nomina dei rappresentanti di categoria nel Consiglio di amministrazione dell'E.N.A.C. sia fatta dal Ministero della Industria, Commercio e Lavoro tra gli imprenditori di ~~trasporti~~ ²⁸⁰⁷ di cose iscritti.



d'ordine di S.E. IL MINISTRO

IL CAPO DI CABINETTO

[Handwritten signature]

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TRANSLATION

REPORT

As it is known, by legislative lieutenantancy decree the National Agency for Motor Transportation of Goods was established under the direction of this Ministry and within the same Ministry.

The aim of the Ente is to organize, coordinate, and discipline in this exceptional period of economic life of the Country the transport of goods in liberated Italy through the use of all motor transport available; forbidding, under penal sanctions, to effect transports of goods directly, unless authorization is granted for special cases.

The above aim is therefore of interest to the National Economy and it must be supervised so that the transport firms and the truck owners do not evade the law.

The most serious cases might be the failure to comply with the inscription and the declaration of the vehicles and the violation of the regulation mentioned in item 1, art. 4 of the legislative decree.

In order to prevent these violations it is necessary to increase the penalties, still retaining in force the penalties for lighter violations to the decree and to the statute mentioned in art. 6.

To prevent a great damage to the national economy caused by the destruction or damage of the motorvehicles destined to the Ente, the art. 2 of this new decree prescribes penalties for damages done with criminal intent under para I of art. 508 of the penal code (art. 2)

To the regulations of a penal character, it has been moreover necessary to add a regulation of a temporary character.

The statute of ENAC foresees in art. 12 a Board of Directors composed, among others, of three representatives of the firms inscribed in the Ente. Art. 18 states that these representatives are to be appointed by the Associazione di Categoria.

Meanwhile, the organizations of the Associazioni di Categoria have not yet had, in the changed political situation, a juridical discipline.

- 2 -

Since these representatives are necessary, with the present Decree it is stated that they will be appointed by the Minister of Industry, Commerce and Labour. (art. 3).

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Come è noto col decreto legislativo luogotenenziale 17 agosto 1944, n. 188, veniva istituito, sotto la vigilanza di questo Ministero e presso il Ministero stesso, l'Ente Nazionale Autotrasporti di Cose (E.N.A.C.).

Lo scopo dell'Ente è quello di organizzare, coordinare e disciplinare in questo momento eccezionale della vita economica del paese, i trasporti di cose nell'Italia liberata con la utilizzazione di tutti gli automezzi di trasporto disponibili, vietando, con sanzioni penali, ogni autotrasporto diretto di cose, salvo specifica autorizzazione per particolari esigenze.

Detto scopo interessa perciò tutta l'economia nazionale, e deve essere tutelato in maniera da non dar luogo ad evasioni da parte delle imprese di trasporto e dei possessori di automezzi.

I casi più gravi di tali evasioni possono configurarsi nella mancata iscrizione e dichiarazione degli automezzi e nella violazione della norma di cui al primo comma dell'art.4 del decreto legislativo.

La prevenzione di dette violazioni esige, pertanto, un aggravamento della pena restando ferma quella già stabilita nell'art.6 per le violazioni più lievi alle norme del decreto e dello statuto.

A prevenire, poi, il grave nocumento dall'Economia Nazionale con la distruzione e il danneggiamento degli automezzi destinati o da destinare all'Ente, l'art.2 del presente decreto configura una speciale forma di reato di danneggiamento, qualificata dall'oggetto su cui incide l'attività criminosa, applicandosi per la pena il capoverso dell'art.508 del codice penale (art.2).

Alle disposizioni di carattere penale di cui sopra si rende infine necessario aggiungere una disposizione di carattere transitorio.

Lo statuto dell'E.N.A.C. prevede all'art.12 un Consiglio di Amministrazione, composto, fra l'altro, di tre rappresentanti delle Ditte che fanno parte dell'Ente, e l'art.18 dispone che tali rappresentanti vengano nominati dalle Associazioni di categoria.

Intanto le organizzazioni delle associazioni di categoria non hanno finora avuto, nel mutato clima politico, una disciplina giuridica.

Non essendo opportuno prescindere da tali rappresentanze di categoria, col presente decreto, si dispone che i tre rappresentanti di cui sopra, siano nominati dal Ministro per l'Industria, Commercio e Lavoro (art. 3).

Tr. RB/rb

TRANSLATION

PRESS RELEASE

Upon the proposal of the Minister of Communications:
a legislative lieutenantcy decree draft is in course of publication.
It contains complementary regulations to the legislative lieutenantcy
decree 17 August 1944, n. 188, concerning the establishment of the
National Agency for Motor Transportation of Goods.

In order to avoid any failure to comply with the inscription
and the declaration of the vehicles to the ENAC and any violation
of the regulations contained in item 1, art. 4 of the ~~present~~ legisla-
tive decree, penalties have been increased, still retaining in force
the penalties mentioned in art. 6 for lighter violations of the decree
and of the statute.

In art. 2 penalties are prescribed for those who destroy or ~~dam~~
damage the vehicles destined to the Ente, under para 1 of the art.
508 of the penal code.

To the regulations of a penal character it has been moreover
necessary to add a regulation of a temporary character, concerning
the appointment, within the Board of Directors, of the three represent-
atives of the firms inscribed in the Ente. The organizations of the
Associazioni di Categoria having not yet been juridically disciplin-
ed, these representatives will be appointed, derogating from art.
18 of the Statute of ENAC, by the Minister of Industry, Commerce
and Labour.

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Su proposta del Ministro per le Comunicazioni:

uno schema di decreto legislativo luogotenenziale che apporta norme integrative al decreto legislativo luogotenenziale 12 agosto 1944, n. 188, concernente la istituzione dell'Ente nazionale Autotrasporti di cose.

Allo scopo di prevenire l'evasione all'iscrizione ed alla dichiarazione degli automezzi all'Ente Nazionale autotrasporti di cose, nonché la violazione delle norme di cui al primo comma dell'art. 4 del decreto legislativo, si è provveduto ad un aggravamento della pena, restando ferma quella già stabilita nell'art. 6 per le violazioni più lievi alle norme del decreto e dello statuto.

Con l'art. 2 si colpisce chiunque distrugge o danneggia gli automezzi destinati o da destinare all'Ente, applicando per la pena il capoverso dell'art. 508 c.p..

Alle disposizioni di carattere penale di cui sopra, si è aggiunto una disposizione di carattere transitorio, relativa alla nomina in seno al Consiglio di Amministrazione dei tre rappresentanti delle ditte che fanno parte dell'Ente, e che, in deroga all'art. 18 dello statuto dell'Ente, non essendosi ancora proceduto alla disciplina giuridica delle organizzazioni delle associazioni di categoria, vengono nominati dal Ministro per l'Industria, Commercio e Lavoro.

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Tr. RB/rb

TRANSLATION

LEGISLATIVE LIEUTENANCY DECREE DRAFT

Complementary regulations to the legislative lieutenancy decree of 17 August 1944, n. 188, concerning the establishment of the National Agency Motor Transportation of Goods. (E.N.A.C.)

UMBERTO OF SAVOIA PRINCE OF PIEMONTE
LIEUTENANT GENERAL OF THE KINGDOM

By virtue of the authority delegated to us;
Having seen the Legislative Lieutenancy Decree 17 August 1944, n. 188;
Having seen the art. 4 of the lieutenancy decree 25 June 1944, n. 151;
Having seen the R. Decree-law 30 October 1943, N°2/B and successive modifications;
Having seen the deliberation of the Council of Ministers;
Upon the proposal of the Minister Secretary of State for Communications and according to agreements taken with the Ministers of Justice, Finance, and Industry, Commerce and Labour;

WE HAVE SANCTIONED AND PROMULGATE THE FOLLOWING:

Art. 1

To the penalties mentioned in Art. 6 of the legislative decree 17 August 1944, n. 188, is added in case of failure to comply with the inscription and of violation of the regulation in item 1 of art. 4 imprisonment from one to six months.

Art. 2

Any one who destroys or damages or makes useless all or in part the vehicles destined or to be destined for the transport of goods is punished according to the first item of the art. 508 of the Penal Code.

Art. 3

Up to when the organization of the Associazioni di Categoria will be set up the three representatives mentioned in the last item of art. 12 of the statute of the Agency, will be appointed, derogating from what is ordered in art. 18, item 3 of the same statute, by the Minister of Industry, Commerce and Labour, and chosen among the

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transporters of goods inscribed with the Ente.

Art. 4

The present Decree will go into effect upon the date of its publication in the Official Gazette of the Kingdom.

We order to whomsoever be concerned to comply with the present Decree and to have it complied with as Law of the State.

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SCHEMA DI DECRETO LEGISLATIVO LUOGOTENENZIALE

Norme integrative del decreto legislativo luogotenenziale 17 agosto 1944, n. 188, concernente la istituzione dell'Ente Nazionale Autotrasporti di cose.

UMBERTO DI SAVOIA PRINCIPE DI PIEMONTE
LUOGOTENENTE GENERALE DEL REGNO

In virtù dell'autorità a Noi delegata;

Visto il decreto legislativo luogotenenziale 17 agosto 1944, n. 188;

Visto l'art. 4 del decreto luogotenenziale 25 giugno 1944, n. 151;

Visto il R. decreto-legge 30 ottobre 1943, n. 2/B e successive modificazioni;

Vista la deliberazione del Consiglio dei Ministri;

Sulla proposta del Ministro Segretario di Stato per le Comunicazioni, d'intesa coi Ministri per la Grazia e Giustizia, per le Finanze e per l'Industria, Commercio e Lavoro;

ABBIAMO SANZIONATO E PROMULGHIAMO QUANTO SEGUE:

Art. 1

Alle pene previste all'art. 6 del decreto legislativo 17 agosto 1944, n. 188, è aggiunto, nei casi di omessa iscrizione e di violazione della norma di cui al primo comma dell'art. 4, l'arresto da uno a sei mesi.

Art. 2

Chiunque distrugge, danneggia o rende in tutto o in parte inservibili gli automezzi destinati o da destinare al trasporto di cose è punito a norma del capoverso dell'art. 508 Codice Penale.

Art. 3

Fino a quando non sarà disciplinata l'organizzazione delle associazioni di categoria i tre rappresentanti di cui all'ultimo comma dell'art. 12 dello statuto dell'Ente Nazionale Autotrasporti di Cose, saranno nominati, in deroga al disposto dell'art. 18, terzo comma, dello statuto stesso, dal Ministro per l'Industria, Commercio e Lavoro tra gli imprenditori dei trasporti di cose iscritti all'Ente.

Art. 4

Il presente decreto entra in vigore il giorno della sua pubblicazione nella Gazzetta Ufficiale del Regno - ~~serie speciale~~. - Ordiniamo, a chiunque spetti, di osservare il presente decreto e di farlo osservare come legge dello Stato.

Roma, addì

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In virtù dell'autorità a Noi delegata;
 Visto il decreto legislativo luogotenenziale 17 agosto 1944, n. 188;
 Visto l'art. 4 del decreto luogotenenziale 25 giugno 1944, n. 151;
 Visto il R. decreto-legge 30 ottobre 1943, n. 2/B e successive modificazioni;
 Vista la deliberazione del Consiglio dei Ministri;
 Sulla proposta del Ministro Segretario di Stato per le Comunicazioni, d'intesa coi Ministri per la Grazia e Giustizia, per le Finanze e per l'Industria, Commercio e Lavoro;

ABBIAMO SANZIONATO E PROMULGHIAMO QUANTO SEGUE:

Art. 1

Alle pene previste all'art. 6 del decreto legislativo 17 agosto 1944, n. 188, è aggiunto, nei casi di omessa iscrizione e di violazione della norma di cui al primo comma dell'art. 4, l'arresto da uno a sei mesi.

Art. 2

Chiunque distrugge, danneggia o rende in tutto o in parte inservibili gli automezzi destinati o da destinare al trasporto di cose è punito a norma del capoverso dell'art. 508 Codice Penale.

Art. 3

Fino a quando non sarà disciplinata l'organizzazione delle associazioni di categoria i tre rappresentanti di cui all'ultimo comma dell'art. 12 dello statuto dell'Ente Nazionale Autotrasporti di Cose, saranno nominati, in deroga al disposto dell'art. 18, terzo comma, dello statuto stesso, dal Ministro per l'Industria, Commercio e Lavoro tra gli imprenditori dei trasporti di cose iscritti all'Ente.

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Il presente decreto entra in vigore il giorno della sua pubblicazione nella Gazzetta Ufficiale del Regno ~~in serie speciale~~. - Ordiniamo, a chiunque spetti, di osservare il presente decreto e di farlo osservare come legge dello Stato.

Roma, addì

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Governo Militare Alleato

Provincia di Firenze

ORDINE PROVINCIALE N. 3

Ufficio Autotrasporti

ARTICOLO 1

Creazione dell'Ufficio Autotrasporti di Firenze

Viene creato, col presente, un Consorzio amministrativo governativo col titolo "Ufficio Autotrasporti di Firenze". A questo consorzio viene affidato il compito di regolare, di controllare e, all'occorrenza, di effettuare il trasporto di merci con automezzi nella Provincia di Firenze.

ARTICOLO 2

Le Attribuzioni dell'Ufficio Autotrasporti

L'Ufficio Autotrasporti avrà le seguenti attribuzioni:

1. di regolare, controllare ed effettuare il trasporto di merci con autoveicoli nella Provincia di Firenze;
2. di acquistare, custodire, ipotecare ed effettuare il trapasso di terreni o qualunque interesse che li riguarda;
3. di acquistare, custodire e disporre di qualunque proprietà;
4. di concludere qualsiasi contratto e, in genere, compiere tutti gli altri atti ed operazioni richieste per mettere in esecuzione le disposizioni dell'ordine di cui sopra.

ARTICOLO 3

Disposizioni per regolare e controllare gli Autotrasporti

Sezione 1. - L'Ufficio preparerà e pubblicherà, salvo approvazione del Governo Militare Alleato, una distinta di tariffe da esigere per il trasporto di merci con autoveicoli.

Sezione 2. - L'Ufficio farà da intermediario e da agenzia di compensazione (clearing) fra i proprietari e gli autisti di autoveicoli da trasporto da una parte, ed i mittenti ed altre persone che desiderino il trasporto di merci da una località all'altra.

Sezione 3. - Chiunque abbia bisogno di autoveicoli da trasporto per merci deve presentare all'Ufficio Autotrasporti una domanda indicante la natura della merce da essere trasportata, il luogo di partenza, il luogo di destinazione, lo scopo del viaggio ed il tempo in cui si desidera che il trasporto abbia luogo. L'Ufficio, dopo ciò, designerà il proprietario o l'autista che deve trasportare tale merce, lo fornirà di un biglietto di lavoro e dei prodotti petroliferi occorrenti (o dei buoni relativi) per quel viaggio.

3. di acquistare, custodire e disporre di qualunque proprietà;
4. di concludere qualsiasi contratto e, in genere, compiere tutti gli altri atti ed operazioni richieste per mettere in esecuzione le disposizioni dell'ordine di cui sopra.

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Sezione 4. - Il mittente verserà al suddetto ufficio l'ammontare dovuto per il lavoro indicato nella domanda, secondo la tariffa fissata come sopra con l'approvazione del Governo Militare Alleato, e l'Ufficio suddetto verserà al proprietario od all'autista dell'autoveicolo tale ammontare dopo averne dedotto le spese generali d'Ufficio, il prezzo di qualunque prodotto petrolifero fornito e qualunque altra spesa a carico del trasportatore.

Sezione 5. - Il permesso per servirsi di automezzi da trasporto per merci sarà concesso, conforme all'Ordine Generale N. 20 e l'Ordine Provinciale N. 1, solo a quei proprietari od autisti di autoveicoli che acconsentino di effettuare gli ordini del suddetto Ufficio in esecuzione delle disposizioni per regolare e controllare il trasporto con autoveicoli stabilite nel presente.

Sezione 6. - Nessuno può usare o permettere che si usi un autoveicolo da trasporto per merci nella Provincia di Firenze senza aver prima ricevuto, dal suddetto Ufficio, un biglietto di lavoro per un determinato viaggio che deve specificare il nome degli eventuali viaggiatori, che sono autorizzati ad accompagnare l'autista del veicolo, e l'itinerario che il veicolo è autorizzato a percorrere lungo il viaggio od i viaggi. Tale biglietto di lavoro deve esser portato continuamente sul veicolo durante il viaggio od i viaggi per cui è stato rilasciato.

ARTICOLO 4

Pene

a) Chiunque contravvenga ad una delle disposizioni di cui alla Sezione 6 dell'articolo 3 di questo ordine o che permetta che tale veicolo porti qualsiasi viaggiatore che non fosse autorizzato nel biglietto di lavoro o che permetta che tale veicolo sia usato su un itinerario che non fosse autorizzato nel biglietto di cui sopra, qualora sia riconosciuto colpevole da una Corte Militare Alleata, sarà passibile di punizione o di multa o di entrambe.

b) Qualunque autoveicolo da trasporto per merci venga trovato in uso senza portare con sé un regolare biglietto di lavoro, rilasciato dal suddetto Ufficio, o che porti un viaggiatore che non fosse autorizzato nel biglietto di lavoro o che venga usato su un itinerario che non fosse autorizzato nel biglietto di cui sopra, è passibile di confisca.

c) Qualsiasi proprietario od autista che abbia acconsentito ad eseguire gli ordini del suddetto Ufficio, in conformità con le disposizioni della Sezione 5 dell'Articolo 3 di cui sopra, e che si esimerà dall'obbedire ad un ordine, comunicatogli secondo le dovute prescrizioni, da parte di un Ufficiale del suddetto Ufficio, e richiedendogli di presentarsi o far sì che un autista si presenti con un de-

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Eccezioni

provincia.

Poteri del Direttore gerente e dei Sindaci

fare la revisione dei conti del suddetto Ufficio.

que altro potere del suddetto Ufficio in quel Comune.

Data di entrata in vigore

2

terminato veicolo o con determinati veicoli nel tempo e luogo precisati in tale ordine, qualora sia riconosciuto colpevole da una Corte Militare Alleata, sarà passibile di incarceramento e multa; ed il veicolo od i veicoli, di cui nel suddetto ordine e che non si fossero presentati, come è detto sopra, saranno passibili di confisca.

ARTICOLO 5

Eccezioni

Nonostante quanto sia detto sopra eventualmente in contrario, le disposizioni del presente Ordine non si applicano agli autoveicoli forniti di permesso di circolazione rilasciato da autorità diversa da quella della Provincia di Firenze, e che entrano in tale Provincia, provenienti da altra provincia.

ARTICOLO 6

Poteri del Direttore gerente e dei Sindaci

Sezione 1. - Il Prefetto della Provincia di Firenze sarà, d'ufficio, il Presidente del suddetto Ufficio e, come tale, viene autorizzato ad esercitare i poteri conferiti al suddetto Ufficio nel presente Ordine. L'Ufficio sarà sotto la direzione di un Consiglio d'Amministrazione e di un Direttore Gerente, il quale è autorizzato, salvo la sorveglianza del Prefetto e del Consiglio d'Amministrazione, ad esercitare tali poteri, compresi quelli di nominare, di tempo in tempo, altro personale dirigente e altri impiegati, di licenziarli, e di delegare loro quell'autorità che egli ritenga opportuno. Il primo Consiglio di Amministrazione e il primo Direttore Generale saranno nominati dal Commissario Provinciale. In seguito, saranno nominati o destituiti a qualunque momento, dal Prefetto.

Sezione 2. - Il Consiglio di Amministrazione nominerà tre revisori di conti indipendenti per fare la revisione dei conti del suddetto Ufficio.

Sezione 3. - Il Sindaco di ogni Comune, in base al presente Ordine, può essere nominato rappresentante del suddetto ufficio nel proprio Comune, in mancanza di filiali di detto Ufficio in quel Comune; e se vien nominato, sarà autorizzato a rilasciare biglietti di lavoro ed a esercitare qualunque altro potere del suddetto Ufficio in quel Comune.

ARTICOLO 7

Data di entrata in vigore

Questo Ordine diverrà effettivo in ogni Comune alla data della sua prima pubblicazione nel medesimo, salvo in quella parte di un Comune, che fosse a tale data occupata dal nemico, parte nella quale entrerà in vigore mediante pubblicazione del medesimo, dopo l'occupazione completa da parte delle Forze Alleate.

RALPH L. ROLPH

TEN. COLONNELLO

COMMISSARIO PROVINCIALE

Prima pubblicazione nel Comune di _____
il _____ giorno di _____ 1944.

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Allied Military Government

Province of Florence

PROVINCIAL ORDER No. 3

Transport Office

ARTICLE 1

Creation of Ufficio Autotrasporti di Firenze

A governmental administrative body, to be known as "Ufficio Autotrasporti di Firenze", is hereby created. This body shall have the duty of regulating, controlling, and, when necessary, operating goods-carrying motor transport in the Province of Florence.

ARTICLE 2

Powers of Ufficio Autotrasporti

The Ufficio Autotrasporti shall have the following powers:

1. To regulate, control and operate goods-carrying motor transport in the Province of Florence.
2. To acquire, hold, mortgage and transfer land, or any interest therein.
3. To acquire, hold and dispose of any personal property whatever.
4. To enter into any contract and generally to do any and all other acts and things necessary or proper for the carrying out of the provisions of this order.

ARTICLE 3

Plan for regulation and control of transport

Section 1. - The Ufficio shall prepare and publish, subject to the approval of the Allied Military Government, a list of rates to be charged for goods-carrying motor transport.

Section 2. - The Ufficio shall act as an intermediary and clearing agency between owners and operators of goods-carrying motor vehicles, and consignors and others who desire materials transported from one place to another.

Any person who desires to transport will submit to the Ufficio

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1. To regulate, control and operate goods-carrying motor transport in the Province of Florence.
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3. To acquire, hold and dispose of any personal property whatever.
4. To enter into any contract and generally to do any and all other acts and things necessary or proper for the carrying out of the provisions of this order.

ARTICLE 3

Plan for regulation and control of transport

Section 1. - The Ufficio shall prepare and publish, subject to the approval of the Allied Military Government, a list of rates to be charged for goods-carrying motor transport.

Section 2. - The Ufficio shall act as an intermediary and clearing agency between owners and operators of goods-carrying motor vehicles, and consignors and others who desire materials transported from one place to another.

Section 3. - Any person desiring the use of goods-carrying transport will submit to the Ufficio Autotrasporti a bid setting forth the material to be transported, the place of origin, the place of destination, the purpose of the movement, and the time at which transport is desired. The Ufficio will then designate the owner or operator to transport such load, and supply him with a work ticket and the necessary petroleum products (or coupons therefor) for that job.

Section 4. - The consignor will pay to the Ufficio the amount due for the work described in the bid, at the rates fixed, as aforesaid, with the approval of the Allied Military Government, and the Ufficio will pay to the owner or operator such amount, after deducting a proportionate amount of the over-head expense of the Ufficio, the cost of any petroleum products supplied and any other proper off-sets.

Section 5. - Permits to use goods-carrying motor vehicles will be issued in accordance with General Order No. 20 and Provincial Order No. 1 only to such owners or operators thereof as agree to carry out the orders of the Ufficio in execution of the plan of regulation and control of motor transport herein set forth.

Section 6. - No person shall operate, or permit to be operated in the Province of Florence, a goods-carrying motor vehicle without first receiving from the Ufficio a work ticket for a specific trip or trips, which shall specify the passenger or passengers, if any, who are authorized to accompany the driver of the vehicle and the route which the vehicle is authorized to take on such trip or trips. Such work ticket shall be carried on the vehicle at all times during the trip or trips with respect to which it is issued.

ARTICLE 4

Penalties

a) Any person who violates the provisions of Section 6 of Article 3 of this order, or who permits such a vehicle to carry any passenger not authorized in the work ticket, or who permits such a vehicle to be used on a route not authorized therein shall, on conviction by an Allied Military Court, be subject to imprisonment and fine.

b) Any goods-carrying motor vehicle which is found in use and which is not carrying an appropriate work ticket from the Ufficio, or which is carrying a passenger not authorized in the work ticket, or which is used on a route not authorized therein, is subject to forfeiture.

sport herein set forth.

Section 6. - No person shall operate, or permit to be operated in the Province of Florence, a goods-carrying motor vehicle without first receiving from the Ufficio a work ticket for a specific trip or trips, which shall specify the passenger or passengers, if any, who are authorized to accompany the driver of the vehicle and the route which the vehicle is authorized to take on such trip or trips. Such work ticket shall be carried on the vehicle at all times during the trip or trips with respect to which it is issued.

ARTICLE 4

Penalties

a) Any person who violates the provisions of Section 6 of Article 3 of this order, or who permits such a vehicle to carry any passenger not authorized in the work ticket, or who permits such a vehicle to be used on a route not authorized therein shall, on conviction by an Allied Military Court, be subject to imprisonment and fine.

b) Any goods-carrying motor vehicle which is found in use and which is not carrying an appropriate work ticket from the Ufficio, or which is carrying a passenger not authorized in the work ticket, or which is used on a route not authorized therein, is subject to forfeiture.

c) Any owner or operator who, having agreed to carry out the orders of the Ufficio pursuant to the provisions of Section 5 of Article 3 hereof, shall fail to comply with an order of an authorized official of the Ufficio duly served upon him, requiring him to report or to cause a driver to report with such a vehicle or vehicles at the time and place specified in such order, shall, on conviction by an Allied Military Court, be subject to imprisonment and fine, and the vehicle or vehicles which are the subject of the order and do not report as aforesaid shall be subject to forfeiture.

ARTICLE 5

Excepting clause

Anything herein contained to the contrary notwithstanding, the provisions of this order shall not be applicable to any motor vehicle for which a permit to circulate has been issued outside of Florence Province and which comes into such Province on a trip originating from outside the Province.

ARTICLE 6

Authority of Director and Sindaci

Section 1. - The Prefect of the Province of Florence shall be *ex officio* President of the Ufficio and as such is authorized to exercise the powers herein conferred on the Ufficio. The Ufficio shall, however, be under the active direction of a Board of Directors and of a Managing Director who is authorized, subject to the supervision of the Prefect and the Board of Directors, to exercise all such powers, including the powers to appoint and remove from time to time other officers and employees and to delegate to them such authority as he may in the exercise of his discretion determine. The first Board of Directors and the first Managing Director shall be appointed by the Provincial Commissioner. Thereafter, they shall be appointed and be subject to removal at any time by the Prefect.

Section 2. - The Board of Directors shall appoint three independent auditors who will be responsible for auditing the accounts of the Ufficio.

Section 3. - The Sindaco of each Comune may be appointed a representative of the Ufficio for his Comune in the absence of a branch office of the Ufficio in such Comune and, if appointed, shall be authorized to issue work tickets and to exercise all other powers of the Ufficio in such Comune.

ARTICLE 7

ARTICLE 5

Excepting clause

Anything herein contained to the contrary notwithstanding, the provisions of this order shall not be applicable to any motor vehicle for which a permit to circulate has been issued outside of Florence Province and which comes into such Province on a trip originating from outside the Province.

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Section 3. - The Sindaco of each Comune may be appointed a representative of the Ufficio for his Comune in the absence of a branch office of the Ufficio in such Comune and, if appointed, shall be authorized to issue work tickets and to exercise all other powers of the Ufficio in such Comune.

ARTICLE 7

Effective date

This order shall become effective in each Comune on the date of its first publication therein, provided, however, that it shall not be effective in such part of a Comune as may be then occupied by the enemy until further publication thereof after occupation by Allied Forces.

RALPH L. ROLPH,

LT. COL.,

PROVINCIAL COMMISSIONER.

First published in _____ day of _____ 1944.
Comune on the _____

MINISTRY OF COMMUNICATIONS

Rome, 15 September 1944. *File R/17. CWP. 25/9*

Ref.No.UL/150/6649

SUBJECT: Scheme of Law-Decree
"Extraordinary providences for the re-operation
of public transport services in concession to
private industry".

TO : Allied Control Commission
Economic Section
Transportation Sub-Commission, Rome

For the next Minister's Council I will suggest
the above said scheme of law-decree.

I therefore inform the Allied Control Commission
of its contents.

(sgd) The Minister
CERABONA

4657

SCHEME OF LIEUTENANCY LAW - DECREE

"Extraordinary providences for the re-operation of public transports services in concession to private industry".

UMBERTO OF SAVOY, Prince of PIEMONTE
Lieutenant-General of the Kingdom.

by virtue of Authority granted me:

seen the Royal decree of the 9th May 1922, No.1447: which approves the contents of the law concerning Railways in concession to private enterprises, tramways and motor-cars;

seen the Royal law decree of the 2nd August 1929, No.2150: concerning the concession of Railways and other means of transports and the technical and administrative maintenance of the operating railway lines:

seen the law of the 28th September 1939, No.1839: concerning the discipline of motor transports of passengers, luggage and agricultural packages in regime of concession to private industry:

seen the article 4 of the lieutenantancy of law decree of the 25th June 1944, No.151.

seen the Royal law decree of the 30th October 1943, No.2/B and successive modifications;

seen the deliberation of the Minister's Council:

On proposal of the Minister of Communications, in agreement with the home Secretary and the Ministers of Grace and Justice, Finance, Treasury, War, Public Works, Agriculture and Forests, Industry, Commerce and Labour;

We sanction and we promulgate what follows:

ART.1.

4656

All persons who have in concession public services of transports, and who, owing to war events, suffered the loss, ruin and deterioration of fine Art, manufactured goods, buildings, permanent installations, rolling stock or track equipment, indispensable for the operation, must denounce their damage to

in concession to private
motor- cars;
seen the Royal law decree of the 2nd August 1929, No.2150:
concerning the concession of Railways and other means
of transports and the technical and administrative
maintenance of the operating railway lines:

seen the law of the 28th September 1939, No.1839: concerning
the discipline of motor transports of passengers,
luggage and agricultural packages in regime of concession
to private industry:

seen the article 4 of the lieutenantancy of law decree of the
25th June 1944, No.151.

seen the Royal law decree of the 30th October 1943, No.2/B
and successive modifications;

seen the deliberation of the Minister's Council;

On proposal of the Minister of Communications, in
agreement with the home Secretary and the Ministers of Grace
and Justice, Finance, Treasury, War, Public Works, Agriculture
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transports, and who, owing to war events, suffered the loss,
ruin and deterioration of fine Art, manufactured goods, buildings,
permanent installations, rolling stock or track equipment,
indispensable for the operation, must denounce their damage to
the Ministry of Communications - General Inspectorate of civil
motorisation and transports in concession.

ART.2

The grantees, reference to the above article, in order
to re-operate and keep efficient all services, ref.Art.106 and
following of the royal decree of the 9th May 1919, No.1447, can
benefit, if they ask for it, of an economic support of the
Government, in the limits and with the modalities ordered by this

decree, with no prejudice for indemnity, reference to the Royal law-decree of the 26th October 1940, No.1543.

ART.3.

Denunciations and requests for the economic support of the Government to keep efficient all the services, must enclose the plans and an estimate of expenses for the works and supplies and must be addressed to the competent compartmental Inspectorate of civil motorisation and transports in concession, within sixty days from the date from which the decree will become effective.

For the losses suffered after this date, denunciations and requests will be addressed respectively within ten or forty days from the date of the event.

The above mentioned limit can be delayed by the Inspectorate, when the impossibility of observing them has been proved.

ART.4

The compartmental Inspectorate, upon receipt of a report, will value in cross examination the damages suffered by the grantee and will make a technical report of the works, supplies and expenses necessary for the operation.

The report is submitted and examined by a special Commission, part of the Ministry of Communications - General Inspectorate of civil motorisation and transports in concession - who will be appointed with a Royal decree, proposed by the Minister of Communications.

ART.2.

The Commission, reference to the last paragraph of the above said article, is administered by the Minister of Communications and in his absence he will be represented by the Under Secretary of State for Railways, civil motorisation and transports in concession.

The Commission is composed:

- of four officials of the Administrative section and of four officials of the technical section of the General Inspectorate of civil motorisation and transports in concession:

- of two officials of the general direction of the Treasury and of one of the general accounts of the Government, who is named by the Minister of Communications.

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The above mentioned limit can be delayed by the Inspectorate, when the impossibility of observing them has been proved.

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- of two officials of the general direction of the Treasury and of one of the general accounts of the Government, ^{who is} named by the Minister of Communications. **4633**
- of an official belonging to the economic control section of the general Inspectorate of civil motorisation and transports in concession and who must not be inferior to the sixth category.
- of two officials of the general Inspectorate of civil motorisation and transports in concession, not inferior to the ninth category and who will have the duties of secretaries.

For the validity of the Society's meetings, the presence of at least seven members, including the president-is necessary.

Decisions are taken by majority of votes. When there is equality of votes, the president's vote prevails.

ART. 6.

The Commission, after having examined the plans and after having examined the accounts, the technical report (ref. Art4) decides:

- a) of the necessity of the works and supplies for the operation of the public service of transport.
- b) of the priority of these works and supplies compared with the public interest, either considering the necessity of the operation or the general conditions of traffic.
- c) of the modalities and conditions of the accomplish-ments of these works and supplies.
- d) of the investment of the capitals already fixed.
- e) of the amount of the economic support from the Government.
 - i) of the amount of the accounts eventually necessary for initiation of works and the modalities of their disposal.

ART. 7.

The Government will issue no economic support:

- for the total or partial reconstruction of works with a span inferior to three metres and of small abutement walls.
- for the remaking, settlement, restoring of the ballast, with the exclusion of the track.
- for the reconstruction, settlement and recovering of station yards, with the exclusion for the equipment and the signalling.

ART. 8

4654

The economic support of the Government cannot surpass:

- half of the expenses necessary to the reconstruction of the passenger's buildings, goods stores, cottages for p-way inspectors, depots and repair shops:

- b) of the priority of these works and supplies compared with the public interest, either considering the necessity of the operation or the general conditions of traffic.
- c) of the modalities and conditions of the accomplishments of these works and supplies.
- d) of the investment of the capitals already fixed.
- e) of the amount of the economic support from the Government.
- f) of the amount of the accounts eventually necessary for initiation of works and the modalities of their disposal.

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- for the remaking, settlement, restoring of the ballast, with the exclusion of the track.
- for the reconstruction, settlement and recovering of station yards, with the exclusion for the equipment and the signalling.

ART. 8

4654

The economic support of the Government cannot surpass:

- half of the expenses necessary to the reconstruction of the passenger's buildings, goods stores, cottages for p-way inspectors, depots and repair shops:
- two thirds of the expenses necessary for the repair and re-operation of the damaged rolling stock belonging to the grantee:
- three fourths of the expenses necessary:
 - a) for the purchase of new rolling material substituting the lost or damaged stock;
 - b) for the reconstruction, settlement and restoring of the track, including also that of the station yards;

c) for the reconstruction, settlement and recovering of signalling and interlocking installations;

a) for the operation of overhead electric equipment and telegraph telephone lines and their poles.

ART.9.

The Government will give his financial support for those railway lines of pre-eminent public interest every time the Commission will judge, after having verified it, that the grantees cannot provide by themselves. In this occasion the Minister of Treasury, in agreement with the Minister of Communications, can authorise the guarantee of the Government for the payment of interests and for banking advances, reference to the royal law-decree of the 16th December 1943, No.26/B

ART.10

If the grantee has already incurred expenses for accomplished or initiated works of re-operation and for the restoring of installations and rolling stock, he can enclose them in the estimated accounts in order to establish the Government's support.

The sums already disbursed for this purpose will be deducted from future accounts.

ART.11.

The corresponsion of financial supports is authorised with a decree of the Minister of Communications in agreement with the Minister of Treasury.

The decree will be notified to the financial Administration, reference to Art.23 of the Royal law-decree of the 26 Oct. 1940, No.1543.

ART.12.

The performance of works and supplies belongs to the grantees, under the supervision of the Compartmental Inspectorates of Civil Motorisation and Transports in concession, following the present dispositions and the decisions of the Commission, within the date fixed by this one.

ART.13.

If eventually the grantee does not initiate the works in the fixed time, and does not respect his duties, reference to Art.106 and following of the only text of the 9th May 1912, No.1447, it is enforced the Art.184 of the said only text, modified by the Royal law-decree of the 4th June 1936, No.1336.

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4653

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The same disposition can be enforced whenever works and supplies are left unfinished or when tested, they result different from the instructions and orders, reference to Art.6.

Art.14.

The rolling material is the property of the Government for a value corresponding to the amount of the financial support, issued for substituting and repairing the

lost, destroyed or damaged material. The Commission will fix how much will be conferred to the Government, reference Art.5.

ART.15

The amount of all other financial supports, reference Art.8, will be refunded to the Government without interests with a number of annuities, which will be fixed by the Ministry of Communications in agreement with the Ministry of Treasury.

The shares of extinction will be enlisted in the operating account three years after the conclusion of peace.

The expenses, which will remain charged to the grantee will be inscribed one year after their laying out and the shares of extinction will be fixed by the Ministry of Communications in agreement with the Ministry of Treasury.

ART.16.

The denunciations and requests of financial supports, the documents necessary to justify the petitions, the minutes of assurance, the acts of liquidation and test, the acts and contracts necessary for the operation of works are exempted from stamp taxes, from Government concessions and registered taxes.

ART.17.

The Commission instituted with the Article 7 of the lieutenantancy law-decree of the 23rd of February 1919, No.303, is suppressed and its attribution, including those of the Art.5 of the Royal law-decree of the 28th August 1937, No.1668, are delegated to the Commission instituted with Articles 5 and 6 of the present decree, who will judge also of the economic measures and tariffs at grantee's favour.

ART.18.

The Minister of Treasury in order to assure the operation of this decree, is authorised to introduce, with new decrees, modifications to the budget.

ART.19

The Minister of Communications, in agreement with the Ministers of Treasury and Finance, is authorised to issue supplementary and temporary rules and regulations.

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in agreement with the Ministry of Treasury.

ART.16.

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ART.19

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The Minister of Communications, in agreement with the Ministers of Treasury and Finance, is authorised to issue supplementary and temporary rules and regulations.

ART.20.

For the territory of the State not yet liberated and not under the Administration of the Italian Government, this decree will become effective only after special decrees of the Minister of Communications.

ART.21

This decree will become effective when it will be published in the Official Gazette (Gazzetta Ufficiale) of the Kingdom. All those concerned are hereby ordered to treat and to see that it is treated as - State Law.

Tr. ER/10

R/17

TRANSLATION

Ministry of Communications
General Inspectorate
of Civil Motorization and
Transport in Concession

SUBJECT : National Agency for Motortransportation of Goods
E.N.A.C.
TO : The Compartmental Inspectorates of Rome, Naples,
Cagliari, Catanzaro, Bari, Palermo. And to the
Provincial Offices of E.N.A.C.I.

CIRCULAR

To enforce the Lieutenantial Decree, the publication of which is in progress, concerning the set up of E.N.A.C., we give the following directions to be complied with only by the Provinces under the jurisdiction of the Italian Government. Later they will be extended also to the other liberated provinces by agreement with the Allied Control Commission.

1. REGISTRATION WITH E.N.A.C.

In conformity with art. 3 of the above decree, all the owners or all the persons in possession for whatsoever reasons of autotrans, trucks, motorvehicles, and road tractors with trailers, destined for the transportation of goods, are obliged, within 15 days from the date of publication of the Decree, to make application for registration with E.N.A.C., or to declare in case they do not wish to register with the Agency, that they will entrust E.N.A.C. with the operation of their vehicles.

2. FORMS FOR THE REGISTRATION.

To this purpose an appropriate form (Mod. ENAC/1) for the application for registration or for the above declaration has been prepared, as well as another form (Mod. ENAC/2) to be filled in

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with all the details concerning each vehicles or trailer.

The application form (Mod. EMAC/1) is provided with a coupon to be given to the owner of the vehicle by way of receipt.

3. DISTRIBUTION OF APPLICATION FORMS.

As soon as possible, an appropriate number of forms will be sent to the Compartmental Inspectorates according to the needs of each Province of the Compartment.

As soon as they receive the forms, the Compartmental Inspectorates will distribute an appropriate number of them to the provincial offices of the R.A.C.I.

4. THE OBTAINING OF APPLICATION FORMS AND DELIVERY OF APPLICATIONS.

The interested parties will obtain the application forms from the office of the R.A.C.I. in the chief town of their Province, and will make their applications or declarations in triplicate to the same office.

Each applicant will fill up an application form (Mod. EMAC/1) in three copies, attaching to each of them as many forms (Mod. EMAC/2) as there are vehicles in his possession.

For each application, the Provincial Offices of R.A.C.I. will charge a fee of 3 L. as secretary's duties and will deliver the receipt mentioned in para 2 to the interested person.

5. COLLECTING OF APPLICATIONS

After the term for the presentation of the applications is expired, the provincial offices of R.A.C.I. will send them, in three copies, to the Compartmental Inspectorate of Civil Motorization concerned, which will keep one copy for the files, send the second to this central office and keep the third for the final establishment of the R.A.C.I.

THE MINISTER

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TRANSLATION OF THE MINISTRY OF COMMUNICATION LETTER TO THE
COMPARTIMENTAL INSPECTORATES OF ROME, NAPLES, BARI, CATANEA-
RO, PALERMO AND CAGLIARI

Rome, August 19, 1944

SUBJECT: Organization of the E.N.A.C.

To obtain a standard interpretation of the Lieutenantial decrees, on the way to be issued, concerning the set up of the National Agency for Motor Transportation of Goods (E.N.A.C.) and the approval of the Statute of the above Agency, we give the following details:

- I. AGENCY OFFICES.
The Agency will rely upon the following offices:
 - a. As many Provincial Directions as are the Provinces under the jurisdiction of the Italian Government.
 - b. As many Compartmental Directions as are the Compartmental Inspectorates under the same jurisdiction.
 - c. One General Direction.

II. RELING OF RELATIONS BETWEEN CUSTOMERS AND TRANSPORTERS.
As shown in the scheme herewith enclosed, according to the art. 5 of the above mentioned decrees, customers have to make their requests:

1. upon Provincial Commissions, if the matter entails transportation affecting one Province, or two adjacent Provinces.
 2. upon the Compartmental Inspectorates, if the matter entails transportation affecting more than two Provinces of the same Compartment, or two adjacent Compartments.
 3. upon the General Inspectorate if the matter entails transportation affecting more than two Compartments.
- These offices, after having examined the requests, will fix, by agreement with the competent Provincial, Regional and Central transportation offices of the A.C.C., the priority of transports,

- 2 -

and will, then, hand over the requests to the competent Directions of the E.R.A.C. which will, in turn, give orders for the movement of the motorvehicles, according to art. 3 (a,b,c,) of the Statute.

In such way the attributions of the offices supervising the priority of transports, are definitely separated from those of the Directions of the E.R.A.C. - which, in this sense, are to be considered executive offices.

III. SUPERVISION. Scheme 4)

The supervision and control of E.R.A.C. is entrusted to the General Inspectorate, which will perform it through the Compartmental Inspectorates.

These offices will particularly supervise:

- a. the motorvehicles to be used rationally according to their characteristics and in such a way as to avoid incomplete loads and empty return trips;
- b. all and only transportations requested by the above mentioned authorities to be promptly operated, according to the priority fixed by them.

To this purpose the Directions of the E.R.A.C. will issue for each transportation appropriate trip-tickets containing all the elements of the transportation.

Thus, any motorvehicle circulating without the above ticket, or travelling with goods or on roads different from those mentioned on the ticket, will be liable to the sanctions mentioned in art. 3 of the lieutenantial Decree. The Reali Carabinieri will establish, to this purpose, block stations and controls on roads, to be performed also by the authorized officers of the Compartmental Inspectorates.

The above mentioned trip-tickets will be sent before long, meanwhile let us know the approximate number of them needed in each Province for a period of three months.

- c. the tariffs issued by this Ministry to be strictly observed.
- d. the consumption of gasoline to be limited to the least indispensable; and spare parts, tires and gasoline itself to be allocated according to the real needs of the motor-vehicles.

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- 3 -

IV. ADMINISTRATION.

As indicated in scheme 3), each Direction of the E.N.A.C. will rely on an administrative office, which, besides administering the capital of the Agency, formed as mentioned in art. 26 of the Statute, will collect from the customers the amounts due for the transportation, according to the tariffs issued, and will pay them to the transporters - thus acting as an intermediary between the customer and the transporter.

The administrative control is entrusted to the College of Auditors, and possibly also to the Compartmental Inspectorates.

The Board of Directors, scheme 5), will perform only administrative duties, and it is not within its competence to give orders concerning technical matters, which should be given only by the General Inspectorate.

V. INSTRUCTIONS FOR THE ESTABLISHMENT OF THE E.N.A.C.

For the organization of the E.N.A.C., it is necessary to specify, according to the importance of the Province, which offices should be established inside each Direction, besides those shown in scheme 3); meanwhile it seems useful to add to those offices, particularly for the most important Directions, a supply office, which will receive the requests ^{for} spare parts, tires, etc. and will supervise the allocations of these materials, as well as of lubricants and gasoline.

The Compartmental Inspectorates will examine this organization in all its details and will report about this matter as soon as possible. They will moreover inform us about the personnel needed to secure the initial operating of these several offices.

The Compartmental Inspectorates will send us, as soon as possible, propositions for the appointment of Provincial and Compartmental Directors to be chosen among men experienced in transportation matters and quite reliable in the moral and political line.

About these propositions, we particularly point out that, to attain its important aim, the General Inspectorate ⁴⁶⁸⁷⁷ must rely upon officers having the experience and the honesty needed to perform the delicate tasks they will be entrusted with.

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This Ministry should rely on wide elements of judgement and on a large choice; it is therefore necessary that more names than needed should be submitted and that the Inspectorates give detailed report on each proposed official.

I expect to receive telegraphic answer.

THE MINISTER

4646

Tel: 307

HEADQUARTERS
ALLIED CONTROL COMMISSION
ECONOMIC SECTION
APO 594

File
R/17
048/1ab
4 Aug 44.

TS/78

SUBJECT: Italian Government Decrees.

TO : Agriculture Sub-commission
Commerce Sub-commission
Finance Sub-commission
Food Sub-commission
Industry Sub-comm.

Labour Sub-commission
Public Works Sub-commission
Shipping Sub-commission
Transportation Sub-comm.

1. Please list the decrees issued by the Italian Government as a result of joint action taken by you and your corresponding Ministry in the Italian Government.

2. Please forward one English text copy of each decree as soon as possible and no later than Tuesday, 8 Aug 44.

3. All matters of policy pointing towards or intended to be reflected in a Government decree will be cleared in writing with the Vice-President. This will be obtained before the draft agreed between you and your corresponding Ministry is referred to Legal Sub-commission for approval.

[Signature]
WILLIAM O'DWYER,
Colonel, A.C.,
Vice-President
Economic Section.

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HEADQUARTERS
ARMED SERVICES COMMISSION

MEMO

APC 394

REGIONAL ORDER)

NUMBER 1)

1451 and 1541

I, Charles Blattel, Colonel, Regional Commissioner, Commission,

Region, by virtue of power vested in me, hereby

ORDER

Article I

Establishment of the Office of Transportation

The Office of Transportation of the Region is hereby established for the purpose of operating motor transport and for regulating and controlling motor transport. The Office has the power and duties conferred on it by this Order.

Article II

Powers of the Office

The Office has powers:

- a. to operate motor transport and to regulate and control motor transport;
- b. to acquire, hold and transfer land or any therein, and to mortgage or charge any land, or interest therein, for the time being held by it;
- c. to acquire, hold and alienate any personal property of whatever kind;
- d. to enter into any contract of whatever kind necessary or proper for the powers and duties of the Office;
- e. generally to do all such acts and things that may be necessary or proper for carrying out the provisions of this Article.

Article III

Director and his Powers

The Office is under the direction of a Director who has the power and duties as conferred on him by this Order. The Director shall be appointed by the Regional Commissioner and shall obey all orders given to him by the Commissioner. The Director has power to appoint

4646

Article I

Establishment of the Ufficio Transporti

The Ufficio Transporti di Roma is hereby established for the purpose of operating motor transport and for regulating and controlling motor transport. The Ufficio has the power and duties conferred on it by this Order.

Article II

Powers of the Ufficio

The Ufficio has powers:

- a. to operate motor transport and to regulate and control motor transport;
- b. to acquire, hold and transfer land or any therein, and to mortgage or charge any land, or interest therein, for the time being held by it;
- c. to acquire, hold and alienate any personal property of whatever kind;
- d. to enter into any contract of whatever kind and necessary or proper for the powers and duties of the Ufficio;
- e. generally to do all such acts and things that may be necessary or proper for carrying out the provisions of this Article.

Article III

Director and his Powers

The Ufficio is under the direction of a Director who has the power and duties as conferred on him by this Order. The Director shall be appointed by the Regional Commissioner and shall stay all orders given to him by the Regional Commissioner. The Director has power to appoint such officers and servants of the Ufficio, and to pay out of the funds of the Ufficio to such officers and servants such salaries or wages, as he shall from time to time consider proper, and to remove such officers and servants or any of them, and to appoint other officers and servants in their place, provided always that the number of such officers and servants and the salaries or wages paid to each of them shall be subject to the approval of the Commissioner.

Article IV

Rates of Transport

Section 1. The Ufficio shall prepare and publish a list of rates to be charged for motor transport. Such rates must be approved by

4644

the National Commissioner.

Section 1. The Ufficio shall charge for all goods carried on behalf of the Allied Military Government such rates as the Commissioner shall from time to time prescribe. Such rates may differ from the rates shown in a list prepared and published in accordance with the provisions of Section I of this Article.

Article V

Trucks of the Ufficio

Section 1. The Ufficio shall accept delivery of army trucks placed at its disposal from time to time by the Allied Military Government and civilian trucks requisitioned, confiscated, or under contract.

Section 2. The Army trucks shall at all times remain the property of the Allied Military Government. The Ufficio shall not assign, underlet or part with the possession of the army trucks of them.

Section 3. The Ufficio shall maintain its army and civilian trucks in a proper running condition and shall carry out in a proper and workmanlike manner all repairs that shall be necessary to each of the truck to enable it to be maintained in a proper running condition. Such trucks, or any of them, shall not be used except for service specified by the Ufficio. The Ufficio shall keep full, complete and accurate records of the use made of each of such trucks.

Article VI

Financial

Section 1. The Ufficio shall pay to the Allied Military Government for the use of the Army trucks such sum at such times and in such manner as the Commissioner shall prescribe. The Ufficio shall pay for the requisitioned civilian trucks or those under contract such sums at such times and in such manner as the Commissioner shall prescribe.

Section 2. If the Allied Military Government shall provide the Ufficio with the use of any building which belongs to, or has been requisitioned by, such Government, the Ufficio shall pay to such Government for the use of that building such sum, at such times and in such manner, as the Commissioner shall prescribe.

Section 3. The Ufficio shall receive all money paid, or to be paid, to it by any person, including the Allied Military Government, as charges for the carriage of goods by the Ufficio and shall out of such moneys pay the whole of its expenses and shall retain the balance of such moneys as deposit. The Ufficio shall keep full, complete and accurate accounts of all money received and paid by it.

Article VII

VIOLATIONS

Any violation of rules, regulations, and rates emanated by the Ufficio shall be punished in the courts of Allied Military Government and any sentence imposed may be a fine, imprisonment and/or confiscation of goods and property.

the Allied Military Government, the Ufficio shall not assign, underlet or part with the possession of the army trucks of them.

Section 1. The Ufficio shall maintain its army and civilian trucks in a proper running condition and shall carry out in a proper and worklike manner all repairs that shall be necessary to each of the trucks to enable it to be maintained in a proper running condition. Such trucks, or any of them, shall not be used except for service specified by the Ufficio. The Ufficio shall keep full, complete and accurate records of the use made of each of such trucks.

Article VI Financial

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Section 2. If the Allied Military Government shall provide the Ufficio with the use of any building which belongs to, or has been requisitioned by, such Government, the Ufficio shall pay to such Government for the use of that building such sum at such times and in such manner, as the Commissioner shall prescribe.

Section 3. The Ufficio shall receive all money paid, or to be paid, to it by any person, including the Allied Military Government, as charges for the carriage of goods by the Ufficio and shall out of such moneys pay the whole of its expenses and shall retain the balance of such moneys on deposit. The Ufficio shall keep full, complete and accurate accounts of all money received and paid by it.

Article VII Violations

Any violation of rules, regulations, and rates enacted by the Ufficio shall be punished in the courts of Allied Military Government and any sentence imposed may be a fine, imprisonment and/or confiscation of goods and property.

Article VIII Effective Date of Order

This Order becomes effective on, from and after, 1 July 1944.

WILLIAM P. HART
Colonel
Regional Commissioner

DISTRIBUTION :

"2"

QUARTIERE GENERALE
GOVERNO MILITARE ALLENATO
REGIONE DI ROMA

ORDINE REGIONALE

NUMERO

3)

27 giugno 1944

Io, Charles Poletti, Colonnello, Comandante Regionale della
Regione di Roma, in virtù dei poteri conferitimi

ORDINE

Articolo 1°

Istituzione dell'Ufficio Trasporti di Roma

Con il presente ordine è istituito l'Ufficio trasporti di Roma allo scopo di provvedere ad un servizio automobilistico di trasporti e di regolare e controllare tutti i trasporti effettuati a mezzo di autoveicoli. I poteri e le mansioni di questo Ufficio sono quelli contemplati nel presente ordine.

Articolo II°

Poteri dell'Ufficio

L'Ufficio ha facoltà:

- a. di eseguire un servizio di autotrasporti e di regolare e controllare tutti i trasporti effettuati a mezzo di autoveicoli.
- b. di acquistare, detenere, trasferire il possesso di terreni o qualsiasi diritto ad essi connesso e di accedere od estinguere ipoteche su qualsiasi terreno o pagare o percepire ogni interesse ad esso relativo per il periodo di tempo in cui ne ha avuto l'uso.
- c. di acquistare, detenere ed alienare qualsiasi proprietà mobiliare di qualunque genere.
- d. di stipulare qualsiasi contratto di qualunque genere ritenuto necessario ed opportuno per l'espletamento dei poteri o delle mansioni dell'Ufficio.
- e. di fare in generale tutti quegli atti e cose che debbono ritenersi necessari ed opportuni per l'esecuzione delle precedenti disposizioni di questo articolo.

Articolo III°

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Articolo I°

Istituzione dell'Ufficio Trasporti di Roma

Con il presente ordine è istituito l'Ufficio trasporti di Roma alle scopo di provvedere ad un servizio automobilistico di trasporti e di regolare e controllare tutti i trasporti effettuati a mezzo di autoveicoli. I poteri e le mansioni di questo Ufficio sono quelle contemplate nel presente ordine.

Articolo II°

Poteri dell'Ufficio

L'Ufficio ha facoltà:

- a. di eseguire un servizio di autotrasporti e di regolare e controllare tutti i trasporti effettuati a mezzo di autoveicoli.
- b. di acquistare, detenere, trasferire il possesso di terreni o qualsiasi diritto ad essi connesso e di accedere od estinguere ipoteche su qualsiasi terreno o pagare o percepire ogni interesse ad esso relativo per il periodo di tempo in cui ne ha avuto l'uso.
- c. di acquistare, detenere ed alienare qualsiasi proprietà mobiliare di qualunque genere.
- d. di stipulare qualsiasi contratto di qualunque genere ritenuto necessario ed opportuno per l'espletamento dei poteri e delle mansioni dell'Ufficio.
- e. di fare in generale tutti quegli atti e cose che debbono ritenersi necessari ed opportuni per l'esecuzione delle precedenti disposizioni di questo articolo.

Articolo III°

Il Direttore dell'Ufficio e i suoi poteri

L'Ufficio dipende da un Direttore che ha i poteri e le mansioni conferitagli dal presente ordine. Il Direttore viene nominato dal Consiglio Regionale e dovrà obbedire a tutti gli ordini impartiti dagli organi dello stesso. Il Direttore ha la facoltà di assumere funzionari ed impiegati e di usufruire dei fondi dell'Ufficio per il pagamento dei relativi stipendi o paghe, da lui fissati in accordo alle necessità e condizioni del momento, nonché di licenziare tali funzionari od impiegati o qualcuno di essi, e di assumere altri al loro posto.

2)

Tanto il numero dei funzionari e degli impiegati dell'Ufficio quanto i loro rispettivi stipendi e paghe sono soggetti alla preventiva approvazione del Commissario.

Articolo IV°

Tariffe per i trasporti

Paragrafo 1° - L'Ufficio preparerà e pubblicherà una lista di tariffe da imporre per il trasporto a mezzo di autoveicoli.

Tali tariffe debbono avere l'approvazione del Commissario Regionale.

Paragrafo 2° - L'Ufficio stabilirà per tutte le merci trasportate per conto del Governo Militare Alleato quelle tariffe che il Commissario fisserà di tanto in tanto. Tali tariffe potranno differire da quelle stabilite nell'elenco preparato e pubblicate in osservanza alle disposizioni del 1° paragrafo del presente articolo.

Articolo V°

Autocarri dell'Ufficio

Paragrafo 1° - L'Ufficio prenderà in consegna gli autocarri militari messi ogni tanto a sua disposizione dal Governo Militare Alleato e gli autocarri civili requisiti, confiscati o noleggiati.

Paragrafo 2° - Gli autocarri militari rimangono, senza diminuità di tempo, di assoluta proprietà del Governo Militare Alleato. L'Ufficio non potrà assegnare, dare in noleggio o trasferire il possesso di alcuno autocarro militare.

Paragrafo 3° - L'Ufficio dovrà mantenere tutti gli autocarri civili e militari in buone condizioni di marcia, e tale scopo curerà che le necessarie riparazioni per ogni autocarro vengano eseguite con perizia da personale adatto. Nessun autocarro potrà venire usato se non per servizi specificati dall'Ufficio. L'Ufficio terrà un'accurata e completa registrazione dei servizi cui ciascuno autocarro verrà adibito.

Articolo VI°

Regolamenti finanziari

Paragrafo 1° - L'Ufficio per l'uso degli autocarri militari pagherà al Governo Militare Alleato quelle somme, nei termini e nei modi che stabilirà il Commissario. L'Ufficio pagherà per gli autocarri, requisiti, civili o noleggiati quelle tariffe nei

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differrire da quelle stabilite nell'elenco preparato e pubblicate in osservanza alle disposizioni del 1° paragrafo del presente articolo.

Articolo V°

Autocarri dell'Ufficio

P a r a g r a f o 1° - L'Ufficio prenderà in consegna gli autocarri militari messi ogni tanto a sua disposizione dal Governo Militare Alleato e gli autocarri civili requisiti, confiscati o noleggiati.

P e r a g r a f o 2° - Gli autocarri militari rimangono, senza discontinuità di tempo, di assoluta proprietà del Governo Militare Alleato. L'Ufficio non potrà assegnare, dare in noleggio o trasferire il possesso di alcun autocarro militare.

P a r a g r a f o 3° - L'Ufficio dovrà mantenere tutti gli autocarri civili o militari in buone condizioni di marcia, a tale scopo curerà che le necessarie riparazioni per ogni autocarro vengano eseguite con perizia da personale adatto. Nessun autocarro potrà venire usato se non per servizi specificati dall'Ufficio.

L'Ufficio terrà un'accurata e completa registrazione dei servizi cui ciascuno autocarro verrà adibito.

Articolo VI°

Regolamenti finanziari

P a r a g r a f o 1° - L'Ufficio per l'uso degli autocarri militari pagherà al Governo Militare Alleato quelle somme, nei termini e nei modi che stabilirà il Commissario. L'Ufficio pagherà per gli autocarri, requisiti, civili o noleggiati quelle tariffe nei modi e nei termini che il Commissario stabilirà.

P a r a g r a f o 2° - Qualora il Governo Militare Alleato conceda all'Ufficio l'uso dei locali appartenenti o requisiti da esso Governo, l'Ufficio pagherà al Governo stesso, quale fitto dei locali, quelle somme, nei termini e nei modi che stabilirà il Commissario.

P a r a g r a f o 3° - Dalle entrate rappresentate da somme incassate o da incassare, incluse quelle del Governo Militare Alleato, per servizi di trasporto merci effettuati dall'Ufficio, si dovranno dedurre le uscite, rappresentate da tutte le spese sostenute, e il saldo disponibile sarà accantonato in un fondo. L'Ufficio terrà un'accurato e completo bilancio delle entrate e delle uscite.

3)

Articolo VII^o

I n f r a z i o n i

Qualsiasi infrazione delle norme dei regolamenti e delle tariffe emanate dall'Ufficio è punibile dai Tribunali del Governo Militare Alleato e la pena imposta può essere una multa, l'incarcerazione insieme alla confisca di beni e proprietà, oppure la semplice confisca di questi ultimi.

Articolo VIII^o

Data di effetto

Il presente ordine entra in vigore il 1 - luglio 1944.

CHARLES POLETTI
Colonnello
Commissario Regionale

DISTRIBUZIONE :
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QUARTIERE GENERALE
GOVERNO MILITARE ALLEATO
REGIONE DI ROMA
APO 394

3 Luglio 1944

ORDINE AMMINISTRATIVO)
NUMERO 2)

Io, Charles Poletti, Colonnello, Commissario Regionale
per la Regione di Roma, in virtù dei poteri conferitimi,

NOMINO

Il Dr. LUIGI TAMPANI Direttore dell'Ufficio Trasporti
di Roma.

CHARLES POLETTI
Colonnello
Commissario Regionale

DISTRIBUZIONE:

"G"

Appendix 'B'

REFERENCE

I. AUTOMOBILE MANUFACTURES

Filiale di Firenze

Parti di ricambio

Riparazioni e assistenza

Via Luigi Alemanni 3
Tel. 20916 - 25489
Tel. 42420 - 42825

2. AUTOMOBILE REPAIRERS & GARAGES.

Alessandrini Luigi
Autoelettrico Zeppini
Autoriparazioni Nocentini
Balleggi F.lli
Braschi e Mannucci
Cellerini Mario
Calemandrei F.lli
Cucchi Benvenuto
Ercoli Alfredo
Ermini Pasquale
F.I.A.T.
Garage Oberon
Garage Romeo Romeo
Garage "Stadio"
Lanini Roberto
Lupi Guglielmo
Micolini Cesare
Materassi Giorgio
Miccinesi Luigi
Nicolli Martini e Toccafondi
Officine Vannucci Soc. An.
Ponzocchi Eugenio
Soc. An. Auto-Officine
Soc. An. Masetti Eadi Mario
Soc. An. Mannucci
Mannini e Milliani
Zeppini G. e F.

V. Mattonaia 30
V. le Principe Amedeo n° 21
V. S. Lucia
F. le Porta Romana
V. Cimerosa 3
V. Nazionale 22-A
V. Palazzolo 184
V. Del Prato 83
V. Del Prato 43
V. V. le Principe Amedeo 21
V. L. Alemanni 3
V. Telsio 13
V. Cavalcanti 8
V. le dei Mille 38
V. Nazionale 21
V. Mercadante 35
Ponte Rosso 3
V. P. Valori 1
V. Ponsomboni 2
V. dei Serragli 164
V. Nismondì 12
Lung. Ferrucci 54
V. L. Farina 25
Piazza Duomo 11
R. P. Nismondì 12
V. Serragli 134
V. le Principe Amedeo 21

3. BALL BEARERS MANUFACTURERS.

Soc. An. Officine di Villar Perosa C. dei Malarancio Bois
Società Cuccinetti e Ofere S.E.T. V. Para Bartalomeo 13

4. MOTOR MANUFACTURERS

Brinati Vesp.
Comp. Gen. di Elettricità
P. della Fortezza 4

F. Dadvanzati 2
V. Vecchiatti 5
V. della Fortezza 4

Alessandrini Luigi
 Autoelettrico Zeppini
 Autoriparazioni Nocentini
 Balleggi F.lli
 Braschi e Nannucci
 Cellerini Mario
 Calamandrei P.lli
 Cucchi Benvenuto
 Ercoli Alfredo
 Ermini Pasquale
 F.I.A.T.
 Garage Oberon
 Garage Romel Romeo
 Garage "Stadio"
 Ianini Roberto
 Lupi Gaetano
 Ercolini Cesare
 Materassi Giorgio
 Miccinesi Luigi
 Niccoli Martini e Toccafondi
 Officine Vannucci Soc.An.
 Ponzeccchi Eugenio
 Soc.An. Auto-Officine
 Soc.An. Masetti Esdi Mario
 Soc.An. Vannucci
 Vannini e Villiani
 Zepini G. e F.

V.le Principe Amedeo n° 21
 V.S. Lucia
 P.le Porta Romana
 V. Gimarosa 3
 V. Nazionale 22-A
 V. Palazzolo 184
 V. Del Prato 53
 V. Del Prato 43
 V.V.le Principe Amedeo 21
 V. D. Alemani 3
 V. Telsio 13
 V. Cavalcanti 8
 V.le dei Mille 38
 V. Nazionale 21
 V. Mercadante 35
 Ponte Rosso 3
 V.F. Valori 1
 V. Possombroni 2
 V. del Serraglio 164
 V. Rismondi 12
 Lung. Perrucci 54
 V.L. Farina 25
 Piazza Duomo 11
 R.F. Rismondi 12
 V. Serraglio 154
 V.le Principe Amedeo 21

3. RAIL REARERS MANUFACTURES.

Soc.An. Officine di Viller Perosa C. del Melarancio 501a
 Società Duscineti e sfera S.E.T. V. Para Bertalomeo 13

4. MOTOR MANUFACTURES

Brinatti Vesp.
 Comp. Gen. di Slettricità
 Fanfani Amleto
 F.I.R.D. Forniture Industriali
 Marelli Ercole e C.
 Petrilli Augusto
 Soc.An. Fabbrica Italiana
 Motor Muzzi
 Soc. Ital. Motori Crossley
 Tecnomasio Italiano

P. Dapvanzati 2
 V. Vecchiatti 5
 V. della Fortezza 4
 V. Porta Rossa 24
 V. Cavour 6
 V. Borgognissanti 3
 V. G. Mazzini 7 (Rifredi)
 V. Cavour
 V. Cavour 24

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LEGACY COURT RECORDS

13115 - 13119

13000 - 13192



13115 BARBARESI OLIVERO

13116 BELLUCCI VINCENTO

13117 PRESCAUTI GINO

- 2122

13118 ROSSI ENRICO

13116 BELLUCCI VINCENTO

13117 PRESUTTI GINO

2122

13118 ROSSI ENRICO

13119 MARINI SILVESTRO

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