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ACC 134/PWU

10000/150/131
(VOL. I)

MEMORANDUM
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10000/150/431
(VOL. I)

MEMORANDA, LEGAL
MAR. - AUG. 1944

AC-11341 P.M.U

Memoranda
Legal

Vol 1

Opened 17 - March 1942
Closed 28 - August 1944

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Vol T

Opened 17 - March 1944
Closed 28 - August 1944

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THIS FOLDER
CONTAINS PAPERS
MADE 44 -
10 AUG 44 -
CATALOGUE

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29 AUG Rec'd

134 C.R.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB-COMMISSION
APO 394

ACC/1/4/1/Int

23 August 1944

SUBJECT: Dissolution of the Governorate of Russ

TO : Legal Sub-Commission
Finance Sub-Commission
Public Works Sub-Commission

We would appreciate your comments on the attached. Please advise whether you have any objections. We are still awaiting conference with HC, Region IV.

R. R. Umpleby
Capt.

for R. G. B. SPIGER
Colonel
Director
Interior Sub-Commission

Enclos: as above

RDR/3gt

As to the
Planned and
discuss with
Liaison
Aug. 29/44

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Tel. 489081

O.M./os

~~HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AFIO 394~~

1 Sept 44

ACC/133/PWU

Subject: Dissolution of the Governorate of Bone.

To : Interior Sub-Commission.

1. Your No. ACC/1/1/1/Int 3/3 29 AUG.

2. We find it difficult to understand what is intended, and more particularly Article 1.

3. Will you kindly let us have a copy of the Decree, in Italian, when we will let you have our observations at once.

O.S. DIRECTOR,
Lieut-Colonel, R.E.,
Deputy-Director.

Director - Your note overleaf.
 11. I got the original Italian [attached] letter
 in the hope that I could get a correct translation.

5 M.L. b.m.l.

Art. 4. (2) The first in the original.

1st My only query would be as to the "Higher Council for Public Works" -

Does it exist now? - 10. It going to be reconstituted? - 6108 etc.

X return to S.C. (4) Unless & until it is formed, this S.C. should act in its place. GER. 19.

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HQDQUARTERS
ALLIED CONTROL COMMISSION
INTERIOR SUB-COMMISSION
APO 394

21 August 1944

SUBJECT: Reorganisation of Rome Comune
 TO : Colonel R. G. B. Spicer, Director
 FROM : Captain R. R. Temple, Executive Officer

1. On 22 July, I conferred with Captain Neufeld, Pl to Col Paletti with regard to the reorganisation of Rome City. He stated that he believed that Interior Sub-Commission should confer with the Italian Government to ascertain what their intention were regarding Rome City immediately and furthermore that Col Paletti did not intend to do anything about the matter.

2. A letter authorising the Interior Sub-Commission to proceed with negotiations directly with the Italian Government accordingly was sent to us several days later giving us permission to negotiate directly with the Italian Government on the matter of reorganisation of Rome.

3. Accordingly I had a number of conferences with His Excellency Berruti at which were present various Italian specialists.

4. At the first conference, a general outline of the initial proposals by the Minister of Interior was presented, followed by a first draft of the text of a decree.

5. There was a divergence of opinion as to some of the fundamental principles by the members of the Rome Giunta Comunale and the Italian Government. Further conversation between the Government and the Comunale officials including the Sindaco took place. As a result of which a unanimous agreement was had on the draft of a legislative decree for the administration of Rome Comune.

6. The proposed decree makes several alterations in the pattern of local government set out in R.D.L. no. 111 because of the importance of the City of Rome as the seat of the Government, as a City of ancient tradition, and as a centre of Christianity.

7. However, like R.D. no. 111 it is a transitory law to be effective until the time arises to restore election system. The chief points in the proposed draft are as follows:

1. Part 8 of the Testo Unico of 3 March 1934 no. 365 establishing the Governorate of Rome is abrogated (Art. 1). Except for certain items the

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provisions of the Unico Testo of 1915 no. 143 with subsequent amendments, is to be applied to the Comune of Rome (Art. 1).

2. Since the normal revenues of the Comune of Rome are insufficient for the requirements of public services, the allocation of subsidies of the state to the comune are left unaltered.

3. The control of the Provincial Board, namely the Giunta Provinciale Amministrativa over the budget, loans and expenditures of a comune which normally exists in most provinces, is not to be in effect insofar as the City of Rome is concerned. This is chiefly due to the fact that the money is forthcoming from the central Government and the city's activities are in more or less autonomous sphere with little connection with the province. Accordingly, the approval of the budget (Art. 6) and loans (Art. 7) together with a limited number of acts directly connected with the budget or expenditures (Art. 3) are subject to the approval of the Minister of Interior in agreement with the Minister of the Treasury. (The Minister of Interior only in connection with items in Art. 3, however. These items are normally approved by the G.P.A. first before approval of the Minister of Interior, in ordinary provinces and communes.)

4. Because of the particular architectural requirements of Rome, plans for the execution of public works are subject to the approval of the Higher Council of Public Works, a state body, where they involve expenditures of more than 5 million lire.

5. The Prefect has authority to review acts of the Communal Council on questions of legality only. A great degree of independence is thereby given the Communal Council, especially since provision is made for the effective execution of acts of the Giunta Comunale 10 days after a copy of the deliberations is sent to the Prefect's office (Art. 2) and no intervention has been had within this time.

6. Contracts of the comune must be preceded by public auctions, the usual procedure established for state contracts. Private contracts and negotiations are permitted provided they do not involve great sums of money (Art. 5).

7. Adequate procedures are established for publication and public perusal and objection to the budget (arts. 6, 8, 11, 12.)

8. Pending the restoration of elections, the Mayor and a Giunta Municipale consisting of 12 regular members and 4 substitutes are to be appointed by the Minister of Interior. The decision to have 12 members takes into consideration the 6 political parties and also that the administration of the Comune of Rome is divided into 12 sections. Presumably each member of the Giunta will have a definite sphere of interest and supervision.

9. Finally the Mayor is authorized to act in emergencies of his own accord subject to the submission for ratification by the Municipal Giunta at its next meeting.

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- 3 -

14. In summary, it is my opinion that the proposed decree establishes an adequate degree of independence for the City of Rome subject to the necessary controls by higher authority. It does not establish a permanent type of government but does provide, pending the restoration of elections, a very good degree of democratic rule.
15. Upon your direction, I have arranged to confer with Col Peletti or his designated officer, submitting to him copy of this Memorandum and copy of the proposed decree with the indication that Interior Sub-Commission has no objection to its enactment.

Respectfully submitted,

/s/ R. R. Temple
R. R. TEMPLE
Captain,
Executive Officer
Interior Sub-Commission

RRT/jgt

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M/M

TRANSLATION No. 147 - R.P. Bonnard

DRAFT OF LEGISLATIVE DECREE OF THE
KING'S LIAISON DEPARTMENTDissolution of the Government of Ross and new judicial order of the communal
administrations of the Capital,DECREE OF SAINT VINCENT OF PIZZANTE
LIAISON GENERAL OF THE KING

By virtue of the authority delegated to us:

whereas art. 1 of the King Lieutenant's Decree law of 25th, June 1914, No. 151
concerning the assembly for the new constitution of the State, the oath of the
members of the Government and the Government's power to issue jurisdictional regulations;
and

whereas Royal Decree Law of 2^o, October 1913, No. 272, on the abolition
of the regulations relative to the issuing, promulgation, registration and publica-
tions of Royal Decrees and other provisions; and

whereas the Royal Decree Law of 4th, April 1914, No. 111, which gives prov-
isional regulations for the administration of the communes and the provinces; and
whereas the Consolidated Text of the communal and provincial laws, approved
with Royal Decree of 4th, February 1915, No. 148; and

whereas the resolution of the Council of Ministers;

upon a proposal submitted by the Minister of the Interior in agreement with
the Minister of the Treasury and the Minister of Public Works;

Do

WE HAVE SIGNED AND HANDED OVER
AS FOLLOWS:

Article 1.

Draft VIII of the Consolidated Text of the communal and provincial
laws, relative to the Government of Ross and approved with Royal Decree of
2nd, March 1914, No. 285, is annexed.

Except for what is contemplated in the following articles, the pro-
visions of the Consolidated Text of the communal and provincial law, approved with
R.D. of 4 February 1915, No. 148, and subsequent amendments and additions shall be
applied to the commune of Ross.

Article 2.

whereas art. 4 of the King Lieutenant's Decree law of 25th, June 1914, No. 151
concerning the assembly for the new constitution of the State, the oath of the
members of the Government and the Government's power to issue特别法律 regulations,
and
whereas Royal Decree Law of 1st, October 1914, No. 273, on the abolition
of the regulations relative to the issuance, proclamation, registration and policies
of royal decrees and other provisions; and

whereas the Royal Decree Law of 1st, April 1914, No. 111, which grants prov-
vincial regulations for the administration of the countries and the provinces; and
whereas the Consolidated Text of the central and provincial laws, approved
with Royal Decree of 1st, February 1915, No. 148; and

whereas the resolution of the Council of Ministers;
upon a proposal submitted by the Minister of the Interior in agreement with
the Minister of the Treasury and the Minister of Public Works;

WE HAVE DETERMINED AND ORDERED THAT AS FOLLOWS:

Do

Article 1.

Part VIII of the Consolidated Text of the central and provincial
laws, relative to the enforcement of Police and approved with Royal Decree of
law of the Consolidated Text of the central and provincial law, approved with
R.D. of 1 February 1915, No. 148, and subsequent appendices and addenda shall be
applied to the countries of these,

Article 2.

The resolutions of the communal administration, excepting those
relative to the same execution of the provisions already passed, and perfected,
shall be transmitted in duplicate copies to the Prefect,
Prefect for that is contemplated in the following articles, the reso-
lutions that do not require special approval, provided he recognizes them as being
regular.

If this should not be the case, he may postpone their enrollment
for reasons of illegality.
Independently of the certification of ministers, the resolutions
which do not require a special approval, after signature or opinion, shall be
executive ten days after they have arrived in the Prefecture without its inter-
vening in any way.
It is in the name of the Prefect to request, whenever he deems it
appropriate, to transmit directly to him the resolutions relative to the execution
of the laws and other provisions; and in this case, he may postpone their execution
in any way.

Third and fourth paragraph of this article shall be applied to said resolutions.

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କଥା କଥା କଥା କଥା କଥା କଥା

195, No. 10.
The standard sand reagent 20% alum
is added at eight days from the casting time in the sand castings (specimen). In specimens with 10% of
lime, gypsum and cement, the strength before breaking is 100% greater than
in the sand castings.

CATALOGUE

Reconstruction requires the help of all ;

- 1) Expenditure on salaries of permanent staff.
 - 2) Last Salaries of employees subject to revision by the Government of India.
 - 3) The value of total assets of the public utility of a Local Board which includes buildings, roads, waterworks, etc.

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- 5) Allowing the use of public works
 6) Validating the completed projects
 7) Regulating on the use of general resources, such as water, land, forests belonging to the government,
 8) Local polices, such as those concerning building codes, and regulations of local governments!

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THE HISTORY OF THE CHURCH OF ENGLAND

Resolutions regarding the following items are submitted to the Ministry of the Interior for approval:

- 1) expenditures established in the budget for a period of over 5 years;
- 2) leases in which the subject agrees either as defendant or plaintiff, and transactions involving a sum greater than one million lire;
 - 3) the sale of real estate of stocks of the public debt, of simple debts or industrial shares, when the value of the contract exceeds the sum of one million lire; also the constitution of a long lease when the value of the property exceeds the aforementioned sum;
 - 4) leasing or renting real estate for more than 12 years, when the annual amount of the lease or rent exceeds L. 100,000;
 - 5) direct exemptions of public utilities;
 - 6) building and renovation projects;
 - 7) regulations on the use of communal property, and those on hygiene buildings, the local police, and those concerning institutions belonging to the community;
 - 8) organization of offices and the services, and regulations concerning salaries and the judicial status of the personnel;

Article 4.

The public works of the commune shall be executed according to the plans drawn by the technical offices.

When the special nature of the projects makes it necessary, the drawing out of the plans may be entrusted, through an appropriate resolution, to private individuals. The private individual who has been charged with drawing the plans is not necessarily chosen by the direction of the executive.

The Ministry and communale plans for public works of the commune executing Council for public works, when the execution of the work is provided for through public sector auction or private contract or if, ensuring ~~to~~ more than 2,000,000 lire per annum, when the execution of the work is provided for through private negotiations or "in economia".

The executive plans of public works amounting from 2,000,000 to 6,000,000 lire must receive the favorable opinion of a higher inspector of public works when the execution of the work is effected through public auction or private contract; the same applies to contracts amounting from 1,000,000 to 2,000,000 lire when the execution of the work is effected through private negotiations or "in economia".

A new opinion is not required if the increase in the expenditure which may arise during the execution of the work, when the total amount does not exceed one fifth of the estimated amount.

- 3 -

The opinion of the Higher Council of public works is required also for the partial plans of a job the total cost of which is estimated to be greater than the limits set out in the third and fourth paragraphs, except in the case of the execution of a tentative plan already approved.

Article 5.

Contracts of the Committee concerning sales, leases, purchases and contracts for works must be preceded by public auctions based on the norms established for contracts of the State.

Private contracts are nevertheless permitted:

- 1) when the contracts does not amount to more than 1,000,000 Lire;
 - 2) when the annual expenditure does not exceed 200,000 Lire and the sum does not remain bound for more than 5 years, provided that there is no other contract for the same object which when computed together will the sum does not exceed the above mentioned limit;
 - 3) when it is the case of leasing farms, buildings or other real estates, if the total sum does not exceed 200,000 Lire and the duration of the contract is not more than 9 years,
- private contracts may also be made if their total amount does not exceed half of the above-mentioned figures.
- Also outside the cases set forth the present may permit contracts to be based on private negotiation, when they are submitted to the Committee, He may also authorise private negotiations when it is absolutely necessary and convenient.

Article 6.

The budget estimates of the Committee of State to resolved upon in the manner and terms set forth in art. 129 of P.U., approved with R.D. of 4 February 1905 to. 148.

The resolution supporting the budget are published in the also protocol of the Minister of the Interior, secretaries of the Committee and in all the departments of the public, for eight days. During the same period the budget must be deposited in the Treasury, according with the Minister of the Treasury, The decree approving the budget comes also the appeals and objections to the budget itself.

Article 7.

The resolution of the Central Council or Board concerning the resuming of leases are approved with a decree of the Ministry of the Interior, in accord with the Minister of the Treasury,

Article 8.

Private contracts are nevertheless permitted:

- 1) when the contracts does not exceed to more than 1,000,000 lire;
 - 2) when the annual expenditure does not exceed 300,000 lire and the contract does not remain bound for more than 5 years, provided that there is no other contract for the same object which when combined together with the first does not exceed the above-mentioned limit.
 - 3) when it is the case of leasing farms, buildings or other real estate, if the total rent does not exceed 200,000 lire and the duration of the contract is not more than 9 years;
- private contracts may also be made if their total amount does not exceed half of the above-mentioned figures.
- Also outside the cases set forth the prefect may permit contracts to be based on private negotiation, when they are advantageous to the Commune, he may also authorize private negotiations when it is absolutely necessary and convenient.

Article 6

The budget estimate of the Commune of Rose is resolved upon in the manner and terms set forth in art. 129 of T.U., approved with R.D. of 4 February 1925 No. 143.

The resolutions approving the budget are published in the albo prefettizio for eight days. During this same period the budget must be deposited in the secretariat of the Commune and is at the disposal of the public.

The budget is approved with a decree of the Minister of the Interior in accord with the Minister of the Treasury.

The decree approving the budget covers also the appeals and objections to the budget itself.

Article 7

The resolutions of the communal Council or Rose concerning the recovery of losses are enforced with a decree of the Ministry of the Interior, in accord with the Minister of the Treasury.

Article 8

A copy of the ministerial decree approving the budget must be published in the albo prefettizio for eight days and during this same period the budget must be deposited in the Secretariat at the disposal of the public, only appeals for reasons of illegality may be filed against the ministerial decree to the State Council by the Administration and by any taxpayer. The time limits for the presentation of the appeal and for the proceeding before the State Council are reduced to half. The sections pronounced judgment in the Council chamber on the reports and papers presented by the parties, without the assistance of a lawyer.

Article 9

The collection and bestowal of State subsidies to the communes of Rose are regulated by special laws.

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Article 10.

The acts of the finance concerning the ~~banks~~^{treasury} sums charged the State Budget, are sent, in every respect, to those made by the State administration.

Article 11.

The treasurer of the commune submits the account within three months from the end of the fiscal year,

that the accounts not be presented within this period, the Minister of the Interior shall have it made up at the expense of the treasurer, & when he will further apply a sanction consisting of ten payments of a sum from 1,000 to 10,000 lire, the sum shall be deposited in the fund providing for the pensions of employees of the local bodies.

The Communal Council in the spring session examines the account of the preceding year following the report made by the Board (Gestate) and the one by the auditor, and deliberates on its approval. The Communal Council's resolution is so far as it bears relations on the credit and debts, together with the administrators who were designated as responsible. They are further asked to acquaint themselves with it, with the accounts and all the other related documents within a period of 30 days in the secretariate.

At the same time the Mayor, by means of a notice to be posted on the public proclamations for at least eight days, inform the public of the deliberations taken on the accounts and its deposit with all the acts and documents referring to in the office of the secretariate. Within the term of eight days from the last deposit the treasurer, the administrators or any taxpayer may present in writing, their observations, opinions and objections etc., free charge.

On the expiration of the above-mentioned term, the accounts with the documents justifying the entries and the expenditures and with minister declaration, opinions and objections have been presented, or, if none, with a special declaration that no objection, opinion or objection was presented within the reasonable term, is forwarded by the mayor to the Minister of the Interior for approval.

The restricted account (conto contabile) is presented with a decree of the Minister of the Interior.

Article 12.

The Ministerial decree which approves the restricted account is reported and published by the Mayor according to the procedure established in the 6th, part, article of the proceeding article. In case it may be filled against it in the Court of Accounts by the interested parties, by the Mayor, and by any taxpayer, if he has not previously filed a claim, according to the above-most tenth paragraph.

Article 13.

In exceptional cases the Mayor shall issue, at his own responsibility, the resolution which would otherwise occur within the jurisdiction of the municipal board, when the urgency of the case is such as not to permit composition, and is due to new causes or one arises since the last meeting of the Board. The Municipal Board is informed of this resolution in its first meeting. For the relative resolution, the Mayor shall forward the list of urgent deliberation to the communal Council. During the spring session of each year the list of urgent deliberation adopted by the mayor during the preceding year is forwarded to the communal Council.

The Communal Council in the spring session examine the account of the preceding year following the report made by the Board (Finance) and the one by the auditors, and deliberates on its approval.

The treasurer is notified of the General Council's resolution in so far as it bears ventratives on the credit and debts, together with the administrators who were designated as responsible. They are further asked to acquaint themselves with it, with their accounts and all the other related documents within a period of 30 days in the secretariat.

At the same time the Mayor, by means of a notice to be posted on the public premises for at least eight days, informs the public of the deliberation taken on the account and its deposit with all the acts and documents referring to it in the office of the ~~secretariat~~, Within the term of eight days from the last deposit the treasurer, the administrators of any tax payer may present in writing, their deliberations, opinions on subsections etc., free charge.

On the extraction of the above-mentioned term, the account with the documents justifying the entries and the expenditures and with whatever deliberations, opinions and observations have been presented, or, if none, with a special declaration that no deduction, opinion or objection was presented within the prescribed term, is forwarded by the mayor to the Ministry of the Interior for approval.

The rectified account (onto consultation) is submitted with a decree of the Minister of the Interior.

Article 12...

The Ministerial decree which approves the rectified account is reported and published by the Mayor according to the procedure established in the 6th, paragraph of the preceding article. A appeal may be filed against it in the Court of Accounts by the interested parties, by the Mayor, and by any tax-payer, if he has not previously filed a claim, according to the above-mentioned paragraph.

Article 13...

In exceptional cases the Mayor shall issue, at his own responsibility, the resolution which would otherwise come within the jurisdiction of the municipal board, when the urgency of the case is such as not to permit consultation and is due to new causes or one arises since the last meeting of the Board. The municipal Board is informed of this resolution in its first meeting, for the relative ratification. During the spring session of each year the list of urgent deliberations adopted by the mayor during the preceding year is forwarded to the communal Council.

Article 14...

All the provisions which are contrary to or incompatible with this decree are repealed.

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Article 15.

The decree shall be adopted by the Minister of the Interior until the administrative elections will take place. A provisional municipal Board, containing all the functions of the communal Council shall be likewise appointed by the Minister of the Interior. The provisional municipal Board shall be composed of twelve regular members and four substitutes.

Article 16.

The present decree shall become effective on the day of its publication in the "Gaceta Oficial del Estado".

In the "Gaceta Oficial del Estado",
Be order all those concerned to observe this decree and to have others
observe it as law of the State.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

AEP/tr

ACC/134/P&U

28 Aug, 44

SUBJECT : Gazzetta Ufficiale No. 48 of 24 Aug, 44.

TO : Economic Section .

1. Reference ACC/4010/L dated 26 Aug 44 from
Legal Sub-Commission.

2. " NIL" return.

G. E. RHODES ,
Lieut-Colonel, R.E. 6100
Deputy Director .

cc

Tel. 489681

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OCCB/mo

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

ACO/134/PWU

2 Sept. 1944

Subject: Gazzetta Ufficiale No 500/30 Aug. 44

To : Economic Section.

1. Ref. ACC/4610/L dated 31 Aug. 44 from Legal
Sub-Commission.

2. NIL return.

L.A. JENNY,
Lt-Colonel, O.B.,
Director.

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Declassified E.O. 12356 Section 3.3/NND No. 785019

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162/62/1000

NOTES ON THE PROPOSAL TO FORM A NEW ITALIAN MINISTRY

1. The general procedure for the rehabilitation of Italian foreign trade, the mechanism to handle such trade and the various periods through which the rehabilitation must pass are set out in the report to the Economic Sub-Committee of the Inter-Services and Political Secretariat - PHS by C-5. It is felt that the following general proposals should be in line with this report and should provide the necessary mechanism.

2. It is proposed that the new Ministry be called the "Ministero per il Commercio Estero" (Ministry of Foreign Trade).

3. It is proposed that the Ministry of Foreign Trade have the general functions set out in the attached Appendix, which are those of planning, control, financing and accounting. It is not proposed that this Ministry include the functions of a Ministry of Food such as the control, planning, distribution of and accounting for imported foodstuffs.

4. At present, the functions of a ministry of food are performed by the Ministry of Agriculture through the Direzione Generale dell'Ammiragliazione. The original reasons for wishing to transfer these functions from the Ministry of Agriculture to the new Ministry were:-

(1) It was agreed that to enable the Italian Government to handle their own imported foodstuffs, and thereby relieve AOC of the functions of acting as wholesaler on their behalf, it would be necessary for all imported supplies to be purchased by some Governmental Agency or Ministry who would act as accounting agent for same and take up in its records or budget, itsel costs of imports and any subsidy to be borne by the Government. The Under-Secretary of State for Agriculture however maintained that no authority or mechanism existed in his Ministry for handling such financial transactions. This difficulty also occurs in the case of other Ministries handling imports.

(ii) It was therefore suggested the functions proper to a Ministry of Food together with the financial and accounting functions referred to in (i) above be transferred to another ministry. It was subsequently suggested that this new ministry should also assume the same financial functions for other importing Ministries and should also act as general planners for the whole import and export policy of Italy.

(iii) It was therefore suggested the functions of such a ministry as suggested in (ii) above are impracticable from an organizational point of view and as stated in the report from C-5 referred to in Paragraph 1 above might make the Ministry too powerful. It is therefore suggested that the problem might be resolved as follows:-

5. It would appear that the mixed functions of such a ministry as suggested in (ii) above are impracticable from an organizational point of view and as stated in the report from C-5 referred to in Paragraph 1 above might make the Ministry too powerful. It is therefore suggested that the problem might be resolved as follows:-

- (a) The creation of the Ministry of Food to be left with the Ministry of Agriculture. The original objections to this could be overcome as follows:-
- (i) The creation of the Ministry of Foreign Trade would answer

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the Ministry of Agriculture through the Direzioni Generali of the Ministry of Agriculture for viewing to transfer these functions from the one. The original reasons for viewing to transfer these functions from the new Ministry to the new Ministry were:-

(1) It was agreed that to enable the Italian Government to handle their own imported foodstuffs, and thereby relieve ACC of the functions of acting as wholesaler on their behalf, it would be necessary for all imported supplies to be purchased by some Governmental Agency or Ministry who would act as accounting agent for same and take up in its records or budget total costs of imports and any subsidy to be borne by the Government. The Under-Secretary of State for Agriculture however maintained that no authority or mechanism existed in his Ministry for handling such financial transactions. This difficulty also occurs in the case of other Ministries handling imports.

(ii) It was felt that the work of handling, controlling and distributing essential foodstuffs which would normally be undertaken by a Ministry of Food has already assumed such proportions that it had become too great to remain in the Ministry of Agriculture.

(iii) It was therefore suggested the functions proper to a Ministry of Food together with the financial and accounting functions referred to in (i) above be transferred to another ministry. It was subsequently suggested that this new Ministry should also assume the same financial functions for other importing Ministries and should also act as general planners for the whole import and export policy of Italy.

5. It would appear that the mixed functions of such a Ministry as suggested in (iii) above are impracticable from an organizational point of view and as stated in the report from G-5 referred to in paragraph 1 above might make the Ministry too powerful. It is therefore suggested that the problem might be resolved as follows:-

(a) The functions of a Ministry of Food to be left with the Ministry of Agriculture. The original objections to this could be overcome as follows:-

(i) The creation of the Ministry of Foreign Trade would answer the financial objections raised by the Under-Secretary of State for Agriculture since all financial records of imports, taking up of subsidies, etc. would be handled by them. The Ministry of Agriculture would employ, through the Direzione Generale dell'Alimentazione, the Federazione Generale dei Consorzi Agrari as handling, distributing and accounting agent and would merely require to report to the Ministry of Foreign Trade the financial accounts for the disposal of the reported supplies, which accounts would be prepared by the Federazione dei Consorzi Agrari. The detailed procedure for this policy has been worked out and agreed in principle with the Ministry of

Agriculture and the Ministry of the Treasury.

- 2 -

(1) The Direzione Generale dell'Alimentazione has now been reconstituted within the Ministry of Agriculture and a new Director appointed. The Direzione Generale dell'Alimentazione could be expanded and assume all the functions referred to above as being those of a ministry of Food and, it is suggested, the Director might be raised to the rank of Under-Secretary, thereby relieving the present Under-Secretary of all responsibilities other than those directly pertaining to agriculture.

(b) The creation of the Ministry of Foreign Trade would provide an agency for planning the whole foreign trade policy of the country, according priorities for imports, procuring commodities for export and maintaining in its budget (i) the foreign currency costs of such imports, the subsidies involved and the lire proceeds of sale within the country, and (ii) the lire cost of commodities purchased for export and the foreign currency proceeds of such exports.

maintaining in its budget (1) the foreign currency costs of such imports, the subsidies involved and the lire proceeds of sale within the country, and (ii) the lire cost of commodities purchased for export and the foreign currency proceeds of such exports.

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APPENDIX

SECOND FUNCTIONS OF MINISTRY OF FOREIGN TRADE

SUM It must be appreciated that the proposed functions set out below are those ultimately to be assumed by the Ministry. For the time being, many of these functions must be performed, at any rate in part, by ANI and AGO and governed by factors peculiar to the present moment. For instance, the import program will at the moment be governed more by economic factors such as available shipping space than by Italy's foreign currency availability. The various passes through which the general transfer of responsibility would pass from ANI and AGO to the Ministry and the manner in which the latter would work in conjunction with the civilian agencies of other countries are explained in G-3's report to the Economic Sub-Commission of the Political Committee ATMC, referred to in paragraph 1.

1. Planning the general import and export policy of the country in the light of the foreign currency position, available quantities for export, requirements of essential industries, etc.
2. Requesting requisitions for permits to import from other ministries; assessing new and deciding on the priorities to be accorded. It is suggested that each ministry should be responsible for requisition for such industries or commercial enterprises as come under its jurisdiction and should be responsible through such agencies as it may appoint for the distribution and handling of all such imports.
3. Negotiating imports and exports with the civilian agencies or ministries of other countries.
4. Organizing either through some national agency or through local agencies the warehousing and handling of exports.
5. Acting as principal adviser other countries in all import and export transactions; maintaining records of the foreign currency value of all imports debited and all exports credited to the Italian Government by other countries; maintaining records of the lire proceeds of sales of import-export commodities within the country; maintaining accounts of all subsidies falling on the Italian Government in respect of imports.
6. Obtaining information as to available commodities for export, arranging the handling and shipping of such exports and the payment to the exporter of the lire value of the exports. It is suggested that the Istituto Commerciale col Estero be included in the Ministry of Foreign Trade and used as agent for all export transactions.
7. Controlling general retail prices throughout the country.

The order in which the Ministry of Foreign Trade will gradually assume all these functions would depend on circumstances but it is suggested that the immediate functions to be assumed should be those dealing with finance and accounting. It must be remembered that this is not merely a question of accounting convenience but is fundamental to the whole problem

1. Planning the general import and export policy of the country in the light of the foreign currency position, available commodities for export, requirements of essential industries, etc.

2. Receiving requisitions for permits to import from other Ministries; assessing same and deciding on the priorities to be accorded. It is suggested that each Ministry should be responsible for requisition. For such industries or commercial undertakings as come under its jurisdiction and should be responsible through such agencies as it may appoint for the distribution and handling of all such imports.

3. Negotiating imports and exports with the civilian agencies or Ministries of other countries.

4. Organising either through some national agency or through local agencies the warehousing and handling of exports.

5. Acting as principal visa-vis other countries in all import and export transactions; maintaining records of the foreign currency value of all imports debited and all exports credited to the Italian Government by other countries; maintaining records of the lire proceeds of sales of imported commodities within the country; maintaining accounts of all subsidies falling on the Italian Government in respect of imports.

6. Obtaining information as to available commodities for export, arranging the handling and shipping of such exports and the payment to the exporter of the lire value of the exports. It is suggested that the Istituto Commerciale Estero be included in the Ministry of Foreign Trade and used as agent for all export transactions.

7. Controlling general retail prices throughout the country.

The order in which the Ministry of Foreign Trade would gradually assume all these functions would depend on circumstances but it is suggested that the immediate functions to be assumed should be those dealing with finance and accounting. It must be remembered that this is not merely a question of accounting convenience but is fundamental to the whole problem in that until such functions are assumed by the Ministry it will be impossible to sell imports on a national level and ACC will have to confine its activities to the role of wholesaler.

/m/ A. P. Graftey Smith
Joint Director,
Plutone Sub-Commission.

Tel: 489081

HEADQUARTERS

AEP/bb
168

ALLIED CONTROL COMMISSION

Public Works and Utilities Sub-Commission

APO 394

ACC/134/PWU

17 Aug, 44

SUBJECT : Gazzetta Ufficiale No. 45 of 12 Aug, 44.

TO : Economic Section.

1. Reference ACC/4010/L dated 15 Aug. 44 from Legal
Sub-Commission.

2. "NIL" return.

G.K. RHODES,
Lieut-Colonel, R.E.,
Deputy Director.

Tel: 489081

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

ANP/tr

ACC/ 134 / PWU

7 Aug, 44

SUBJECT : Italian Government Decrees.

TO : V.P. Economic Section .

1. Ref. your letter RS/7B dated 4 Aug. 44 .

2. The Decree N° 95 , Electricity Rationing, was issued by the Italian Government on 5 Apr. 44 .

3. They are at present framing a Decree allowing adjustments to be made in Utility Rates, Electric, Gas and Water .

4. A copy of the Decree N° 95 in English is attached as requested.

L.A. JENNY : 6095
Lt-Colonel C.E.
Director

5 AUG Recd (34) C.R.D.

File
G.W./LW

Ref: 307

HEADQUARTERS
ALLIED CONTROL COMMISSION
ECONOMIC SECTION
PO 704

6 Aug 44.

707/7B

SUBJ: 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.

William O'Dwyer
 WILLIAM O'DWYER,
 Colonel, A.F.C.,
 Vice-President
 Economic Section.

by Col Rappo

we had only 2 to my knowledge
 rates - Elas. Rotating 609.
 Res. hands. Regd 7/8

TEL : 489081

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394.

Ans.
/sc

ACC/134/PWU

5 Aug. 1944.

Subject : Gazzetta Ufficiale No. 42 of 1 Aug 44.
To : Economic Section.

1. Reference ACC/4010/L dated 3 Aug. 44. from Legal Sub-Commission.
2. NIL return.

L.A. JENNY,
Lt-Col., C.R.,
Director.

6093

7011489081

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

ASP/tr

ACC/134/PWU

Aug, 44

SUBJECT : Gazzetta Ufficiale N° 40 of 27 July 1944.

TO : Economic Section .

1. Ref. ACC/4010/L dated 30 Jul. from Legal Sub-Com.
2. "Nil" return.

W.M.LAPPER,
Lieut-Colonel,
Chief, Util. & Adm. Div.

6092

Tel. 478200

HEADQUARTERS

AEP/ow

ALLIED CONTROL COMMISSION

Public Works and Utilities Sub-Commission

APO 394

ACO/134/PWU

24 Jul. 44.

Subject: Gazzetta Ufficiale No 39 of 8 July 44.

To : Economic Section.

1. Ref. ACO/4010/L dated 17 Jul. from Legal Sub-Com.
2. "Nil" return.

W.M. LAPPER
Lieut-Colonel 191
Chief, Util. & Adm. Div.

Tel. 478200

HEADQUARTERS

AEP/ow

ALLIED CONTROL COMMISSION

Public Works and Utilities Sub-Commission

APO: 394

ACC/134/PWU

22 Jul. 44

Subject: Gazzetta Ufficiale No 38 of 5 Jul.44.

To : Economic Section.

1. Ref. ACC/4010/L dated 3 July 44. from Legal Sub-Com.
2. "Nil" return.

W.M. LAPPER.
Lieut-Colonel
Chief, Util. & Adm Div.
609

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394.

/ac

131

ACC/134/PWU

3 July 1944.

Subject : Gazzetta Ufficiale No. 36 of 24 June 44.

To : Economic Section

1. Reference ACC/4010/L dated 30 June from Legal
Sub-Commission.

2. NIL return.

G.E.R.
G.E. RHODES, 6088
Lieut-Colonel, R.E.?
Deputy Director.

N. di prot. 250/3Allegati N. 2

Risposta al foglio del

N.

GABINETTO

Ufficio Leggi e Decreti

Salerno addì 10 GIUGNO 194Al Lt. Col. JENNY

Capo della Sottocommissione

A.C.C. per i LL.PP.

Trasmissione decreti legge.

N A P O L I

In conformità della Vostra richiesta:

- 1) trasmetto lo schema del nuovo R.D.L. per l'assegnazione straordinaria di L. 600 milioni per le sistemazioni e riparazioni di strade di interesse militare. In esso si sono modificati:
 - a) l'art. 1, in modo che sia consentito eseguire i lavori suddetti anche in altre strade non statali, e ciò in analogia a quanto si sta effettuando ed in conformità agli accordi asuoi tempo presi col Ministro Jung.
 - b) l'art. 2, per rendere più spedita la erogazione ed eliminare i ritardi nei pagamenti, da Voi lamentati.

Le modificazioni sono state introdotte a richiesta di questo Ministero.

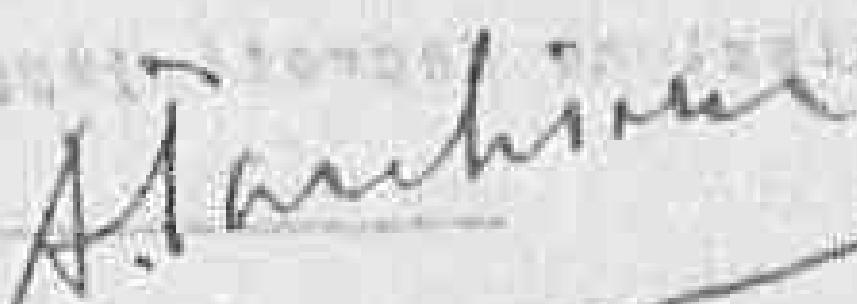
- 2) Trasmetto lo schema di R.D.L. per la autorizzazione della spesa di L. 140 milioni per lo sgombro del lapillo proveniente

•/•

l'eruzione vesuviana.

N.B. I detti R.D.L. non sono definitivi, potendo subire qualche modifica, essenzialmente di forma, durante l'esame da parte dell'Ufficio legislativo.

IL MINISTRO
(Alberto TARCHIANI)



TRANSLATION

135

Salerno 10 June 1944

Ministry of P.W.

Office of Laws and Decrees

No. 250/3

Encls. 2

Subject : Submission of Decree Law

To : Col. FBNY

In conformity with your request :

- 1) I submit the scheme for the new R.D.L. for the allocation extraordinary of L. 600 millions for systematizing and repairing of military highways. The following modifications have been made to :
 - a) the art. 1, in order to authorize the above mentioned work to be executed also on other roads even if not state roads, and this by analogy to what is being executed and in accordance with agreement made with Minister JUNG .
 - b) the art. 2, to accelerate the provisions and to eliminate the delay in payment about which you are complaining.

The modifications have been introduced following request from this Ministry.

✓

6087

At Col. Thompson
for file
Re write Aug 27/45

- 2 -

134

2) I submit the scheme for R.D.L. for the
authorization of the expense of L. 140 millions for the
clearing of the lava from Vesuvian eruption.

N.B. The said R.D.L. are not definitive, and
are subject of changes essentially in the form during
the examination from the Legislative office.

THE MINISTER

(Alberto TARCHIANI)

6085

Rm. 77 133

VITTORIO EMANUELE III

Per Grazia di Dio e per Volontà della Nazione
RE D' ITALIA

Visto il R.D.L. 2 marzo 1944, n.72;

Visto l'art. 18 della legge 19 gennaio 1939, n.129;

Visto il R.D.L. 30 ottobre 1943 n.2/B;

Ritenuto che si versa in stato di necessità per causa di guerra;

Udito il Consiglio dei Ministri;

Sulla proposta del Mastro Ministro Segretario di Stato per le

Finanze, di concerto con quello dei Lavori Pubblici;

ABBIAMO DECRETATO E DECRETIAMO:

Art. I

Sull'assegnazione straordinaria di lire 600 milioni prevista dall'art. I del R.D.L. 2 marzo 1944 n.72 potranno essere disposte derogazioni per l'esecuzione di urgenti lavori di sistemazione e riparazioni di strade anche non statali purchè di interesse militare.

L'esecuzione dei lavori di cui al comma precedente è subordinata ad esplicita richiesta dei Comandi Militari interessati.

Art. 2

A modifica di quanto disposto dall'art. 2 del sopra riportato R.D.L. 2 marzo 1944, n.72 gli stanziamenti conseguenti all'assegnazione di lire 600 milioni saranno stabiliti, in rapporto ai pagamenti da eseguire, dal Ministro delle Finanze su richiesta di quello dei Lavori Pubblici.

6085

Art. 3

Il presente decreto entrerà in vigore il giorno successivo
a quello della sua pubblicazione sulla Gazzetta Ufficiale del
Regno - serie speciale e sarà presentato alle Assemblee Legisla-
tive per la conversione in legge.

Il Ministro proponente è autorizzato a presentare il relati-
vo disegno di legge. -

Ordiniamo a chiunque spetti, di osservare il presente decre-
to e di farlo osservare come legge dello Stato. -

Dato a _____

TRANSLATION132

VITTORIO EMANUELE III
BY THE GRACE OF GOD AND THE WILL OF THE NATION
KING OF ITALY

Having seen the R.D.L. of March 2, 1944, N°. 72 ;
Having seen Art. 18 of the Law of January 19, 1930, N°. 129 ;
Having seen the R.D.L. of October 30, 1943 N°. 2/P ;
Believing that a state of necessity exists due to the war ;
Having heard the Council of Ministers ;
Upon the proposal of Our Minister Secretary of State for
Finances, in agreement with the Minister of Public Works ;

WE HAVE DECREED AND DECREE :

ART. I

To the special appropriation of 600 million lire
foreseen in Art. I of the R.D.L. March 2, 1944 N°. 72,
derogations can be ordered for the execution of urgent
works of systematization and repair to non-statal roads
as well, provided they are of military interest.

The execution of the work contained in the preceding
paragraph is dependent upon explicit request of the military
Commands interested in the question.

6084

ART. 2

Noted 6084

In modification to Art. 2 of the above mentioned R.D.L.

- 2 -

131

of March 2, 1944, the allocations resulting from the appropriation of 600 million lire shall be established by the Minister of Finance upon the request of the Minister of Public Works, according to the payments to be executed effected.

ART. 3

The present decree shall go into effect upon the day following the date of its publication in the Official Gazette of the Kingdom - special serie - and shall be presented to the Legislative Assembly for conversion into Law.

The proposing Minister is authorized to present the relative scheme of law.

We order all who are concerned to ~~present~~ observe the present decree and ^{make} to observe it as a Law of the State.

Dated at _____

6UG3

HEADQUARTERS
ALLIED CONTROL COMMISSION
2809 Public Works and Utilities Sub-Commission
APO 594.

Fd
AEI/ac

ACC/134/PWU

8 June 1944.

Subject : Gazzetta Ufficiale No. 32 of 31 May 44.

To : Economic Section.

1. Ref. ACC/4010/L dated 4 June 44, from Legal Sub-Commission.
2. NIL return.

G.E. RHODES,
Lieut-Colonel, R.E.,
Deputy Director.

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
ACC 394

/ccb 130

ACC/134/PWU

Subject: Gazzetta Ufficiale No. 25 of 10 Jun 46. 18 Jun 46

To : Economic Section.

1. Ref. ACC/4010/1 dated 13 Jun 46 from Legal Sub-Commission.
2. NIL return.

cc
G.E. NIOSED.
Lieut-Colonel. 6487
Deputy Director.

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

AEP/mc

ACC/134/PWU

17 June 1944

Subject: Gazzetta Ufficiale No. 34 of 6 June 44.

To : Economic Section.

Ref. ACC/4010/L dated 13 June 44, from Legal
Sub-Commission,

NIL return.

G.E. RHODES, 6030
Lieut-Colonel, R.E.,
Deputy Director.

119
HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works & Utilities Sub-Commission
APO 394

AEP/ir

ACG/134/PWU

14 June 44

Subject : Gazzetta Ufficiale No.33 of 3 June 44.

To : Economic Section.

1. Ref. 4010/L dated 8 June 44; from Legal Sub-Commission.
2. NIL return.

G.E. RHODES, 6079
Lieut-Colonel, R.E.
Deputy-Director.

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilization Sub-Commission
APO 390.

GRR/no

ACC/134/PWU

9 June 1944.

Subject : Extension of a Decree.

To : Regional Commissioner,
Region III.

1. I attach, in original (in Italian) a letter No. 655/1
dated 2 June 44, from the Minister of Public Works to this
Sub-Commission.

2. Can you please arrange for an extension of the Decree.

1 Encl: Letter from Minister of
Public Works.

Phone no.

Area 210183 Ext. 123
Region II Tel. 63299

Lie. A. JENNY,
Lieut-Col., C.R.
Director

11 Col. Sheller 60784
Talked w/ 18 Jun
in this 18 Jun 44
Follow up



Ministero dei Lavori Pubblici

TRANSLATION GABINETTO

N. di prot.

Salerno addi June 2 1944

Allegati N.

To Lt; Col. JENNY

Risposta al foglio del

Director of ACC Subcom=
mission for Public Works

N.

OGGETTO:

NAFLES

PROROGATION OF FUNCTIONS
FOR THE SUPERIOR SURVEYING
OFFICE OF "GENIO CIVILE"
IN NAFLES.

ON June 30 the period granted for the functioning of the Superior Surveying Office of "Genio Civile" in Naples, constituted by Royal Decree of Sept. 2, 1937, n. 1632, converted into law on Febr. 3, 1938, n. 120, and prorogated by subsequent provisions, comes to an end.

Owing to the importance of the services accomplished by the aforesaid Office, especially as regards works of military interest, among which the redeeming of land mentioned a few days ago in a broadcast by Col. Poletti, I beg You to expose to the Allied Government the necessity for the prorogation of its functions for the financial year beginning July 1, 1944 and ending June 30, 1945.

For said prorogation a provision of the Commissar for Region III is sufficient.

6077

*Salvo attura
6077
15/10/44*

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

/ccb

ACC/134/PWU

31 May 44

Subject: Gazzetta Ufficiale No. 29 of 20 May 44.

To : Economic Section.

1. Ref. ACC/4010/L dated 26 May 44, from legal Sub-Commission.
2. NIL return.

G.E. RHODES,
Lieut-Colonel, R.E.
Deputy Director.

6076

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AFG 394

/ccb

ACC/134/PWU

1 Jun 44.

Subject: Gazzetta Ufficiale No. 30 of 24 May 44.

To : Economic Section.

1. Ref. ACC/1010/1 dated 26 May 44, from Legal Sub-Commission.
2. NIL return.

G.E. RHODES,
Lieut-Colonel, R.E.,
Deputy Director.

6075

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AIO 394

GEP/cob

46

22 May 44.

ACC/062/PNU

Subject: Decree 12 April 1944. No. 127 Pugliano Aqueduct.
Increase in price of water.

To : Ministry of Public Works,
att. Sig. Tizzano, Director General.

1. The above was published in Gazzetta Ufficiale No. 27, 13 May 44.
2. This Sub-Commission has no knowledge of the matter. Will you kindly explain the circumstances, and why, and to what extent the increases were granted.

Copied on
062

L.A. JENNY,
Lt.-Col., C.E.,
Director.

7L09

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394. AEP/ac

ACC/134/PWU

22 May 1944

Subject : Gazzetta Ufficiale No. 26 of 10 May 1944.

To : Economic Section,

Ref. Memo ACC/4010/L dated 16 May 44, from Legal
Sub-Commission.

Our return is NIL.

G. E. RHODES,
Lieut-Colonel, R.E.,
Deputy Director.

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
AIO 374

A.I.F./ccb

File

ACC/14/180

8 May 44.

Subject: Gazzetta Ufficiale No. 22 of 26 April 44.

To : Economic Section.

Ref. letter ACC/LOIC/L dated 3 May 44, from Legal Sub-Commission.

Our return is NIL.

G.W. REED,
Lieut-Colonel, R.E.,
Deputy Director.

6073

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 994.

ACCP/ee

ACG/134/13U

4 May 1944.

Subject : Committtee Official No. 21 of 22 April 1944.

To , Economic Section.

Ref. Memo. ACG/4010/L dated 30 April 1944, from Legal Sub-Commission.
Our return is "NIL".

G.E.A.

G.E. McDermott
Lieut-Colonel R.E.
Deputy Director.

6072

1
 REAY HEADQUARTERS
 ALLIED CONTROL COMMISSION
 LEGAL SUB-COMMISSION
 A.P.C. 304

*6665**134
Rec*

ACC/4104/3/L

27th April 1944

SUBJECT: Italian legislation - Extension to ACC Territory

TO : Public Works & Utilities Sub-Commission

1. Reference your ACC/134/PMM of 25 April 1944, para 4.
2. Attached is a copy of the memorandum of the Deputy Chief Commissioner dated 5 Mar 44 setting forth the procedure for extending the validity of Italian legislation to occupied territories.
3. Also enclosed for your information a copy of a directive on the same subject.

G. G. HARRIS

G. G. HARRIS,
 Major,
 Officer in Charge Italian Branch,
 for Chief Legal Officer.

Encls: (1) 47/MS of 5 Mar 44.
 (2) ACC/4010/3/L of 17 Apr 44.

for Col. Parker
28 APR 1944 6071
A. C. C.

HEADQUARTERS
ALLIED COM. O.I. COMMISSION
Public Works and Utilities Sub-Commission
APO 394

AMF/ac

ACC/134/PW

29 April 1944,

Subject : Gazzetta Ufficiale No. 29 of 19 April 1944.

To : Economic Section.

Ref. Memo ACC/4010/1 dated 26 April 1944, from Legal
Sub-Commission.

Our return is "NIL".

C. R. WHITES
Lieut-Colonel. R.E.
Deputy Director.

6070

A

Presidenza del Consiglio dei Ministri
Galimberti

Prot. N. 32973
Riposta alla lettera N. 4266
del 14 aprile 1946

Sestetto - 6 aprile 1946

AL MINISTRO DEI LAVORI PUBBLICI
OGGETTO
Pubblicazione decreti.

e.p.c.

al M. Ministro delle Sottocommissione
delle pubbliche opere e dei lavori e
dei servizi pubblici - Lt. Col. L.A. Jenny
Allegra di Controlo dei lavori e
pubblicazione decreti

con la nota sottoscritta a questo stesso
oggetto

do per il fatto che l'ufficio legislativo ha questi provvedimenti
ordine potuto alcuna resistenza allo scadenza di decreto-lege con
tenute nomine per la manifestazione del consenso al progetto della legge.

Per il motivo che questo provvedimento non ha avuto il presidente consenso
bisognerebbe nella commissione uffiziale, se non il presidente consenso
dopo le esatte da parte del consiglio dei ministri e prima della pubblicazione
tenute nomine per la manifestazione del consenso al progetto della legge.

In risposta a tale nota, deve presso le presenti essere trasferte
tralito dei lavori e servizi pubblici.

Stato. Col. Jenny, Direttore della Sottocommissione
di pubbliche opere e dei lavori e
dei servizi pubblici - Lt. Col. L.A. Jenny
Allegra di Controlo dei lavori e
pubblicazione decreti

Per J. 127713

Proposta alla Camera N. 4266
del 14 aprile 1944

oggetto:

Pubblicazione di trattati.

AL MINISTERO DEI LAVORI PUBBLICI

S. A. L. E. S. A. C.

e p.c.

Al v. sig. Direttore della Società nazionale
Mezzi di Comunicazione dei Lavori e
Servizi Pubblici - Lt. Col. L.A. Jenny

F. I. P. O. I. T.

Con la nota sopravvisita decesso d'intestato scriviamo al Rilievo
per il quale era l'ufficio legittimo di questa Presidenza di
ordine portato alcune richieste allo scopo di riconoscere le leggi con
cennate norme per la istituzione del consorzio di energia elettrica,
dopo l'esame da parte del Consiglio dei Ministri e prima della pub-
blicazione nello Gazzette Ufficiale, senza il preventivo consenso
del Lt. Col. Jenny, Direttore della Società nazionale illustrata al Con-
tratto dei lavori e servizi pubblici.

In risposta a tale nota, deve farstì presente che l'ufficio di
giurisdizione di questi Presidiari si limitò a dare conoscenza ad un suo
dirigente, invitato ad addetto Uffisario, del nulla oggetto di forza
che, dalla studio del progetto, appariva assolutamente illegale la for-
mazione a provi imperfetta che ne reggevano assai indebolito Dic-
tatore pagare se, per la pubblicazione, dovesse darsi corso al testo
procedimenti previ posti ed invece a molto migliorato nella for-
ma.

.J.



Presidenza del Consiglio dei Ministri

Gabinetto

Prot. N.

Risposta alla lettera N.

dat

OTTENTRIONE

Città 19

. / .

In quel che più importa è che proprio codesto ministero provvide, a seguito di ciò, a redigere l'ordinale del segreto su di un provvedimento alle finanze, che curò direttamente l'invio al ministero di Finanza e Giustizia per la pubblicazione sulle gazzette ufficiali, come in prescrizione.

Dato 213, non si conoscono con quale fondamento abbiano potuto venire formulati i rilievi espressi nella nota sopradicitata. Né si saude cosa possa essersi fatto addebito agli Uffici di questo presidente del non essersi pronunciato o richiamato il personale assunto dal Lt.col. Jenny, direttore della sottoscrizione all'Ufficio di controllo dei lavori e servizi pubblici, sul **6068** di forma risultanti dal testo presentato da codesto ministero, se a tale adempimento dovesse procedersi, è evidente che solo questo ministero, che aveva curato la redazione dell'ordinale e l'invio al-

Parlamento

ro di fronte a Giustiniani, su richiesta dell'ambasciatore di Svezia.

egli è arrivato non da mezza notte, come è noto, dal nostro ambasciatore, la rappresentanza del presidente della Repubblica Svezia, a purte con sé sarebbe rimasta in una interminabile noia di ufficio presso il suo ambasciamento.

Il corso delle cose si capisce; in intervento dell'ambasciatore l'ambasciatore Giustiniani

ha avuto il tempo di fare un'assurda interrogazione al ministro, che cosa era stato lo redattore degli originali e tutto al-

mistero, che cosa era stato lo redattore degli originali e tutto al-
lora segnalando solo a proposito di questo di essere il ministro, se a
di fatto risultanti dal medesimo presentato a lui i giornalisti
lunedì 17 gennaio 1961, ieri, direttore della stampa, Giuliano,
che assunse il suo ruolo di servizi pubblici, sia all'ambasciata
quella presso il suo esercito, sia all'ambasciata presso il governo
di sede dove doveva essere presentato a tutti i giornalisti al
centro formidabile per la sua prima volta sospettata.

Ufficialmente, come di consuetudine,

ministro di fronte a Giustiniani per la rappresentanza della Svezia,
e ne arriverà il presidente della Repubblica, e ne arriverà il
ministro di fronte a Giustiniani, e ne arriverà il presidente della
Svezia, e ne arriverà il presidente della Repubblica, e ne arriverà il
ministro di fronte a Giustiniani, e ne arriverà il presidente della

(translation)

PRESIDENCY OF THE COUNCIL OF MINISTERS

Salerno 19 April 44

CABINET

File N. 3297/3

In reply to Letter No 4266
of April 14th

SUBJECT

Publication Decrees

To Ministry of Public Works

Salerno

and for information to :

to the Director of PW&U Sub-Commission
Lt Col L.A. Jenny

Replies

With the above mentioned communication from Ministry men-
tioned the fact that the Legislative Office of this Presidency had made some
modifications to the draft of Royal Decree-law containing rules for the limitation
in the consumption of electric energy, after its examination by the Council of
Ministers and before its publication in the Official Gazette, without the
previous agreement of Lt Col Jenny, Director of the Allied Control Public
Works and Services Sub-Commission.

In reply to such communication we wish to call your attention
to the fact that the Legislative Office of this Presidency confined itself to
mention to an Official of your Ministry, some formal improvements, which from
the study of the decree, were thought necessary to obviate some serious imper-
fections in the decree's wording. And that was done stating at the same time
that this Ministry (Public Works) should have decided whether using for
the publication the text previously prepared or instead that improved in
its form.

But the most important thing is that, ~~including those above,~~
it was this Ministry to prepare the original text (new text) of the decree
and submit it to the signature of the King, taking care directly of former
line it to the Ministry of Justice for its final
as a consequence of that
who

tioned the fact that the legislative Office of this Presidency had made some modifications to the draft of Royal Decree-law containing rules for the limitation in the consumption of electric energy, after its examination by the Council of Ministers and before its publication in the Official Gazette, without the previous agreement of Lt Col Jenny, Director of the Allied Control Public Works and Services Sub-Commission.

In reply to such communication we wish to call your attention to the fact that the legislative Office of this Presidency confined itself to mention to an Official of your Ministry, some formal improvements, which from the study of the decree, were thought necessary to obviate some serious imperfections in the decree's wording. And that was done stating at the same time that this Ministry (Public Works) should have decided ^{whether} using for the publication the text previously prepared or instead that improved in its form.

But the most important thing is that following ~~which~~ above, it was this Ministry to prepared the original text (new text) of the decree and submit it to the signature of the KING, taking care directly of forwarding it to the Ministry of Justice for its publication in the Official Gazette as required by the law.

In view of the above we are at loss to understand on what basis have been formulated the remarks expressed in the above mentioned letter. Also we cannot understand how it was possible to reprobach to the Offices of this Presidency for not having obtained the previous agreement of Lt Col Jenny, Director of the allied Public Works and Services Sub-Commission, about

the charges on the form of the text of the decree finally chosen by this Ministry. If his agreement should be obtained, it is evident then only this ministry have taken care of the preparation of its original text and sent it to the Official Gazette, should have taken the initiative for this action.

An intervention of the Legislative Office of this residency could not have taken place even at the moment of the publication of the decree, as in addition to the fact that this action would have been a non admissible interference, the publications of all decrees by the Official Gazette is taken care not by this residency, but as it is well known, by the Ministry of Justice upon request of the ministries proposing the decrees.

THE UNDERSECRETARY OF STATE

(Signed) Phillipson

6466

ference, the publications of all decrees by the Official Gazette is taken care not by this Presidency, but as it is well known, by the Ministry of Justice upon request of the Ministries proposing the decrees.

THE UNDERSECRETARY OF STATE

(signed) Phillipson

6066

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 384

WML/cw

ACC/134/PWU

25 April 44.

Subject: Decree permitting Utility Rate Increases.

To : Chief Legal Officer, Legal Sub-Commission, Salerno.

1. Attached is a copy of a letter dated 22 April 44, which was handed to Signor Ruggiore, the Electrical Adviser to the Italian Government, on Saturday last.

2. This letter is addressed to the Minister of Public Works and calls for an amendment to the existing Italian law to allow of increase in Rate of Public Utility Rates.

3. We have asked that the decree be passed to us for approval before enactment into law and we will submit this final drafting to you before giving our approval.

4. As it is desirable that this should also apply to A.M.C. Area will you advise as to procedure.

W. M. LAPP *6065*
Lt.-Col.
Chief, Mil & Adm. Div.

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

LAJ/ocb

ACC/134/PWU

22 April 44.

Subject: Decree permitting Utility Rate Increases.

To : The Minister of Public Works.

1. In order that the Public Utility concerns may be allowed adjustments in their revenues, certain legislation will be necessary.
2. We suggest that Article I, Paragraph A, R.D.L. No. 142 of 12 March 1941, be amended by deleting the following words: ".....for the supply of water, gas, and electric energy for any use,....."
3. When Utility Companies are exempted from the price freezing order by such an amendment, it will be necessary immediately to enact legislation establishing procedure which must be followed by companies desiring adjustment in revenues.
4. Such legislation should provide that: "Water, gas and electric companies who are in financial difficulties and desire to have adjustments made in their revenues will apply to the Ministry of Public Works through the Provincial Génie Civile."
5. Please prepare the necessary decree and submit this to me for final approval before enactment into law.

L.A. JENNY,
Lt.-Col., C.E.,
Director.

Concurred
15 APR 1944

GRW/gm

PAS + u

160
Rev.

REAR HEADQUARTERS
ARMED CONTROL COMMISSION
Legal Subcommission
RIO DE JANEIRO

14 April 1944

ACC/4104/7/I

SUBJECT: Decree permitting utility rate increases.

TO : Public Works and Utilities Subcommission.

1. We return herewith the enclosure in your letter ACC/134/PNU dated 9 April 44.

2. We agree that all that is required is a decree cancelling the relevant parts of the present decrees and substituting the provisions set out in your letter relating to applications for increases.

3. We think, however, it would be better to omit all reference to the Public Works and Utilities Subcommission leaving it to an arrangement between yourself and the Minister of Public Works whereby all increases will only be made with your consent. Likewise we think the same machinery should be adopted in the occupied areas and application should be made not to the Provincial Commissioner but to the Provincial Génie Civile to secure uniformity in occupied and unoccupied areas.

4. We have discussed the question of tax on proposed increases with the Minister of Finance and his view at present is, any tax, except possibly on light, would be inadvisable. Will you, therefore, take up this question with the Finance Subcommission and Minister of ~~Portaria~~; please. If any tax on the increases is agreed upon subsequently, the Minister of Finance thinks that it should be in a separate decree and we agree with him.

G. R. Upjohn
Majr

f
G. R. UPJOHN
Colonel
Chief Legal Officer.

Unaged *As it happens*
Please see me with this
6063

16 Apr
15

Regio decreto-legge 11 marzo 1943, n.100.

Proroga, fino a sei mesi dopo la cessazione dell'attuale stato di guerra, del blocco dei prezzi delle merci, dei servizi, delle costruzioni edilizie, degli impianti industriali e degli affitti.

(Pubblicato nella Gazzetta Ufficiale, n. 66 del 28 marzo 1943).

.....

ARTICOLO UNICO.

Si applicano fino a sei mesi dopo la cessazione dell'attuale stato di guerra le disposizioni del R. decreto-legge 12 marzo 1941, n. 142, con le modifiche ed integrazioni di cui ai Regi decreti-legge 24 marzo 1942, n. 200; 13 giugno 1942, n. 559; 29 agosto 1942, n. 1187 e 14 novembre 1941, n. 1251, convertito nella legge 19 gennaio 1942, n. 9, nonché alla legge 8 luglio 1941, n. 645.

Si osservano anche, fino alla data anzidetta, le altre disposizioni vigenti circa la determinazione dei prezzi di merci, servizi e prestazioni e i provvedimenti adottati in forza delle disposizioni medesime.

Il presente decreto, che entrerà in vigore il giorno successivo a quello della sua pubblicazione nella Gazzetta Ufficiale del Regno, sarà presentato alle assemblee legislative per la conversione in legge.

Il Ministro proponente è autorizzato a presentare il relativo disegno di legge.

Ordiniamo che il presente decreto, munito del sigillo dello Stato; sia inserito nella raccolta ufficiale delle leggi e dei decreti del Regno d'Italia, mandando a chiunque spetti di osservarlo e di farlo osservare.

.....

(translation)

Royal Decree Law 100, 17 March 1943.
Provision until 6 months after the end of the present estate of war of prime supplies of merchandise, services building construction, industrial plants and ofants.

(Published in the Official Gazette, No 66, 22 March 1943

Sole Article

Until 6 months after the end of the present state of war will remain in force the provisions of R. D.L. No. 448, 22 March 1941, with the modifications of R. D.L. No. 200, 24 March 42; 859 13 June 42; No. 1189, 29 Aug. 42, and No. 1231 4 Nov. 41, converted into Law No; 9 19 Jan. 42; and of Law No. 645 8 July 41.

Till such date will obeyed the all other existing regulation concerning the establishment of prices of merchandises and services and the provision adopted according to such regulations.

The present Decree will be effective from the day after its publication in the Official Gazette of the Kingdom.....

(translation)

Royal Decree Law 100, 11 March 1943.

Provision until 6 months after the end of the civil

6060

The present decree will be effective from the day after its issue
and the provisions applied according to due regulations.

Concerning the establishment of a new state of modernization and services

title and the will provide the civil order existing regulations

No. 9 of year. 421 and Law No. 645 of July 4.

No. 1189, 29 Aug. 42, and No. 1231 4 Nov. 41, converted into Law

In view of the provisions of R. D. L. No. 465, of
the said provisions of R. D. L. No. 200, of
March 1941, article

that 6 months prior to the present date of the law's entry

Sale article

(Published in the official Gazette of 22 March 1943)

decisions, legislative, executive and legislative
titles of the law of private ownership, services building

royal decree Law 500, April 1943.

(translation)

In force the provisions of R. D.L. No. 142, 22 March 1941, with the modifications of R. D.L. No. 200, 24 March 42; 859 13 June 42; No. 1189, 29 Aug. 42, and No. 1231 4 Nov. 47, converted into Law No. 5 19 Jan. 42; and 62 Law No. 645 8 July 41.

With such date will cease the all orders existing regulations concerning the establishment of prices of monopolies and services and the previous adopted according to such regulations.

The present Decree will be effective from the day after its publication in the Official Gazette of the Kingdom.....

(translation)

Royal Decree Law 100, 11 March 1943.
Preserves until 6 months after the entry of the Royal Decree Law 100.

Translation

R.D.L. No: 142, 12 March 41
Prohibition for the whole duration of the present
state of war of price ceiling, of merchandise and
services, of building constructions, of industrial
plants and of rents.
(published in the Official Gazette No. 76, 23 March 41.)

Article 1. It is prohibited for the whole duration
of the present state of war the prohibition established by the R.D.L.
953, 19 June 1940 (converted into Law 1727, 25 Nov., 40) to

raise:

(a) Prices that on July 30 1940, had been fixed by the
competent authorities for merchandise of any kind, for the supply
of water, gas, and electric energy for any use, for the transport-
ation of persons and goods public services, as provided for by
R.D.L. 1387, 16 June 1938, converted into Law 486 9 Jan. 1939, and
by all other regulations concerning the prices of agricultural and
industrial products and services and supplies of any kind;

(b) Prices existing on 30 July 1940, for merchandise

services the supplies, recommendations for which official maximum
pricing prices had not been fixed;

(c) Prices in force on 30 July 1940, in hotels, boarding
houses, inns,

(d) Salaries, wages, compensations of any kind dated to
employees, to whom do not apply the rules of collective trade
agreements;

(e) Rates, fees, regulated by acts of public authorities

- Article : (a) Prices that on July 30 1940, had been fixed by the competent authorities for merchandises of any kind, for the supply of water, gas, and electric energy for any use, for the transportation of persons and goods public services, as provided for by R.D.L. 1367, 16 June 1938, converted into Law 465 (Dec. 1939, and by all other regulations concerning the prices of agricultural and industrial products and services and supplies of any kind;
- (b) Prices existing on 30 July 1940, for the merchandises services the supplier, remunerations for which official maximum selling price had not been fixed;
- (c) Prices in force on 30 July 1940, in hotels, boarding houses,
- (d) Salaries, wages, compensations of any kind paid to employees, to whom do not apply the rules of collective trade agreements;
- (e) Rates, fees, regulated by acts of public authority 6059 concerning the activities of professional men;
- (f) The compensation, fixed on the basis of the last balance sheet approved before 30 July 1940, and paid in any form to administrators, partners, ordinary and extraordinary commissioners and liquidators of commercial enterprises and institutions of any kind, public or private, which are required by the Law to keep annual balance sheets.

The validity of the trade agreements and similar agreements existing as at July 30, 1940, is prorogated by right for the whole duration of the present state of war.

For the supply of water, gas and electric energy for whatever use consumers are entitled to the prorogation for the whole duration of the present state of war of the contracts in existence at the date of the promulgation of the present decree, at the same condition existing at the same date,

To the same right is entitled the insured for the prorogation of the insurance contracts existing at the date of the promulgation of the present decree.

ART. 2. For the duration of the present state of war no increase can be made to prices fixed before the date of the promulgation of the present decree for rental of city dwellings for whatsoever used even in cases of change of people occupying these dwellings.

(ART. 2 deals with rentals of buildings, apartments, etc.)

ART. 3. (Deals with rents of agricultural land.)

ART. 4. Article 4 and 5 deal with rents of agricultural and grazing land.)

ART. 6. For the duration of the present state of war will be prorogated all the provisions of Articles 5 and 6 of R.D.L. 953, 19 June, 1940, converted into law 1727, 28 November 1940, concerning the demolition of buildings, the construction of private buildings, of new industrial plants and the extension and modification of those already existing.

(Regulations concerning cases in which such extensions to existing plants are permitted etc.)

ART. 7. Regulations, were not in contradiction with those of the present decree of R.D.L. 1387, 16 June 1938, converted into law 486, 19 January 1939, 6058

To the same right is entitled the insured for the prolongation of the insurance contracts existing at the date of the promulgation of the present decree.

ART. 2. For the duration of the present ~~not~~ state of war no increase can be made to prices fixed before the date of the promulgation of the present decree for rental of city dwellings for whatsoever used even in cases of change of people occupying these dwellings.

(ART. 2 deals with rentals of buildings, apartments, etc.)

ART. 3. (Deals with rents of agricultural land.)

ART. 4. Article 4 and 5 deal with rents of agricultural and grazing land.)

ART. 6. For the duration of the present state of war will be prolonged all the provisions of Articles 5 and 6 of R.D.L. 953, 19 June, 1940, converted into law 1727, 28 November 1940, concerning the demolition of buildings, the construction of private buildings, of new industrial plants and the extension and modification of those already existing.

(Regulations concerning cases in which such extensions to existing plants are permitted etc.)

ART. 7. Regulations, when not in contradiction with those of the present decree of R.D.L. 1387, 16 June 1938, converted into law 486, 19 January 1939, on regulation of prices; the provisions of law 1568, 21 October 1940, on increase of prices of cereals produced in year 1940; and those of R.D.L. 1716, 27 December 1940, on prices of food stuff, will remain in force.

ART. 8. No changes are made to regulation of R.D.L. 1939, 12 December 1940, to the ~~most~~ detailed rules of R.D.L. 953, 19 June 1940, converted with modifications into law 1727, 25 November 1940.

ART. 9. Offenders against the provisions of the present decree will be punished with the sanctions provided for by article 16, R.D.L. 1387, converted into law 486, 19 January 1939.....

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PROTEGÉ PERMANENTE LA CORRESPONDENCIA DE
ESTE TESTIMONIO, COLECCIÓN CONSISTE EN UNA
SUELTA EN UN LIBRO DE GOMA, N.º 10, DEL AÑO 1941.

WILSON, J. S. T. 1900-1920. *On the origin of the species*. London: Longmans, Green & Co.

Per le comitature di seguito, non ad essere elencate, per qualsunque motivo,

stato di guerra.

sentì al 30 luglio 1940 di protezione di diritti per tutte le dureta dell'attuale

stato di guerra, enti o istituti di classificati naturalmente o trattati, tenuti per legge o per decreto alle comitature di bilanci annuali.

7)

Le valutabili dei contatti collettivi di lavoro o delle norme **6057** arte 74-

eccezionali, come altri sindacati e simili di esercizi consigliati, sono da 30 luglio 1940 a corrispondere sotto penalese i formi suli amministratori, soci e mercolisti, enti o istituti di classificati naturalmente o trattati, tenuti per legge o per decreto alle comitature di bilanci annuali.

8)

Le valutabili dei contatti collettivi di lavoro o delle norme **6057** arte 74-

da esercitare a decreti secondo cui collaterali per le prestazioni di servizi e le tariffe, emanate regoliste da altri enti pubbliche autorità, da ordinanze

o) le tariffe, emanate regoliste da altri enti pubbliche autorità, da ordinanze

e) le tariffe, emanate regoliste da altri enti pubbliche autorità, da ordinanze

d) i salarj, di stipendi, i compensi di missione natura certificati a prescindere, nonché dei pubblici esercizi e dei sindacati e simili erittaccenate;

e) i servizi prestati alle armi del 30 luglio 1940 degli elenchi, delle gen-

erale dei rapporti collettivi di lavoro;

f) i servizi prestati alle armi del 30 luglio 1940 per la marina, i servizi, le somme-

estrazioni, le commissariazioni, le forniture e le prestazioni per cui non erano state

trasferiti presso i magazzini militari,

g) i prezzi delle cose, di lavoro, servizi del b. deposito-leone 16 giugno 1940, d. libro 1, costi-

ante nelle leggi 17 gennaio 1939, n. 486, e sul quale gli altri provvedimenti riguar-

danti i prezzi e del prodotto agricolo e industrie e dei servizi delle forniture

e prestazioni di qualche specie;

h) i prezzi delle cose, di lavoro, servizi del b. deposito-leone 16 luglio 1940 per tutte le dureta

ti autorizzate per motivo di queste misure, per lo forniture di eccellenza e anche

i prezzi delle cose, di lavoro, servizi del b. deposito-leone 16 giugno 1940, n. 486, e sul quale gli altri provvedimenti riguardanti i prezzi delle cose, di lavoro, servizi del b. deposito-leone 16 giugno 1940, d. libro 1, costi-

ante stabilito il 26 novembre 1940, n. 1727, di seguenti:

9) i prezzi delle cose, di lavoro, servizi del b. deposito-leone 16 giugno 1940, convertito nella legge

Cittante ha diritto per tutte le dureta dell'attuale stato di guerra alle protezioni dei contingenzi in vigore alle date di entrata in vigore del presente decreto alle stesse condizioni vigenti alla data medesima.

Lo stesso diritto spetta all'assicurato per le titolate dei contratti di assicurazione in caso alla data di entrata in vigore del presente decreto.

Art. 2. Per tutte le durate dell'attuale stato di guerra nessun aumento può essere apportato ai prezzi trattati alla data di ~~entità~~ in vigore del presente decreto per le locazioni d'immobili urbani a qualunque uso destinati, anche se altri effettuarsi succedano nel codimento dell'immobile.

L'affittuario, entro un anno dalla fine della locazione, pubblicherà quanto ebbe corrisposto in precedenza.

Inoltre, fatta eccezione per i casi di inguainamento contrattuale o di altre specificate esigenze del locatore o dei suoi parenti ed affini entro il terzo giorno di nuova locazione di data sorta antiore al 30 luglio 1940, il conduttore ha diritto alla proroga per tutta la durata dell'attuale stato di guerra delle locazioni in corso alla data di entrata in vigore del presente decreto, elle stesse condizioni vigenti alla data medesima.

Per il conduttore in servizio militare, la proroga delle locazioni d'immobili urbani non è assoluta dalle esigenze del locatore o dei suoi parenti o affini entro il terzo grado.

Per gli immobili urbani, ai quali si sono apportate trasformazioni o migliorie escluse però le opere di AMPLIAMENTO DEL RISUCCIO ANTIAEREO, NUOVE QUILLATE, il locatore venga assoggettato a contributi di utilioria per trasformazioni urbane nella zona in cui è situato l'immobile.

Per gli immobili urbani, quando il canone di effitto convenuto sia comprensivo anche di una quota corrispondente al prezzo del servizio di riscaldamento, prezzato dal locatore, questa quota potrà essere determinata, e occorrerà,

dal locatore.

La disposizione di cui al paragrafo precedente è applicabile anche quando il locatore venga assoggettato a contributi di utilioria per trasformazioni urbane nella zona in cui è situato l'immobile.

Per gli immobili urbani, quando il canone di effitto convenuto sia comprensivo anche di una quota corrispondente al prezzo del servizio di riscaldamento, prezzato dal locatore, questa quota potrà essere determinata, e occorrerà,

varietà a base a disposizioni del ministro per le corporazioni.

Nei casi di locazione di immobili urbani con nuovi inquilini o di rinnovazione o rivotazione di quelli in esercizio, sono consentiti aumenti nel canone dell'immobile vigente di affitto di minimo di un terzo multipli composti

BUS

ART.2. Per tutte le durate dell'attuale stato di guerra nessun smento può essere apportato ai prezzi pattuiti alle date di ~~scadenza~~ in vigore del presente decreto per le locazioni d'immobili urbani e, qualunque uso destinati, anche se altri affittuari succedono nel godimento dell'immobile.

L'affittuario, entro un anno dalla fine della locazione, può ripetere quanto abbia corrisposto in eccezione.

Inoltre, fatta eccezione per i casi di inadempiimento contrattuale o di giudizio o di nuova locazione di data certa anteriore al 30 luglio 1940, il conduttore locazione in corso sarà dato di entrata in vigore del presente decreto, alle 24 stesse condizioni vinti alla data medesima.

Per il conduttore in servizio militare, la proroga della locazione d'immobili urbani non è esclusa dalle esigenze del locatore o dei suoi parenti o eritimi entro il terzo grado.

Per gli immobili urbani, ai quali si sono esportate trasformazioni o migliorie escluse per le opere di APPRESTAMENTO DEL VILLAGGIO ANTICO, NONché QUELLI DI RIPULITURA, MANTENIMENTO E GESTIONE DEGLI IMMOBILI, il pretore può, a richiesta del locatore, consentire che all'affitto venga aggiunta una quota composta alla spese sostenuta dal locatore.

La disposizione di cui al paragrafo precedente è applicabile anche quando il locatore venga assorbito a contributi di miglioria per trasformazioni ubicate nelle zone in cui è situato l'immobile.

Per gli immobili urbani, quando il canone di affitto convenuto sia compreso anche di una quota corrispondente al prezzo del servizio di riscaldamento, prestato dal locatore, detta quota potrà essere determinata, e occorreranno, varist a base a disposizioni del ministro per le corporazioni.

Nei casi di locazione di immobili urbani con nuovi inquilini o di rinnovazione o proroga di quelli in uso, sono consentiti aumenti nel canone che il canone di affitto diminuito di un terzo risulti inferiore all'importante vigente dell'immobile sui fabbricati.

In tal caso però il nuovo canone di affitto non potrà essere superiore all'importante aumentato del 50%.

1) Aggiunta sollecitata da R.D. 13 luglio 1942 N° 857

6056

Per la città di Venezia, nel perimetro di cui all'art. I del R.decreto
legge 21 agosto 1937, n.1901, è consentito, l'aumento nel caso che il canone di
affitto, diminuito del 4,22% risulti inferiore all'imponibile vigente dell'impo-
sta sui fabbricati.

In tal caso però il nuovo canone di affitto non potrà essere superiore
all'imponibile aumentato dell'88,24%.

L'aumento consentito deve essere richiesto dal locatore al conduttore
prima dell'inizio della nuova locazione, o della sua rinnovazione o proroga.

Qualora l'imponibile si riferisca ad immobili divisi in parti separate-
mente locate, il raffronto previsto come sopra sarà fatto tra l'anzidetto imponibile
e la somma dei canoni di locazione corrisposti dai singoli affittuari o pre-
sunti dall'Ufficio tecnico erariale per le parti non locate. L'aumento consentito
sarà ripartito proporzionalmente all'ammontare dei singoli canoni di locazione
corrisposti o presunti.

In tutti i casi in cui manchi l'imponibile o il canone di affitto, essi
potranno essere determinati dall'Ufficio tecnico erariale con riferimento alla
data del 30 luglio 1940.

L'imponibile sarà determinato per le singole unità immobiliari urbane
definite dall'art. 2 del R.decreto-legge 13 aprile 1939; n.652.

Art. 3. Per le locazioni di fondi rustici, quando il canone consista in una
data quantità e qualità di determinati prodotti agricoli, è vietato, per tutta la
durata dell'attuale stato di guerra, di aumentare la quantità di prodotti pattuita
alla data di entrata in vigore del presente decreto o di esigere che si corrispon-
da una qualità di prodotti superiore a quella convenuta alla data stessa.

Quando trattasi di canoni di affitto convenuti in denaro,
con riferimento, per la determinazione dei loro ammontare, ai prezzi di determi-
nate qualità e quantità di prodotti agricoli, fissate in contratto, è fatto divieto
per tutta la durata dell'attuale stato di guerra, di aumentare la quantità o
di esigere che si faccia riferimento a qualità superiori a quelle che risultino
convenute alla data di entrata in vigore del presente decreto.

Quando trattasi di canoni convenuti in una determinata somma di denaro,
senza riferimento a prodotti, è vietato, per tutta la durata dell'attuale stato di
guerra, di aumentare la somma che risultò pattuita alla data di entrata in vigore
del presente decreto.

Nulla è innovato alle disposizioni dell'art. 32 della legge 28 novembre 1940,
n.1127, per quanto riguarda la proroga delle locazioni di fondi rustici fino al
termine dell'annata agricola 1940 e 1941.

Si applicano anche alle locazioni di fondi rustici le disposizioni del
5° e del 6° comma dell'art. 2 circa le trasformazioni e migliorie.

L'affittuario entro un anno dalla fine della occasione può ripetere quanto abbia corrisposto in eccedenza.

ART.4. I contratti riguardanti locazioni di fondi rustici che stabilivano come termine iniziale dell'affittanza l'annata agraria 1940-41 e che non hanno potuto avere inizio alla predetta epoca per le sopravvenute disposizioni del Regio decreto-legge 19 giugno 1940, n.953, avranno esecuzione con l'annata agricola 1941-42 per il rimanente periodo previsto nei contratti stessi, a meno che l'affittuario non faccia pervenire al proprietario rinuncia scritta entro 60 giorni dalla pubblicazione del presente decreto.

ART.5. I divieti previsti dal presente decreto per le locazioni dei fondi rustici si applicano anche agli affitti dei pascoli, tanto se la durata di essi è poliennale, quanto se è annuale o stagionale.

Per la vendita d'erba in piedi dei pascoli si applicano le norme dell'art. I del presente decreto.

ART.6. Sono prorogate per tutta la durata dell'~~attuale stato di~~ guerra le disposizioni degli articoli 5 e 6 del R. decreto-legge 19 giugno 1940, n.953, convertito nella legge 26 novembre 1940, n.1/27, riguardanti le demolizioni di fabbricati, la costruzione di edifici privati, i nuovi impianti industriali e gli ampliamenti o le modifiche di quelli già esistenti.

Dal divieto di nuove costruzioni di cui al citato art.5. del R.decreto-legge 19 giugno 1940,n.953, sono peraltro esclusi i lavori di modifica e trasformazioni di stabili esistenti, nonché i lavori di ampliamento degli stabili stessi quando il volume dei nuovi locali costituenti l'ampliamento non ecceda il 10% del volume complessivo del fabbricato preesistente, ed infine i lavori di costruzione, riassetto ed ampliamento di impianti e magazzini destinati alla conservazione e lavorazione dei prodotti agricoli.

ART.7. Restano in vigore, in quanto non siano in contrasto con quelle del presente decreto, le disposizioni del R.decreto-legge 16 giugno 1938, n.156/, convertiti nella legge 19 gennaio 1939, n.486, sulla disciplina dei prezzi, le disposizioni della legge 21 ottobre 1940, n.1266, sulle modificazioni di prezzi per i cereali di produzione 1940 soggetti ad ammasso; nonché le disposizioni del R.decreto-legge 27 dicembre 1940, n.1716, sui prezzi dei generi alimentari.

ART.8. Nulla è innovato alle disposizioni del R.decreto-legge 12 dicembre 1940, n.1939, contenute le norme integrative del R.decreto-legge 19 giugno 1940, n.953, convertito con modifiche nella legge 26 novembre 1940, n.1/27.

ART.9. Chiunque violi i divieti stabiliti del presente decreto è punito con le sanzioni previste dall'art.16 del R. decreto-legge 16 giugno 1938, n.156/, convertito nella legge 19 gennaio 1939, n.486, salvo l'applicazione, quando ne ricorra

no gli estremi del R.decreto-legge 27 dicembre 1940,n.1719.

Indipendentemente dal procedimento penale, è dovuto il rimborso dello indebito per cento, purgè sia chiesto dalla parte interessata entro l'anno dall'avvenuta percezione, salvo quanto è disposto dal presente decreto nei riguardi delle locazioni di immobili urbani e di fondi rustici.

Questo decreto andrà in vigore il giorno della sua pubblicazione nella Gazzetta Ufficiale del Regno e sarà presentato alle assemblee legislative per la sua conversione in legge.

Il ministro proponente è autorizzato alla presentazione del relativo disegno di legge.

Translation.

Royal Decree Law 1189, 29 August 1942 - Provisions concerning and regulating
the sub-leasing of empty or furnished apartments and additional rules to
Royal Decree Laws 142, 12 March 1941, and 200, 24 March 1942

(Published in the Official Gazette 253, 25 October 1942.)

ART. 1. For the whole duration of the present state of war prices for
sub-leasing rooms or empty or furnished apartments, ruling as at 30 July 1940,
cannot be raised.....

(ART. 1 gives rules under which owners of apartments and rooms, and in what
localities can ask for increased rentals or revision of the rental contract.)

ART. 2. (Same as Art. 1.)

ART. 3. (Rules Concerning the valuation of furniture and
fittings of furnished rooms and apartments, etc)

ART 4; and following (rules concerning modalities for the
the increasing the rents of apartments and rooms, empty
or furnished, etc)

605?

(translation)

copy

URGENT
MINISTRY OF PUBLIC WORKS

File No. 4226

Salerno 14 April 44

Rao

To the Presidency of the
Council of Minister
Salerno

and for information to :

the Director of the P.W.A.U. Sub-Com
Lt Col L.A. Jenny

subject : Publications of Decrees

After the examination made by the Council of Ministers
and before the publication in the Official Gazette of the Royal Decree
Law containing regulations concerning the reduction in the
consumption of electric energy, the legislative office of this Presi-
dency has made some modifications to the text previously prepared
by this Ministry, in agreement with Lt. Col. Jenny, Director of
the P.W.A.U. Sub-Commission, ACC.

For such modifications, made without his consent, such a
Director has demonstrated his dissatisfaction.

We beg, therefore, to take note that in similar cases
when, even for only formal reasons, should be considered necessary to
introduce changes or add things to texts previously agreed upon with
Col. Jenny, it will be necessary, before the publication in the
Official Gazette, to inform him, to obtain his consent directly or
even better through this Ministry.

A kind note of acknowledgement on this matter will be appreciated.

de la P. de O. THE MINISTER
Copy *14/4* (signed) De Ora

order file Chap. 14/4

G051



Salerno, 14 APR. 1944

MINISTERO
DEI
LAVORI PUBBLICI

ALLA DIREZIONE
DEL CONSIGLIO DEI MINISTRI
3 ALLEGATO

URGENTI

e, per conoscenza:

Prot. N. 1266 Dir. AL DIR. DI DIRETTORE
Anagraf. N. _____
Esporta al foglio del _____ S. _____
Dir. _____
OGGETTO
I utilizzazioni Decreti - MATOLI

Dopo l'esame de parte del Consiglio dei ministri e prima della pubblicazione nella Gazzetta Ufficiale del Reg. Lette contiene norme per la limitazione del consumo dell'energia elettrica, l'ufficio legislativo di questa Presidenza ha apportato alcune modifiche al testo predisposto da questo Ministero, di accordo col Lt. Col. Jenny, direttore della sotto-commissione alleata di Controllo dei Lavori e Servizi pubblici.

Per tali modifiche, esortate senza il suo preventivo assenso, il dottor direttore ha dimostrato il suo disappunto.

Si prega, pertanto, render noto che in casi analoghi, valore, anche per ragioni di semplice forza, si reputasse necessario introdurre aggiunte o varianti al testo previamente concordato col Lt. Col. Jenny Scorrer-

AL SIG. DIRETTORE
DIREZIONE SOTTOCCOSSIONI ATTIVITÀ DI
CONTROLLO DEI LAVORI E SERVIZI PUBBLICI
OGGETTO
pubblicazioni Decreto = VAIOLI

Dopo l'essere la parte del Consiglio dei Ministri
e prima della pubblicazione nella Gazzetta Ufficiale
del 3.11.1966 contenente norme per la limitazione del
consumo dell'energia elettrica, l'ufficio legislativo
di coiedata Presidenza ha apportato alcune modifiche al
testo redatto da questo ministero, di accordo col
Lt.Cpl.Jenny, direttore della sottocommissione alleas-
ta di Controllo dei Lavori e Servizi Pubblici.

Per tali modifiche, soprattute senza il suo preven-
tivo assenso, il detto direttore ha dimostrato il suo
disappunto.

Si prega, pertanto, tener nota che in casi analoghi,
anche per ragioni di semplice forma, si
potrebbe necessario introdurre acciunte o varianti al
testo preventivamente concordato col Lt.Cpl.Jenny
che, prima della pubblicazione nella Gazzetta Ufficiale,
renderlo informato per uno bensimile, o direttamente o
preferibilmente per tramite di questo ministero.
Si pregherà di correggere segno di assicurazione al
riguardo.

IL DIRETTORE
Carlo De Giorgi

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works and Utilities Sub-Commission
APO 394

APC/ac

ACO/1st/PWU

14 April 1944.

Subject : Gazzette Ufficiale No 17 of 5 April 44.

To : Economic Section

Ref. Memo ACO/3030/1 dated 10 April 44, from Legal
Sub-Commission.

Our return is "NIL".

Get
S.E. MUNICIPAL,
I.t. Col. R.F.
Dep. Director.

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AM/in

HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Works & Utilities Sub-Commission
APO 394

13 April 1944

ACC/134/PWU

Subject : Gazzetta Ufficiale N. 16 of 29 Mar. 44.

To : Economic Section.

Ref. None. ACC/4010/L dated 10 April 44 from Legal
Sub-Commission.

Our return is "NIL".

Q
MR 6048
G.K. RHODES
Lt. Colonel
Deputy Director.

ALLIED MILITARY GOVERNMENT
INTER OFFICE MEMO

APR/cw

From: Public Works & Utilities Sub-Com.

FILE No.

ACC/134/PW

SUBJECT: Gazzetta Ufficiale.
TO: Economic Section.

6 April 44

1. Reference letter from Legal Sub-Com ACC/4010/L, dated 3 April 24.
2. Our return on this subject is "NIL".

ACB
G. E. RHODES.
fr Lt. Col. R. E.
Dep. D 66/7

785019

Public Policy and Sustainable Information

1954. *Journal of Paleontology*, v. 28, no. 4, May-June.

Büro für Club-Contagion

• 200 •
the first time he had seen the man, he had been
so deeply interested in his conversation with
the other two men that he had not noticed
the arrival of the fourth man.

which will commence Friday the 1st of May to follow a course of 100 miles through the mountains of the Colorado River, and will be followed by a return trip to the same route.

to do away with the basis of our method of approach to be used
liberal in every respect. We are of the opinion that all that can really
be done is to make a general

(1) The compilation of such parts of the present decree relating to water, gas and electric utilities.

(a) In particular, Senator Smith has called for the establishment of a national commission to study problems of public welfare and public health and to make recommendations for the improvement of public welfare services.

(b) In the Army Long March of the Tatars are 6000 men.

proposed Octant Survey, 1850, the hydrographer, to the double scale of one-half mile.

785019

It is necessary to repeat what instructions at this time, that we are pleased to do in addition to what we do now on each bill separate the solicitor of the previous bill from the agent not to charge legal rates at a time he inspects the premises. We do not plan to allow anything for advertising on bonds, which may be extended to cover some of the claims and pictures to be exhibited.

to have won the basin of our method of governing so far dividing us in any respect, were of the opinion that all that is needed is to make bold strokes for

- (1) The cancellation of such parts of the present agreement referred to water, gas and electric utilisation.

(2) Standing item:

 - (a) In its present territory applications for incorporation must be submitted to the Provincial Comptroller Civil for transmission to the Minister of Public Works and the public works and utilities sub-commission, A.O.C.
 - (b) To the Army Board north of the railway and in municipalities for towns are to be addressed to the Provincial Commissioner, A.O.C. for transmission to the Railway Board and Utilities sub-commission, A.O.C.

CERTIFICAT DE VERTUÉ D'UN HOMME DE TITRE

These silvered and gilt books were sent to me according to plan.
I am sending you one or two more books on my return from
London, Oct. 15, 1902.

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ALLIED MILITARY GOVERNMENT
INTER OFFICE MEMO

From: Public Works & Utilities Sub-Com.

SUBJECT: Gazzetta Ufficiale. FILE ACC/134/PWU
TO: Economic Section. 2 April 44.
¹⁹⁴

1. Reference letter from Legal Sub-Com. Ref. ACC/4010/L, dated 29 March 44.
2. Our return on this subject is "NIL".

APR
G. E. RHODES.
Lt. Col. R. E.
Dep. Dir. G.U.M.

ALLIED MILITARY GOVERNMENT
INTER OFFICE MEMO

AEP/cw

From: Public Works & Utilities Sub-Commission

SUBJECT: Fascist Organisation.

Ref. No. ACC/157/PWU

TO: Legal Sub-Commission.

Date: 28 Mar 44.

1. Reference your ACC/4082/L dated 18 March 44.
2. Our return is "MIL".

L. A. JENNY.
Lt. Col. C. E.
Director.

6044

17 MAR 1944

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17

/gmf

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommission
AFO 394

ACC/4113/L
ACC/060/PWU

17 March 1944.

SUBJECT: Republication of Decree on Electric Rationing.

TO : Public Works and Utilities Subcommission.

1. Ref your ACC/060/PWU of 11 March 44.
2. The procedure for republication of Italian Decrees in AMG territory is set out in the Memorandum of the Deputy Chief Commissioner No. 47/AS of 5 March 44 on Italian Legislation, a copy of which was distributed to all Subcommissions.
3. If you file the return referred to under 3c of the above mentioned Memorandum, this Subcommission will take all steps necessary for the extension of the decree on Electric Rationing to occupied territory.

Magistrate Major
G. R. UPJOHN
Colonel
Chief Legal Officer.

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