

ALLIED MILITARY GOVERNMENT

BRITISH - UNITED STATES ZONE
FREE TERRITORY OF TRIESTE



OFFICIAL GAZETTE

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ALLIED MILITARY GOVERNMENT

British - United States Zone - Free Territory of Trieste

Order No. 386

COMPENSATION DUE TO RETIRED OFFICIALS CHARGED WITH TESTS

WHEREAS it is considered advisable to fix the compensation payable to retired officials of the Administration of Public Works and of other Administrations, who are inscribed in a special list kept by the Department of Public Works, for tests carried out on behalf of the said Department, in that Zone of the Free Territory of Trieste administered by the British-United States Forces (hereinafter referred to as the "Zone"),

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

O R D E R :

ARTICLE I

COMPENSATION DUE TO RETIRED OFFICIALS CHARGED WITH TESTS

Retired officials of the Administration of Public Works and of other Administrations, who are inscribed in the special list kept by the Department of Public Works, Allied Military Government, shall be paid for tests carried out by them on behalf of the said Department, a compensation for each commission being calculated in units which, as a rule, shall not exceed eight units according to the schedule set forth in Article II hereof. The number of units to be paid in each case shall be determined after hearing the Head of the Office which ordered the test, taking into account the deskwork necessary for the compilation of reports on the findings and of the testing certificates, for audits and other accessory work.

Where the tests require excessive deskwork owing to the amount of accounts to be checked or to the complexity and number of reservations or to any other reasons, the tester may, by way of exception and after hearing the „Ispettore Generale“ of the „Genio Civile“, be accorded a higher number of units of compensation.

Where the aforesaid officials in carrying out a commission are required to leave the area of the Commune in which they normally reside, they shall be paid, in addition to the daily fees and the travelling and sojourn indemnities due to officials in active service enjoying the grade to which they belonged at the time of retirement, one unit of compensation as set forth in Article II hereof for each day or fraction thereof spent outside their place of habitual residence and strictly necessary for the carrying out of the commission.

The total amount of compensation to be accorded monthly to each tester may not exceed sixty units.

ARTICLE II

RATE OF COMPENSATION

The rates of the units of compensation are hereby fixed as follows :

for former officials of the grades IV and V	Lire 800
for former officials of the grade VI	Lire 700
for former officials of the grades VII, VIII, IX and X ..	Lire 600

As regards former officials who were retired without being entitled to pension the aforesaid rates shall be doubled.

ARTICLE III

MODIFICATION OF RATES OF COMPENSATION

The rates of compensation set forth in Article II may be increased or reduced by a percentage by order of the Chief, Department of Public Works, to be issued in agreement with the Chief, Department of Finance, so as not to exceed the average variations of salaries, of the cost of living indemnities and of the pensions of State employees of the same grade.

ARTICLE IV

APPLICABILITY OF THIS ORDER

The provisions of the preceding Articles shall be applicable to commissions granted at the effective date of this Order provided they have not been completed.

The provisions of the R.D. 6 February 1927, No. 268, in so far as inconsistent with this Order, are hereby repealed.

ARTICLE V

EFFECTIVE DATE

This Order shall come into effect on the date it is signed by me.

Dated at TRIESTE, this 30th day of November 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army
Director General, Civil Affairs

Order No. 338

EXTENSION OF AGRICULTURAL CONTRACTS

WHEREAS it is deemed advisable and necessary to provide for the extension of agricultural contracts within that part of the Zone of the Free Territory of Trieste administered by the British-United States Forces (hereinafter referred to as the „Zone“),

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

O R D E R :

ARTICLE I

EXTENSION OF AGRICULTURAL CONTRACTS

The verbal and written contracts of metayage („mezzadria“), farm leasing on shares („colonia parziaria“) and crop sharing („compartecipazione“) agreed upon with manual cultivators, as well as leases stipulated by direct tenant farmers, even when combined in associations, are hereby extended until the end of the agricultural year 1948/1949.

ARTICLE II

EXEMPTION FROM EXTENSION

As to the contracts of proper metayage, the extension shall not be applicable, in addition to the cases set forth in Article III of Order No. 141 dated 3 June 1946, as amended by Order No. 406 (141 B) dated 2 July 1947, when the working capacity of the metayer's family has become considerably disproportionate to the needs of the cultivation of the land and that the owner has given or will give due notice of termination during the agricultural year 1947/1948.

The insufficient working capacity shall, however, not bar the extension of the contract when the metayer obliges himself to permanently readjust within thirty days the disproportion. In any case, the metayer shall be entitled to the extension of the contract when he had not been replaced by another metayer within two months from the effective date of this Order.

ARTICLE III

SHARING OF PRODUCTS AND SETTLING OF ACCOUNTS

The sharing of products and the settling of accounts in the agricultural year 1947/1948 shall be regulated by the rules set forth in the „Agreement of truce in metayer system relations“, dated 24 June 1947 and extended to the Zone by Order No. 428 dated 25 July 1947.

ARTICLE IV

ADDITIONAL SERVICES

Services consisting in gratuitous work due by the metayer or „colono“ as a personal duty and not pertinent to regular cultivation of the land, gifts and rewards due for poultry, sheep, or pigs kept for breeding, according to local custom, for the needs of the family, shall be suspended during the truce in metayer system relations referred to in the preceding Article.

ARTICLE V

LEGISLATIVE DECREE 1 APRIL 1947 No. 277

The provisions contained in L. D. 1 April 1947, No. 277, and extended to the Zone by Order No. 430 dated 15 July 1947, shall remain in effect also during the agricultural year 1947/1948.

ARTICLE VI

RENTS FIXED WITH REFERENCE TO THE PRICE OF WHEAT

As to the rents fixed with reference to the price of wheat, such price is hereby determined, for the agricultural year 1947/1948, at Lire 4,375 per quintal.

Any tenant who is obliged by the contract to pay the rent in wheat shall be entitled to convert such rent in kind into the corresponding rent in money referred to the price of wheat as fixed in the preceding para.

ARTICLE VII

DECISIONS ON DISPUTES

Disputes arising from the application of this Order shall be decided upon by the Commissions referred to in Article IV of Order No. 141 dated 3 June 1946.

ARTICLE VIII

EFFECTIVE DATE

This Order shall come into effect on the date of its publication in the Official Gazette.

Dated at Trieste, this 2nd day of December 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army
Director General, Civil Affairs

Order No. 371

INCREASE OF MAXIMUM LIMITS OF EARNINGS FOR THE PURPOSE OF COMPUTING THE CONTRIBUTIONS FOR FAMILY ALLOWANCES

WHEREAS by General Order No. 68 dated 23 July 1946 provision was made for an increase of the maximum limits of earnings for the purpose of computing the contributions for family allowances established by Article VII of General Order No. 47 dated 20 March 1946, and

WHEREAS it is considered necessary to provide for a further increase of said limits within the Zone of the Free Territory of Trieste administered by the British-United States Forces,

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

ORDER :

ARTICLE I

Except for the provisions established in Article II hereof for the Industrial Sector, the maximum limits of earnings up to which the contributions for family allowances shall be computed, are hereby increased as follows :

a) monthly earnings	18,750 Lire
b) fortnightly (14 or 15 days earnings)	9,375 "
c) weekly earnings	4,687 "
d) daily earnings	750 "

ARTICLE II

Section 1.— As to the Industrial Sector, the daily earnings up to which the contributions for family allowances shall be computed, is hereby fixed at Lire 750.

Section 2.— When the earnings refer to all days included in the monthly, fortnightly (14 or 15 days) or weekly pay periods, the contributions shall be due on the daily earnings determined in Article I Section 2 of Order 128 dated 27 January 1948 respectively for 26, 13, 12 and 6 days.

Section 3.— When the number of days actually paid is lower than that indicated for each pay period in the preceding Section, the contribution shall be due for the number of days for which payment has been made.

ARTICLE III

This Order shall come into force on the date of its publication in the Official Gazette and be effective from the first pay period subsequent to 30 September 1948.

Dated at TRIESTE, this 3rd day of December 1948.

RIDGELY GAITHER
Brigadier General, U. S. Army
Director General, Civil Affairs

Order No. 373

INCREASE OF FEES FOR TESTING OF LIFTS AND CARGO-ELEVATORS

WHEREAS it is considered necessary to increase the fees due for the first testing and for periodical and special inspections of lifts and cargo-elevators formerly established by Order No. 116 dated 27 January 1948 in that Zone of the Free Territory of Trieste administered by the British-United States Forces,

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

ORDER :

ARTICLE I

INCREASE OF FEES FOR TESTING OF LIFTS AND CARGO-ELEVATORS

With effect from 1 August 1948, the fees for the testing of lifts and cargo-elevators as established in Article II of Order No. 116 dated 27 January 1948 are hereby doubled.

ARTICLE II

EFFECTIVE DATE

This Order shall become effective as from the date of its publication in the Official Gazette.

Dated at TRIESTE, this 3rd day of December 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army
Director General, Civil Affairs

Order No. 374

TURNOVER TAX ON POULTRY EGGS, POULTRY, RABBITS AND GAME

WHEREAS it is deemed advisable to establish special taxation rules for the collection of the turnover tax on poultry eggs, poultry, rabbits and game within the Zone of the Free Territory of Trieste administered by the British-United States Forces,

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

O R D E R :

ARTICLE I

The turnover tax on trading transactions concerning poultry eggs, poultry, rabbits and game shall be paid once only at the time of the transfer for consumption (immissione in consumo) of the said commodities at the rates and in conformity with the rules established in the following Articles.

„Transfer to consumption“ shall be construed to mean :

- a) the purchase of the said commodities by retailers or pedlars, including firm or factory canteens and the like ;
- b) the purchase of the said commodities by any person who, being engaged in the carrying on of a commercial or industrial activity (hotels, restaurants, cafès, pastry-shops, boarding-schools, firm or factory canteens and the like), directly consumes them for his own trade or industry ;
- c) the purchase of the said commodities by industrialists who provide for the processing of such commodities ;
- d) the purchase of the aforesaid commodities from wholesalers or commission-agents by private consumers.

ARTICLE II

Section 1. — On the commercial transactions set forth in Article I hereof the turnover tax, including the extraordinary additional turnover tax established by Order No. 108 dated 27 December 1947, shall be payable at the rate of 4% in respect of eggs and at the rate of 6% in respect of poultry, rabbits and game. The tax shall be paid by the seller on the basis of the invoice, note, account or other equivalent document to be delivered to the purchaser in duplicate as provided for by Article 15 of R.D.L. 3 June 1943, No. 452.

Section 2. — The turnover tax, including the extraordinary additional turnover tax, payable by means of revenue stamps or, in substitution thereof, through the Postal Current Accounts service shall be applied in accordance with the following rules, under the observance of the provision set forth in the Regulations approved by R. D. 26 January 1940, No. 10 :

- a) if the aggregate amount of the tax does not exceed, for each receipt, Lire 100 : exclusively by affixing the relative revenue stamps ;
- b) if the said amount exceeds, for each receipt Lire 100 and does not exceed Lire 2000 : by revenue stamps or by Postal Current Accounts, at the taxpayer's option ;
- c) if the said amount exceeds Lire 2000 for each receipt : exclusively by means of the Postal Current Accounts service.

Where, under standing regulations, the turnover tax is payable solely by means of revenue stamps, the taxpayer shall be allowed to pay it also through the Postal Current Accounts service provided that the relative amount shall exceed Lire 100 for each receipt.

Section 3. — If the purchase, however, is made from producers, the tax shall be paid by the purchaser on the basis of an appropriate register into which all quantities of commodities purchased (separately for each category) shall be daily entered together with the seller's name and the purchase price. Not later than Monday of every week the party concerned shall

recapitulate the partial totals of purchases made on each single day of the previous week and shall pay the amount due on the relative grand total in conformity with the provisions of Section 2 of this Article.

Section 4. — The register referred to in the foregoing Section shall be presented, before being used, to the appropriate Registry Office for the formalities required by Article 112 of the Regulation approved by R.D. 26 January 1940, No. 10.

ARTICLE III

The tax paid in conformity with the foregoing Article absorbs the tax which would be due on trading transactions concerning eggs, poultry, rabbits and game made before the transaction in respect of which the tax is collected, excluding, however, the import of such products, for which the tax is payable on the basis of the rate established for each product.

On retail sales of eggs, poultry, rabbits and game as well as on retail sales of products obtained from the processing of same, the tax shall be paid in accordance with standing regulations, independent of that paid in conformity with the special taxation rules established by this Order.

ARTICLE IV

This Order shall come into force on the day it is signed by me and its provisions shall have effect until 31 December 1948.

Dated at TRIESTE, this 3rd day of December 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army
Director General, Civil Affairs

Order No. 382

AMENDMENT TO ORDER No. 294

WHEREAS it is deemed advisable and necessary to modify Article I of Order No. 294 dated 14 July 1948, in that Zone of the Free Territory of Trieste administered by the British-United States Forces,

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

O R D E R :

ARTICLE I

Article I of Order No. 294 dated 14 July 1948 is hereby cancelled and substituted by the following :

„The aggregation of the private personnel employed by Sales Offices, Warehouses and

Shops of the State Monopoly with „Cassa Unica per gli Assegni Familiari“ as provided for by Ministerial Decree 3 January 1948, is hereby repealed, with effect from 1 October 1945.“

ARTICLE II

This Order shall become effective on the date of its publication in the Official Gazette.

Dated at TRIESTE, this 3rd day of December 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army

Director General, Civil Affairs

Order No. 383

LIMIT OF THE MAXIMUM ANNUAL WAGES IN RESPECT OF WORKERS OF MARITIME SHIPPING AND MARITIME FISHING ENTERPRISES FOR THE PURPOSE OF COMPUTING THE LIQUIDATION OF ANNUITIES FOR PERMANENT DISABILITY AND ANNUITIES TO THE SURVIVORS

WHEREAS it is deemed advisable and necessary to fix the maximum of annual wages in respect of workers of maritime shipping and maritime fishing enterprises referred to in Article I, letter (c) of Order No. 300 dated 19 July 1948 in that Zone of the Free Territory of Trieste administered by the British-United States Forces,

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

ORDER :

ARTICLE I

For the purpose of computing the liquidation of the annuities due for permanent disability and annuities to the survivors, the maximum annual wages in respect to workers of maritime shipping and maritime fishing enterprises shall be fixed as follows :

Lire 95,000	for Shipmasters and Chief Engineers
Lire 80,000	for Chief Officers and Engineers
Lire 70,000	for other Officers
Lire 60,000	for Petty Officers and sailors

ARTICLE II

This Order shall become effective on the date of its publication in the Official Gazette.

Dated at TRIESTE, this 3rd day of December 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army

Director General, Civil Affairs

Order No. 394

AUTHORITY TO CHIEF, DEPARTMENT OF TRANSPORTATION, TO AMEND AND MODIFY CONDITIONS AND TARIFFS ON RAILWAYS AND TO PUBLISH A „BOLLETTINO COMMERCIALE“ RELATING THERETO

WHEREAS it is considered advisable and necessary to give authority to the Chief, Department of Transportation, Allied Military Government, to amend and modify conditions and tariffs on railways and to publish a „Bollettino Commerciale“ relating thereto in that Zone of the Free Territory of Trieste administered by the British-United States Forces (hereinafter referred to as the „Zone“).

NOW, THEREFORE, I, RIDGELY GAITHER, Brigadier General, U. S. Army, Director General, Civil Affairs,

O R D E R :

ARTICLE I

AUTHORITY TO AMEND AND MODIFY CONDITIONS AND TARIFFS RELATING TO RAILWAY TRANSPORTATION AND TO PUBLISH THE „BOLLETTINO COMMERCIALE“

Section 1. — The Chief, Department of Transportation, Allied Military Government, is authorized to amend and modify when necessary the existing conditions and tariffs relating to transport of goods and persons by rail and to publish such amendments and modifications in the „Bollettino Commerciale“ referred to in Section 2 hereof.

Section 2. — The Chief, Department of Transportation, Allied Military Government, is authorized to publish a „Bollettino Commerciale“ which shall contain the amendments and modifications of the conditions and tariffs relating to transport of goods and persons by rail, licenses, and notices concerning transportation by rail and sea and all relevant matters connected therewith. The „Bollettino Commerciale“ shall be on sale to the public at the „Ufficio Cassa“ of the Central Railway Station of Trieste.

ARTICLE II

EFFECTIVE DATE

This Order shall come into force on the date of its publication in the Official Gazette and shall be effective as from 1 September 1948 (the date of the publication of „Bollettino Commerciale“ No. 1).

Dated at TRIESTE, this 3rd day of December, 1948.

RIDGELY GAITHER

Brigadier General, U. S. Army
Director General, Civil Affairs

Notice No. 29

MINIMUM WAGES FOR PERSONNEL EMPLOYED IN HORSE MEAT BUTCHERIES

Notice is hereby given that the Minimum Wage Board established pursuant to Order No. 63, dated 1 December 1947, has issued, in respect of personnel employed in Horse meat butcheries, the following Award approved by the Department of Labor on 22 November 1948.

L O D O :

ARTICOLO I

E' estesa ai dipendenti dai titolari di macellerie di carne equina non iscritti all'Associazione fra Commercianti di Prodotti Zootecnici, la tabella salariale del contratto per i dipendenti da macellerie di carne bovina, stipulato il 15 ottobre 1947, che qui sotto si riporta integralmente:

- | | |
|---|-------------------|
| 1) Gerente con più di tre dipendenti | L. 14.800 mensili |
| 2) Gerente con meno di tre dipendenti | L. 13.600 mensili |
| 3) Cassiera di negozio | L. 8.480 mensili |
| 4) Banconiere | L. 2.800 mensili |
| 5) Aiuto banconiere — uomo di fatica | L. 2.400 mensili |
| 6) Apprendisti: | |
| nel I anno di servizio il 25% | |
| nel II anno di servizio il 40% | |
| nel III anno di servizio il 60% del salario base dell'aiuto banconiere. | |

ARTICOLO II

Alla stessa categoria è esteso l'articolo 3 del contratto nominato nell'articolo precedente, che si riporta integralmente:

L'orario normale di lavoro è fissato in 8 ore giornaliere e 48 settimanali. Il lavoro straordinario, intendendosi per tale quello prestato oltre l'orario normale giornaliero stabilito dalle varie aziende entro i limiti sopra specificati, viene retribuito con lo stipendio, rispettivamente salario base, maggiorato dalle seguenti percentuali:

- 25% per le prime due ore;
- 50% per le successive tre;
- 75% per le ulteriori.

A tali effetti la quota oraria per il calcolo del lavoro straordinario si otterrà dividendo lo stipendio per 200 ed il salario per 48. Il lavoro svolto nelle domeniche (nel periodo invernale) oppure nelle giornate di riposo compensativo, verrà retribuito con la maggiorazione del 50%.

ARTICOLO III

Alla categoria è pure esteso l'Articolo 5 del suddetto contratto che si riporta:

Gli stipendi ed i salari di cui all'Articolo 2 sono da considerarsi iniziali.

Negli anni successivi il personale di cui ai numeri 1, 2, 3 e 4 dell'Articolo 2 avrà diritto ad 8 scatti biennali da concedersi rispettivamente all'inizio del 3.o, 5.o, 7.o, 9.o, 11.o, 13.o, 15.o e 17.o anno di servizio e del seguente ammontare:

Gerenti: L. 627.50 per scatto, per un ammontare complessivo di L. 5020.—

Cassiera di negozio: L. 350.— per scatto, per un ammontare complessivo di L. 2800.—

Banconiere: L. 125.— settimanali per scatto.

Il personale operaio avrà diritto a tre scatti triennali pari al 2% del salario da concedersi rispettivamente all'inizio del 4.o, 7.o e 10.o anno di servizio.

ARTICOLO IV

Detto personale ha pure diritto all'indennità di contingenza nella misura e nella forma fissata dall'Articolo 6 del suddetto contratto, che si riporta:

Il personale di cui al presente accordo ha altresì diritto all'indennità di contingenza nella forma e nella misura stabilita dall'accordo generale per la corresponsione dell'indennità di contingenza ai lavoratori del commercio stipulato in data 13 settembre 1947 e sue successive modificazioni.

ARTICOLO V

Detto personale ha ancora diritto alla gratifica natalizia nella forma e nella misura fissata nell'Articolo 10 del suddetto contratto, che si riporta:

La vigilia di Natale di ciascun anno le aziende corrisponderanno al personale non impiegatizio una gratifica natalizia nella misura di 25 giornate di salario e di indennità di contingenza.

Per gli impiegati la tredicesima mensilità verrà corrisposta sulla base della retribuzione mensile globale di fatto.

Nel caso di inizio o di cessazione del rapporto di lavoro nel corso dell'anno, saranno corrisposti tanti dodicesimi della gratifica natalizia o della tredicesima mensilità per quanti sono i mesi di servizio prestati presso l'azienda, computandosi come mese intero le frazioni di mese superiori a 15 giorni.

ARTICOLO VI

Il lodo decorre dal 1 novembre 1948 e avrà la durata del contratto per i dipendenti da macellerie di carne bovina, stipulato il 15 ottobre 1947. All'atto della sostituzione di tale contratto con un altro, o nel caso di modificazione degli articoli dello stesso qui riportati, il presente lodo sarà sostituito da un altro emesso ai sensi dell'Ordine N. 63 e avente la stessa decorrenza del nuovo contratto o delle modificazioni cui sopra si accenna.

Letto, sottoscritto e confermato.

Trieste, 2 novembre 1948.

I COMPONENTI

Firmato: avv. Walter Levitus, Presidente
dott. Livio Novelli, componente
Alfredo Coslovich, »
Oscar Polacco, »
Guerrino Cernecca, »
Dott. Nicolò Pase, cons. Tecnico
Giovanni Poli » »

Department of Labor

Approved 22 November 1948

LIONEL H. BAILEY

Capt. Inf.

Dated at TRIESTE, this 29th day of November 1948.

R. G. HUMPHREY

Major, F. A.

Chief, Department of Labor

Notice No. 26

MEASURES TO BE TAKEN AGAINST COLORADO (POTATO) BEETLE

The Agriculture and Fisheries Office, Allied Military Government, give notice that:

1. — The campaign against the Colorado beetle (*Leptinotarsa decemlineata* Say) is declared to be compulsory within the British-United States Zone of the Free Territory of Trieste.

2. — Any person who in any Commune of the Zone discovers that the Colorado (Potato) beetle has appeared, is obliged to notify immediately the Agriculture and Forestry Experimental Center either verbally or in writing. Such notification may be made to the Sindaco of the Commune concerned.

3. — In the event of such notification being made the Agriculture and Fisheries Office will — on the request of the Experimental Center — by notice formerly declare the Commune in which the Colorado (Potato) beetle has been found to be an infected area. Thereafter the owners and any land tenant will notify the Sindaco of any further discoveries of the Colorado (Potato) beetle, and will comply with the instructions issued by the Agriculture and Forestry Experimental Center, as to the protective measures to be taken.

4. — The measures against the Colorado (Potato) beetle shall be carried out by means and at the expense of the farmers concerned or if need be by means of a „Consorzio for the protection of Agriculture“ to be constituted as provided for by Article 10 of the Law 18 June 1931, No. 987.

5. — The Agricultural and Forestry Experimental Center in cooperation with the Territorial Inspectorate of Agriculture will supervise and see that all provisions and instructions issued by the Agriculture and Fisheries Office are carried out.

Dated at TRIESTE, this 6th day of December 1948.

ROBERTO CAPRINI

Civilian Executive
Agriculture and Fisheries Office
Department of Industry
Allied Military Government

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