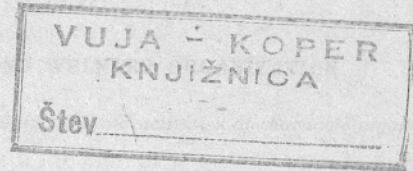


ALLIED MILITARY GOVERNMENT

BRITISH - UNITED STATES ZONE
FREE TERRITORY OF TRIESTE

☆



OFFICIAL GAZETTE

VOLUME I

No. 7 - 21 November 1947

Published by the A. M. G. F. T. T. under the Authority of the Commander
British - United States Forces Free Territory of Trieste.

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
British - United States Zone - Free Territory of Trieste

Order No. 29

REGISTRATION OF CHARITABLE AND WELFARE ORGANIZATION

WHEREAS it is essential to control the organization and activities of charitable organizations in the Free Territory of Trieste; and

WHEREAS it is deemed desirable to enact legislation providing for the registration and operation of all charitable and welfare organizations in that Zone of the Free Territory occupied by the British-United States Forces;

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

ORDER:

ARTICLE I

REGISTRATION

1. No charitable or welfare organizations now existing or later to be founded in the Free Territory of Trieste, shall be authorized to carry on any form of charitable or welfare activities, unless the said organizations shall as a condition precedent, register with the Welfare Division of Allied Military Government.

2. Upon approval of applications, the Welfare Division will issue a certificate of Registration to the applicant giving it special authority to operate in the Free Territory of Trieste.

3. The certificate of approval shall be evidenced by a certificate from the Welfare Division to the effect that the organization named is duly registered with Allied Military Government as a charity under the terms of this Order.

4. A proper Register and Index shall be established and maintained by the Welfare Division of Allied Military Government, wherein all registrations of charitable and welfare organizations will be maintained.

ARTICLE II

LIMITATIONS

1. All organizations including the Red Cross now operating here may continue their activities to and including the 15th day of December 1947, after which date they will cease or terminate all their functions unless duly registered and authorized to continue by the Welfare Division.

2. The terms of this Order shall also be binding on any and all charitable and welfare organizations operating outside of the Free Territory of Trieste who may desire to extend their operations here even on a single solitary occasion.

3. No charitable or welfare organizations shall at any time be engaged in any political, governmental or other functions and will confine their activities solely to those kindred and allied with charity and welfare.

ARTICLE III

PENALTIES

1. Upon the violation of the provision of this Order, the said violator shall forfeit the certificate of registration and be prohibited from carrying on further activities in the Free Territory of Trieste.

2. The officers and/or the managing personnel of violator organizations shall, upon conviction thereof before an Allied Military Government Court, be liable to such penal punishment as shall be determined by such Court.

3. The Chief Welfare Officer of Allied Military Government is empowered and authorized to revoke the registrations of any organization after conviction by competent Court Authority for any offence committed under the terms of this Order.

4. Other than herein specified, it shall be unlawful for any individual firm, corporation or society to engage in charitable or welfare activities in the Free Territory of Trieste.

ARTICLE IV

EFFECTIVE DATE

This Order shall become effective on the date it is signed by me.

Dated at TRIESTE, this 18th day of November 1947.

RIDGELY GAITHER

Brigadier General U.S. Army
Senior Civil Affairs Officer

Order No. 44

TAX FACILITATIONS TO CERTAIN JOINT STOCK COMPANIES

WHEREAS, it is considered advisable and necessary to grant facilitations of a fiscal nature for certain deeds of Joint Stock Companies which, owing to their special character, may be considered and declared to be of public benefit, within that Zone of the Free Territory of Trieste occupied by the British-United States Forces (hereinafter referred to as the "Zone"),

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

ORDER :

ARTICLE I

The Allied Military Government, Finance Division, shall be and hereby is authorized to declare to be of public benefit the following deeds which originated by reason of the constitution of the Free Territory of Trieste, relating to Joint Stock Companies :

- 1) Deeds of merger, concentration and re-organization of Joint Stock Companies regularly constituted before 15 September 1947.
- 2) Deeds of constitution of new companies established within the Zone :
 - a) by separation from existing companies regularly constituted before 15 September 1947 and operating also beyond the limits of the Zone ;
 - b) by dissolution of companies regularly constituted before 15 September 1947 and operating also beyond the limits of the Zone.

ARTICLE II

Section 1. — All deeds mentioned in Article I and which have been declared to be of public benefit as well as deeds necessarily connected therewith or facilitating the respective operations, shall be subject to the payment of the fix registry-tax and the fix mortgage-tax only. This provision, however, shall not apply to taxes finally assessed on the effective date of this Order.

Section 2. — The facilitations set forth in Article 2 of R.D.L. dated 3rd February 1930, No. 37, and in Article 1, last para of R.D.L. dated 5th March 1942, No. 192, shall apply to deeds considered by Section 1 of this Article provided that they will be set up within the term provided in the following Article. The provision shall not apply to taxes finally assessed on the effective date of this Order.

ARTICLE III

The provision set forth in the preceding Articles shall apply to deeds set up within the term of six months as from the effective date of this Order.

ARTICLE IV

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

Dated at TRIESTE, this 31st day of October 1947.

RIDGELY GAITHER

Brigadier General U.S. Army
Senior Civil Affairs Officer

Order No. 49 (98 A)

DISSOLUTION OF ONE SECTION OF THE COMMISSION OF FIRST INSTANCE

WHEREAS the two Sections of the First Instance Commission of Trieste Area established by Article V of General Order No. 60 as amended by Article II of General Order No. 98, are no longer necessary and one single Section is sufficient ;

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

ORDER :

ARTICLE I

Section 2 of Article V A of General Order No. 60, provided for by General Order No. 98, is hereby cancelled.

The words „or Section sitting as a Commission“ occurring in Section 3 of the above mentioned Article V A are hereby deleted.

ARTICLE II

This Order shall become effective on the 30th day of November 1947.

Dated at TRIESTE, this 17th day of November 1947.

RIDGELY GAITHER

Brigadier General, U. S. Army
Senior Civil Affairs Officer

Order No. 53

ENGAGEMENT OF SEAMEN

WHEREAS it is considered necessary to provide for the regulation of the engagement of mariners on vessels sailing under a foreign flag and exceeding 50 gross tons, in that Zone of the Free Territory of Trieste now occupied by the British-United States Forces (hereinafter referred to as the „Zone“), and in consideration of the provisions of Art. 1 of R. D. dated 24 May 1925, No. 1031, as well as of Art. 125 of the Navigation Code ;

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

ORDER :

ARTICLE I

The engagement of mariners of first category in possession of a certificate of matriculation valid within the Zone pursuant to the existing laws, for crews of vessels sailing under

a foreign flag and exceeding 50 gross tons shall be made within the Zone exclusively through the appropriate Employment Office constituted at the Harbour Offices, in accordance with directives from the Port Director.

ARTICLE II

A free choice shall be granted among the personnel registered on the employment rolls of the Captain of the Port for the engagement on vessels other than Italian sailing under a foreign flag.

ARTICLE III

Any person, including crew members or employees, violating the provisions of this Order, shall, upon conviction thereof by an Allied Military Government Court, be liable to a fine of from 2000 lire to 20000 Lire.

ARTICLE IV

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

Dated at TRIESTE, this 17th day of November 1947.

RIDGELY GAITHER

Brigadier General U. S. Army
Senior Civil Affairs Officer

Order No. 58 (G.O. 54 E)

PROVISIONS RELATING TO RENTAL CONTRACTS

WHEREAS, it is deemed advisable to make some modification to Allied Military Government General Order No. 64 of 7 January 1947 concerning the increase and control of rents:

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

ORDER:

ARTICLE I

The provisions of Article VIII of General Order No. 64, dated 7 January 1947, shall apply to business premises as well as to living accommodations, and to accommodations used for any other purpose.

ARTICLE II

The right of the first sub-lessee provided for by Section 2 of said Article VIII is independent of the exercise of the right to termination of lease-contract on the part of the owner of real property, as contemplated under Section 1 of Article VIII.

ARTICLE III

This Order shall become effective on the day of its publication, in the Allied Military Governmental Official Gazette, provided however the provisions hereof shall not be applicable to undecided cases, filed with the Rents Claims Offices, or pending decision on appeal, prior to the effective date of this Order.

Dated at TRIESTE, this 19th day of November, 1947.

RIDGELY GAITHER

Brigadier General U. S. Army
Senior Civil Affairs Officer

Order No. 62 (7 A)

COMMERCIAL COMPANIES AND ASSOCIATIONS

WHEREAS, it is considered advisable to extend the power conferred on the Area President by Order No. 7, Article I c), dated August 20, 1945, in order to include also the foundations and other private institutions,

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

ORDER:

ARTICLE I

Section c), Article I of Order No. 7 dated August 20, 1945, shall be and hereby is repealed and substituted by the following:

„c) Public and Private Associations

Authorize the incorporation (conferire la personalità giuridica) of public and private associations as well as foundations and other private institutions according to the Civil Code and other laws in effect within the Territory“.

ARTICLE II

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

Dated at TRIESTE, this 17th day of November, 1947.

RIDGELY GAITHER

Brigadier General, U. S. Army
Senior Civil Affairs Officer

Administrative Order No. 22

REORGANIZATION OF THE COMMISSIONS ESTABLISHED BY GENERAL ORDERS No. 60 AND No. 98

WHEREAS Order No. 49 of November 17th, 1947 has provided for the dissolution of one of the two Sections of the Commission of First Instance established by General Order No. 60 of 27 May 1946 as amended by General Order No. 98 of 26 April 1947, and

WHEREAS it is deemed necessary to reorganize the said Commission in accordance with the aforesaid provision and to substitute a member of the Commission of Appeal

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

ORDER:

1. — The president, the presidents of the two Sections and the members of the First Instance Commission of Trieste established by General Order No. 60 as amended by General Order No. 98 (hereinafter referred to as the „Commission“), appointed by Trieste Area Administrative Order No. 72 of 2 May 1947, shall be relieved from their functions with effect from 30 November 1947.

2. — As from 30 November 1947 the Commission shall consist of a president, two members and two substitute members as follows:

Dr. PALERMO Carmelo, *President*
Avv. OKRETIC Enrico, *Member*
Dr. SCROSOPPI Paolo, *Member*
Dr. SANTONASTASIO Saverio, *Deputy member.*

3. — With effect from 30 November 1947, Dr. ROATTI Giovanni, appointed deputy member of the Commission of Appeal by Administrative Order No. 106 of 26th April 1947, shall be relieved from his functions, and Dr. THERMES Mario shall be and hereby is appointed in his place.

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

Dated at TRIESTE, this 18th day of November 1947.

RIDGELY GAITHER

Brigadier General U. S. Army
Senior Civil Affairs Officer

Administrative Order No. 30 (11 A)

APPOINTMENT OF LT. COLONEL GERVAISE S. CHITTICK AS PRESIDENT OF THE BOARD OF MAGAZZINI GENERALI TRIESTE

WHEREAS a vacancy occurs in the office of President of the Board of Magazzini Generali by reason of the release of Lt. Colonel D. S. BICKERSTETH;

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

ORDER:

1. — Lt. Colonel Gervaise S. CHITTICK, Chief Economics Officer, Allied Military Government, is hereby appointed as President of the Board of Magazzini Generali, vice Lt. Colonel D. S. BICKERSTETH, relieved.

2. — This Order shall take effect on the date it is signed by me.

Dated at TRIESTE, this 17th day of November 1947.

RIDGELY GAITHER

Brigadier General U. S. Army
Senior Civil Affairs Officer

CONTENTS

Order	Page
No. 29 Registration of charitable and welfare organization.....	91
No. 44 Tax facilitations to certain joint stock companies	92
No. 49 (98 A) Dissolution of one section of the Commission of first instance	94
No. 53 Engagement of seamen	94
No. 58 (G.O. 54 E) Provisions relating to rental contracts	95
No. 62 (7 A) Commercial companies and associations	96
 Administrative Order	
No. 22 Reorganization of the Commissions established by General Orders No. 60 and No. 98	97
No. 30 (11 A) Appointment of Lt. Colonel Gervaise S. Chittick as president of the Board of Magazzini Generali, Trieste	98