

RESTRICTED

MILITARY GOVERNMENT
GERMANY

SUPREME COMMANDER'S AREA
OF CONTROL

★

Proclamation, Laws, Ordinances
and Notices. Directives and
Instructions to German Police

★

REPRODUCED BY NINTH UNITED STATES ARMY

7 NOVEMBER 1944

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TABLE OF CONTENTS

	Page
Proclamation No. 1 — Establishment of Military Government	5
Law No. 1 — Abrogation of Nazi Laws	7
Law No. 2 — German Courts	10
Law No. 5 — Dissolution of Nazi Party	15
Law No. 51 — Currency	18
Law No. 52 — Blocking and Control of Property	20
Law No. 53 — Foreign Exchange Control	25
Law No. 161 — Frontier Control	30
Ordinance No. 1 — Crimes and Offenses	31
Ordinance No. 2 — Military Government Courts	37
Ordinance No. 3 — Official Language	41
Notice. Surrender of Firearms, Ammunition, Weapons, Carrier Pigeons and Radio Sending Equipment.	42
Notice. Declaration of Radio Receiving Sets, Telephone, Telegraph and Electro-Medical Apparatus	43
Notice. Curfew	44
Notice. Movement of Persons	45
Notice. Prohibition of Access to Building	46
German Police Directive	47
Instructions to German Police Agencies	49

RESTRICTED

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

PROCLAMATION No. 1

TO THE PEOPLE OF GERMANY:

I, General Dwight D. Eisenhower, Supreme Commander, Allied Expeditionary Force, do hereby proclaim as follows:—

I.

The Allied Forces serving under my command have now entered Germany. We come as conquerors, but not as oppressors. In the area of Germany occupied by the forces under my command, we shall obliterate Nazi-ism and German Militarism. We shall overthrow the Nazi rule, dissolve the Nazi Party and abolish the cruel, oppressive and discriminatory laws and institutions which the Party has created. We shall eradicate that German Militarism which has so often disrupted the peace of the world. Military and Party leaders, the Gestapo and others suspected of crimes and atrocities will be tried and, if guilty, punished as they deserve.

II.

Supreme legislative, judicial and executive authority and powers within the occupied territory are vested in me as Supreme Commander of the Allied Forces and as Military Governor, and the Military Government is established to exercise these powers under my direction. All persons in the occupied territory will obey immediately and without question all the enactments and orders of the Military Government. Military Government Courts will be established for the punishment of offenders. Resistance to the Allied Forces will be ruthlessly stamped out. Other serious offences will be dealt with severely.

III.

All German courts and educational institutions within the occupied territory are suspended. The Volksgerichtshof, the Sondergerichte, the SS Police Courts and other special courts are deprived of authority throughout the occupied territory. Re-opening of the criminal and civil courts and

educational institutions will be authorized when conditions permit.

IV.

All officials are charged with the duty of remaining at their posts until further orders, and obeying and enforcing all orders or directions of Military Government or the Allied Authorities addressed to the German Government or the German people. This applies also to officials, employees and workers of all public undertakings and utilities and to all other persons engaged in essential work.

DWIGHT D. EISENHOWER,
General,
Supreme Commander,
Allied Expeditionary Force.

II

III

CGA/G1 19d.

MILITARY GOVERNMENT — GERMANY SUPREME COMMANDER'S AREA OF CONTROL

Law No. 1 ABROGATION OF NAZI LAW

In order to eliminate from German law and administration within the occupied territory the policies and doctrines of the National Socialist Party, and to restore to the German people the rule of justice and equality before the law, it is hereby ordered: —

ARTICLE I

1. The following fundamental Nazi laws enacted since 30 January, 1933, together with all supplementary or subsidiary carrying out laws, decrees or regulations whatsoever are hereby deprived of effect, within the occupied territory: —
 - (a) Law for Protection of National Symbols, of 19 May, 1933, RGBl I/285.
 - (b) Law against the creation of Political Parties of 14 July, 1933, RGBl I/479.
 - (c) Law for securing the unity of Party and State of 1 December, 1935, RGBl I/1016.
 - (d) Law concerning insidious attacks against the State and the Party and for the Protection of Party Uniforms of 20 December, 1934, RGBl I/1269.
 - (e) Reich Flag Law of 15 September, 1935, RGBl I/1145.
 - (f) Hitler Youth Law of 1 December, 1936, RGBl I/993.
 - (g) Law for protection of German Blood and Honor of 15 September, 1935, RGBl I/1146.
 - (h) Decree of the Fuehrer concerning the Legal Status of the NSDAP of 12 December, 1942, RGBl I/733.
 - (j) Reichsbuergergesetz of 15 September, 1935, RGBl I/1146.
2. Additional Nazi laws will be deprived of effect by Military Government for the purpose stated in the preamble.

ARTICLE II

GENERAL SUSPENDING CLAUSE

3. No German law, however or whenever enacted or enunciated, shall be applied judicially or administratively

within the occupied territory in any instance where such application would cause injustice or inequality, either (a) by favouring any person because of his connection with the National Socialist Party, its formations or affiliated or supervised organizations, or (b) by discriminating against any person by reason of his race, nationality, religious beliefs or opposition to the National Socialist Party or its doctrines.

ARTICLE III

GENERAL INTERPRETATION CLAUSES

4. The interpretation and application of German law in accordance with National Socialist doctrines, however or whenever enunciated, are prohibited.

5. Decisions of German courts and official agencies and officials and legal writings supporting, expounding or applying National Socialist objectives or doctrines shall not be referred to or followed as authority for the interpretation or application of German law.

6. German law which became effective after 30 January, 1933, and is permitted to remain in force shall be interpreted and applied in accordance with the plain meaning of the text and without regard to objectives or meanings ascribed in preambles or other pronouncements.

ARTICLE IV

LIMITATIONS ON PUNISHMENT

7. No charge shall be preferred, no sentence imposed or punishment inflicted for an act, unless such act is expressly made punishable by law in force at the time of its commission. Punishment for offences determined by analogy or in accordance with the alleged "sound instincts of the people" (gesunden Volksempfindens) is prohibited.

8. No cruel or excessive punishment shall be inflicted and the death penalty is abolished except for acts punishable by death under law in force prior to 30th January, 1933, or promulgated by or with the consent of Military Government.

9. The detention of any person not charged with a specific offence and the punishment of any person without lawful trial and conviction are prohibited.

10. All punishments imposed prior to the effective date

of this law of a character prohibited by this law and not yet carried out, shall be modified to conform to this law or annulled.

ARTICLE V

PENALTIES

11. Violation of the provisions of this law shall, upon conviction by a Military Government Court, be punishable by any lawful punishment, including, in the case of Article IV, the death penalty.

ARTICLE VI

EFFECTIVE DATE

12. This Law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

**MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL**

**Law No. 2
GERMAN COURTS**

It is hereby ordered:

ARTICLE I

Temporary Suspension of Ordinary and Administrative Courts

1. The following German Courts and Tribunals are hereby suspended and deprived of authority in the occupied territory until authorized to re-open:
 - (a) The Oberlandesgerichte, and all courts over which said courts exercise appellate or supervisory jurisdiction;
 - (b) All subordinate courts over which the Reichsverwaltungsgericht exercises appellate or supervisory jurisdiction;
 - (c) All other courts not dissolved under Article II.
2. The Reichsgericht and the Reichsverwaltungsgericht have until further notice no authority over any court or otherwise in the occupied territory.
3. Every decision, judgment, writ, order or direction issued by any such court or tribunal after the effective date of this law and during the period of suspension shall, within the occupied territory, be null and void.

ARTICLE II

Dissolution of Special and Party Courts and Tribunals

4. The jurisdiction and authority of the following courts and tribunals in the occupied territory are hereby abolished:
 - (a) The Volksgerichtshof;
 - (b) The Sondergerichte;
 - (c) All courts and tribunals of the NSDAP and of its organizations, formations and connected associations.

ARTICLE III

Authority for Re-opening Ordinary Civil and Criminal Courts

5. Each Oberlandesgericht, Landgericht, and Amtsgericht within the occupied territory shall re-open and resume its usual functions only when and to the extent specified in written directions of Military Government.
6. Unless otherwise provided in such written directions, said courts, when re-opened, shall give priority to the trial and disposition of the following classes of cases in the order named:
 - (a) Criminal cases initiated during the period between the effective date of this law and the re-opening of the court;
 - (b) Criminal cases initiated before the effective date of this law;
 - (c) Criminal cases initiated after the re-opening of the court;
 - (d) Contentious and non-contentious civil cases initiated prior or subsequent to re-opening of the court involving:
 - (1) domestic relations,
 - (2) personal status,
 - (3) claims in tort involving life, liberty or personal physical injuries, but excluding defamation.
 - (4) other claims in tort and other civil cases involving not exceeding Five Hundred Marks (RM 500).
 - (5) other civil cases.

ARTICLE IV

**Re-opening of Administrative and Other Courts
Temporarily Suspended**

7. Each such court shall re-open and resume its usual functions only when and to the extent specified in written directions of Military Government.

ARTICLE V

Qualifications of Judges, Prosecutors, Notaries, and Lawyers

8. No person shall be qualified to act as judge, prosecutor,

notary, or lawyer, until he shall have taken an oath in the following form:

Oath

"I swear by Almighty God that I will at all times apply and administer the law without fear or favour and with justice and equity to all persons of whatever creed, race, colour or political opinion they may be, that I will obey the laws of Germany and all enactments of the Military Government in spirit as well as in letter, and will constantly endeavour to establish equal justice under the law for all persons. So help me God."

Every person who takes the foregoing oath is no longer bound by the obligations of any oath of office previously subscribed by him.

9. No person shall act as judge, prosecutor, notary, or lawyer without the consent of Military Government.

ARTICLE VI

Limitations on Jurisdiction

10. Except when expressly authorized by Military Government, no German Court within the occupied territory shall assert or exercise jurisdiction in the following classes of cases:
- (a) Cases involving the Navy, Army, or Air Forces of any of the United Nations or any persons serving with or accompanying any thereof;
 - (b) Cases against any of the United Nations or any national of the United Nations;
 - (c) Cases arising under any German law suspended or abrogated by Military Government;
 - (d) Cases involving offences against any order of the Allied Forces, or any enactment of Military Government, or involving the construction or validity of any such order or enactment;
 - (e) Any case over which jurisdiction has been assumed by a Military Government Court;
 - (f) Any case or class of cases transferred by Military Government to the exclusive jurisdiction of Military Government Courts;
 - (g) Cases involving claims for money against the German government or any legal entity existing under public law.

11. Any proceedings taken or decision rendered after the date hereof by a German Court in any cases excluded from its jurisdiction shall be null and void.

ARTICLE VII

Powers of Military Government

12. The following powers of control and supervision are without prejudice to the subsequent exercise of any additional or other powers, vested in the Military Government:
- (a) To dismiss or suspend any German judge, Staatsanwalt or other court official; and to disbar from practice any notary or lawyer;
 - (b) To supervise the proceedings of any court, to attend the hearing of any case, whether in public or in camera, and to have full access to all files and records of the court and documents in the cases;
 - (c) To review administratively all decisions of German trial and appellate courts and to nullify, suspend, commute or otherwise modify any finding, sentence or judgment rendered by any such court;
 - (d) To transfer to the jurisdiction of the Military Government Courts any case or class of cases;
 - (e) To control or supervise the administration, budgets and personnel of all German courts authorized to function.
13. No sentence of death shall be carried out without the consent of Military Government.
14. No member of the Allied Forces nor any employee, of whatever nationality, of the Military Government, shall be required or permitted to testify in any German court without the consent of the Military Government.

ARTICLE VIII

Limitation and Prescription

15. In any case in which delay in the assertion of any right by suit or action in a German court has the effect of rendering claims unenforceable or of extinguishing substantive rights, the period during which the bringing of such suit or action is pre-

vented by the suspension of German courts or the limitations imposed by this law shall be excluded in determining the applicable period of limitation or prescription.

ARTICLE IX

Penalties

16. Any person violating any of the provisions of this Law shall, upon conviction by a Military Government Court, be liable to any lawful punishment, including death, as such court may determine.

ARTICLE X

Effective Date

17. This Law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT

MILITARY GOVERNMENT — GERMANY SUPREME COMMANDER'S AREA OF CONTROL

Law No. 5

DISSOLUTION OF NAZI PARTY

In order to end the regime of lawlessness, terror, and inhumanity established by the Nazi Party within the occupied territory, it is hereby ordered:

1. To the full extent of their operation in the occupied territory, the National Socialist German Labor Party, and the offices, organisations and institutions listed below are dissolved and declared illegal, all Party activities and the activities of the following offices, organisations and institutions, except as mentioned in Paragraph 5, are prohibited.

1. Partei-Kanzlei,
2. Kanzlei des Fuehrers der NSDAP,
3. Auslandsorganisation,
4. Volksbund fuer das Deutschtum im Ausland,
5. Volksdeutschemittelstelle,
6. Partei amtliche Pruefungskommission zum Schutze des NS-Schrifttums.
7. Reichsorganisationsleiter der NSDAP,
8. Reichsschatzmeister der NSDAP,
9. Beauftragter des Fuehrers fuer die Ueberwachung der gesamten geistigen und weltanschaulichen Schulung und Erziehung der NSDAP,
10. Reichspropagandaleiter der NSDAP,
11. Reichsleiter fuer die Presse, und Zentralverlag der NSDAP (Eher Verlag),
12. Reichspressechef der NSDAP,
13. Reichsamt fuer das Landvolk,
14. Hauptamt fuer Volksgesundheit,
15. Hauptamt fuer Erzieher,
16. Hauptamt fuer Kommunalpolitik,
17. Hauptamt fuer Beamte,
18. Beauftragter der NSDAP fuer alle Volkstumsfragen,
19. Rassenpolitisches Amt der NSDAP,
20. Amt fuer Sippenforschung,
21. Kolonialpolitisches Amt der NSDAP,
22. Aussenpolitisches Amt der NSDAP,
23. Reichstagsfraktion der NSDAP,

24. Reichsfrauenfuehrung,
25. NSD-Aerztebund,
26. Hauptamt fuer Technik,
27. NS-Bund Deutscher Technik,
28. NS-Lehrerbund,
29. Reichsbund der Deutschen Beamten,
30. Reichskolonialbund,
31. NS-Frauenschaft,
32. NS-Reichsbund Deutscher Schwestern,
33. Deutsches Frauenwerk,
34. Reichsstudenterfuehrung,
35. NSD-Studentenbund,
36. Deutsche Studentenschaft,
37. NSD-Dozentenbund,
38. NS-Rechtswahrerbund,
39. NS-Altherrenbund der Deutschen Studenten.
40. Reichsbund Deutsche Familie,
41. Deutsche Arbeitsfront,
42. NS-Reichsbund fuer Leibesuebungen,
43. NS-Reichskriegerbund,
44. Reichskulturkammer,
45. Deutscher Gemeindetag,
46. Geheime Staatspolizei,
47. Deutsche Jaegerschaft,
48. Sachverstaendigenbeirat fuer Bevoelkerungs- und Rasenpolitik,
49. Reichsausschuss zum Schutze des Deutschen Blutes,
50. Winterhilfswerk,
51. Hauptamt fuer Kriegsopfer,
52. NSKOV (NS-Kriegsopferversorgung).

2. The para-military organisations listed below, all recruiting offices and training establishments and all depots connected therewith will in due course be dissolved. Orders regarding the personnel and equipment thereof will be issued by the Allied Military authorities. Until receipt of such orders, all embodied officers and personnel will remain at their posts in the organisation. No further recruiting is permitted.

1. SA (Sturmabteilungen), including the SA-Wehrmannschaften,
2. SS (Schutzstaffeln), including the Waffen-SS, the SD (Sicherheitsdienst) and all offices combining command over the police and the SS.
3. NSKK (NS-Kraftfahrerkorps),

4. NSFK (NS-Fliegerkorps),
5. HJ (Hitler Jugend) including its subsidiary organisations,
6. RAD (Reichsarbeitsdienst),
7. OT (Organisation Todt),
8. TN (Technische Nothilfe).

3. All offices of the NS-Volkswohlfahrt in the occupied territory will be closed. Its welfare activities will, subject to further direction by Military Government, be carried on by the Buergermeister.

4. All activities by any organisation dissolved or suspended by the Military Government or their officers or members and any acts tending to continue or renew such activities under any form are prohibited.

5. All funds, property, equipment, accounts and records of any organisation mentioned in this Law shall be preserved intact and shall be delivered or transferred as required by Military Government. Pending delivery or transfer, all property, accounts and records shall be subject to inspection. Officers and others in charge thereof, and administrative officials will remain at their posts, until otherwise directed, and will be responsible to the Military Government for taking all steps to preserve intact and undamaged all such funds, property, equipment, accounts and records and for complying with the orders of Military Government regarding blocking and control of property.

6. Any person violating any provision of this law shall upon conviction by a Military Government Court be liable to any lawful punishment, including death, as the Court may determine.

7. This law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

CA/G 132

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

Law No. 51
CURRENCY

ARTICLE I

Allied Military Marks

1. Allied Military Mark Notes of the denominations specified in the Schedule hereto shall be legal tender in the occupied territory of Germany for the payment of any Mark debt.

2. Allied Military Mark Notes will in all respects be equivalent to any other legal tender Mark currency of the same face value.

3. No person shall discriminate between Allied Military Marks and any other legal tender Mark currency of equal face value.

ARTICLE II

Prohibited Transactions

4. Except as authorized by Military Government, no person shall make or enter, or offer to enter, into any arrangement or transaction providing for payment in or delivery of a currency other than Marks.

ARTICLE III

Penalties

5. Any person violating any provision of this Law shall, upon conviction by a Military Government Court, be liable to any lawful punishment other than death, as the Court may determine.

ARTICLE IV

Effective Date

6. This Law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

Schedule

Denominations of Allied Military Mark Notes (Marks)	Size (in cm.)	Words and Figures indicating amount and printed in
0.50	6.7 × 7.8	Green
1	6.7 × 7.8	Dark blue
5	6.7 × 7.8	Reddish Purple
10	6.7 × 11.2	Dark blue
20	6.7 × 15.6	Red
50	6.7 × 15.6	Dark Blue
100	6.7 × 15.6	Reddish Purple
1,000	6.7 × 15.6	Green

On the face of all notes are printed:

- The amount in words—thus: Fünfzig Pfennig, Eine Mark, etc. Also the amount in figures—thus: ½ (on the Pf 50 note), 1 (on the M.1 note), etc.
- The words "Alliierte Militärbehörde" at the top of the note.
- The words "In Umlauf geztzt in Deutschland", "Serie 1944", and the serial number of the note. On the notes for M.20, 50, 100 and 1,000 all of these appear twice.

The basic colour of the field on the face of all the notes is light blue; on the back it is reddish brown.

CA/G1 39A

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

Law No. 52

BLOCKING AND CONTROL OF
PROPERTY

ARTICLE I

Categories of Property

1. All property within the occupied territory owned or controlled, directly or indirectly, in whole or in part, by any of the following is hereby declared to be subject to possession or title, direction, management, supervision or otherwise being taken into control by Military Government.

- a. The German Reich, or any of the Laender, Gau, or Provinces, or other similar political subdivision, or any agency or instrumentality thereof, including all utilities, undertakings, public corporations or monopolies under the control of any of the above;
- b. Governments, nationals, or residents of other nations, including those of territories occupied by them, at war with any of the United Nations at any time since 1 September 1939.
- c. The NSDAP, all offices, departments, agencies and organizations forming part of, attached to, or controlled by it, its officials and such of its leading members or supporters specified by Military Government;
- d. All persons held under detention or any type of custody by Military Government;
- e. All organizations, clubs or other associations prohibited or dissolved by Military Government;
- f. Absent owners, including United Nations governments and nationals thereof;
- g. All other persons specified by Military Government by inclusion in lists or otherwise.

2. Property which has been the subject of duress, wrongful acts of confiscation, dispossession or spoliation from territories outside GERMANY, whether pursuant to legislation or by procedures purporting to follow forms of law or other-

wise, is hereby declared to be equally subject to seizure of possession or title, direction, management, supervision or otherwise being taken into control by Military Government.

ARTICLE II

Prohibited Transactions

3. Except as herein-after provided, or when licensed or otherwise authorized or directed by Military Government, no person shall import, acquire or receive, deal in, sell, lease, transfer, export, hypothecate or otherwise dispose of, destroy or surrender possession, custody, or control of any property:

- a. Enumerated in Article I hereof;
- b. Owned or controlled by any Kreis, municipality, or other similar political subdivision;
- c. Owned or controlled by any institution dedicated to public worship, charity, education, the arts and sciences;
- d. Which is a work of art or cultural material of value or importance, regardless of the ownership or control thereof.

ARTICLE III

Responsibilities for Property

4. All custodians, curators, officials, or other persons having possession, custody or control of property enumerated in Articles I and II hereof are required:

- a. (i) To hold the same, subject to the directions of the Military Government, and pending such direction not to transfer, deliver or otherwise dispose of the same;
- (ii) to preserve, maintain and safeguard and not to cause or permit any action which will impair the value or utility of such property;
- (iii) to maintain accurate records and accounts with respect thereof and the income thereof.
- b. When and as directed by Military Government:
 - (i) File reports furnishing such data as may be required with respect to such property and all receipts and expenditures received or made in connection therewith;
 - (ii) Transfer and deliver custody, possession or con-

control of such property and all books, records and accounts relating thereto, and

(iii) Account for the property and all income and products thereof.

5. No person shall do, cause, or permit to be done any act of commission or omission which results in damage to or concealment of any of the properties covered by this law.

ARTICLE IV

Operation of business enterprises and Government property

6. Unless otherwise directed and subject to such further limitation as may be imposed by Military Government:

a. Any business enterprise subject to control under this law may engage in all transactions ordinarily incidental to the normal conduct of its business activities within occupied GERMANY provided that such business enterprise shall not engage in any transaction which, directly or indirectly, substantially diminishes or imperils the assets of such enterprise or otherwise prejudicially affects its financial position and provided further that this does not authorize any transaction which is prohibited for any reason other than the issuance of the law.

b. Property described in Article I, 1, a, shall be used for its normal purposes.

ARTICLE V

Void transfers

7. Any prohibited transaction without a duly issued license or authorization from Military Government and any transfer contract arrangement made, whether before or after the date of this law, with the intent to defeat or evade the powers or objects of Military Government or the restitution of any property to its rightful owner, is null and void.

ARTICLE VI

Conflicting laws

8. In case of any inconsistency between this law and any order made under it and any German law the former prevails. All laws, decrees and regulations providing for the

seizure, confiscation or forced purchase of property enumerated in Articles I and II, otherwise than by the Military Government are hereby suspended.

ARTICLE VII

Definitions

9. For the purposes of this Law, the following terms are defined as follows:

a. "Person" shall mean and include any natural person, collective persons and any entity under public or private law having legal capacity to acquire, occupy, control or dispose of property or interests therein;

b. "Business Enterprise" shall mean any individual, partnership, association, corporation or other organization engaged in commercial or other business or public welfare activities;

c. "Property" shall mean and include all moveable and immoveable property and all legal, equitable or economic rights and interests in or claims to such property whether present or future, and shall include, but shall not be limited to, land and buildings, money, stocks, shares, patent rights or licenses thereunder, or other evidences of ownership, and bonds, bank balances, claims, obligations and other evidences of indebtedness, and works of art and other cultural materials;

d. A "national" of a state or government shall mean and include a subject or citizen and any partnership, corporation, or other juridical person existing under the laws of, or having a principal office in the territory of such state or government;

e. "GERMANY" shall mean the area constituting „Das Deutsche Reich" as on 31 December 1937.

ARTICLE VIII

Penalties

10. Any person violating any of the provisions of this law shall, upon conviction by a Military Government Court be liable to any lawful punishment, including death, as the Court may determine.

ARTICLE IX

Effective date

11. This Law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

Law No. 53

FOREIGN EXCHANGE CONTROL

ARTICLE I

Prohibited Transactions

1. Except as duly licensed by or on instructions of Military Government, any transaction involving or with respect to any of the following is prohibited:
 - (a) Any foreign exchange assets owned or controlled directly or indirectly, in whole or in part, by any person in GERMANY;
 - (b) Any property located in GERMANY owned or controlled directly or indirectly, in whole or in part, by any person outside GERMANY.
2. Any transaction with respect to or involving any of the following is also prohibited, except as duly licensed by or on instructions of Military Government:
 - (a) Property wherever situated if the transaction is between or involves any person in GERMANY and any person outside GERMANY;
 - (b) Any obligation of payment or performance, whether matured or not, due or owing to any person outside GERMANY by any person in GERMANY;
 - (c) The importing or otherwise bringing into GERMANY of any foreign exchange, assets, German currency, or securities issued by persons in GERMANY and expressed or payable in German currency;
 - (d) The exporting, remitting, or other removal of any property from GERMANY.
3. All existing licenses and exemptions issued by any German Authority authorizing any of the aforesaid transactions are cancelled.

ARTICLE II

Declaration of Property and Obligations

4. Within thirty (30) days of the effective date of this law unless otherwise ordered, any person owning or

controlling directly or indirectly, in whole or in part, any foreign exchange asset, or owing any obligation of payment or performance, whether matured or not, to a person outside GERMANY, shall file with the nearest branch of the Reichsbank, or other institution designated by Military Government, a written declaration of such assets or obligations in such form and manner as will be prescribed by Military Government.

ARTICLE III

Delivery of Property

5. Within fifteen (15) days of the effective date of this law, all of the following classes of property shall be delivered, against receipt therefor, by the owner, holder or other person in possession, custody or control thereof, to the nearest branch of the Reichsbank, or as otherwise directed:
 - (a) Currency, other than German currency;
 - (b) Checks, drafts, bills of exchange and other instruments of payment drawn on or issued by persons outside Germany;
 - (c) Securities and other evidences of ownership or indebtedness issued by:
 - (1) Persons outside GERMANY; or
 - (2) Persons in GERMANY if expressed in a currency other than German currency;
 - (d) Gold or silver coin; gold, silver or platinum bullion or alloys thereof in bullion form.
6. Any person owning or controlling directly or indirectly, in whole or in part, any other type of foreign exchange asset shall, when ordered by Military Government, deliver against receipt, the possession, custody or control of such asset to the nearest branch of the Reichsbank, or as otherwise directed.
7. Any property referred to in this Article which hereafter comes into the possession, ownership or control of any person subject to this law, shall, within 3 days thereof, be delivered by such person in the same manner as provided in this Article.

ARTICLE IV

8. Applications for licenses to engage in transactions

prohibited by this law, or any request in relation to the operation of this law, shall be submitted in accordance with such regulations as may be issued at a future date by Military Government.

ARTICLE V

Void Transfer

9. Any prohibited transactions effected and any transfers, contracts or other arrangements made, whether before or after the date of this law, with the intent to defeat or evade the powers or objects of Military Government, are null and void.

ARTICLE VI

Conflicting Law

10. In case of any inconsistency between this law and any orders made under it and any German law, the former prevails.

ARTICLE VII

Definitions

11. For the purposes of this law:
 - (a) The term "person" shall include any natural person or collective persons and any juridical person or entity under public or private law having legal capacity to acquire, use, control or dispose of property or interests therein; and any government including all political subdivisions, public corporations, agencies and instrumentalities thereof;
 - (b) The term "transaction" shall include acquiring, importing, borrowing or receiving with or without consideration; remitting, selling, leasing, transferring, removing, exporting, hypothecating, pledging or otherwise disposing of; paying, repaying, lending, guaranteeing or otherwise dealing in any property mentioned in this law;
 - (c) The term "property" shall include all moveable and immovable property and all legal, equitable, or economic rights and interests in or claims to such property, whether matured or not, and shall in-

clude but shall not be limited to land and buildings; money, bank balances, checks, drafts, bills of exchange and other instruments of payment; stock, shares, patent rights or licenses thereunder, and other evidences of ownership; claims, bonds, debentures and other evidences of indebtedness;

(d) The term "foreign exchange asset" shall be deemed to include:

- (1) Any property located outside GERMANY;
- (2) Currency (other than German currency); bank balances outside GERMANY; and checks, drafts, bills of exchange and other instruments of payment drawn on or issued by persons outside GERMANY;

(3) Claims and any evidence thereof owned or held by:

(a) Any person in GERMANY against a person outside GERMANY whether expressed in German or other currency;

(b) Any person in GERMANY against any other person in GERMANY if expressed in a currency other than German currency;

(c) Any person outside GERMANY against another person outside GERMANY in which claim a person in GERMANY has any interest.

(4) Any securities and other evidences of ownership or indebtedness issued by persons outside GERMANY, and securities issued by persons in GERMANY if expressed or payable in a currency other than Germany currency;

(5) Gold or silver coin, or gold, silver or platinum bullion or alloys thereof in bullion form, no matter where located;

(6) Such other property as is determined by Military Government to be a foreign exchange asset.

(e) A juridical person shall be deemed to be in the country by or under the laws of which such person was created, or carries on business, or in which such person has a principal place of business;

(f) Property shall be deemed to be "owned or controlled" by any person if such property is held in his

name or for his account or benefit, or owed to him or to his nominee or agent or if such person has a right or obligation to purchase, receive or acquire such property;

(g) The term "GERMANY" shall mean the area constituting "Das Deutsche Reich" as it existed on 31 December 1937.

ARTICLE VIII

Penalties

12. Any person violating the provisions of this law shall upon conviction by Military Government Courts be liable to any lawful punishment other than death as the court may determine.

ARTICLE IX

Effective Date

13. This law shall become effective upon the date of its first promulgation.

BY ORDER OF THE MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

Law No. 161
FRONTIER CONTROL

1. Until further instructions by the Military Government all inward or outward movement over the frontiers of GERMANY of all persons, goods and property of any kind is prohibited.

2. This does not apply to members of the Allied Forces or persons specially authorized by Military Government or to equipment of the Allied Forces or goods under authority of the Military Government.

3. The frontiers of GERMANY for the purpose of this law shall be those existing on 31st December, 1937, within the above area of control, subject to any variations made by the Military Government for the purpose of frontier control.

4. Any person violating the provisions of this law shall upon conviction by Military Government Court be liable to any lawful punishment, including death, as the Court may determine.

5. This law shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

CA/GI 36

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

Ordinance No. 1
CRIMES AND OFFENSES

In order to provide for the security of the Allied Forces and to establish public order throughout the territory occupied by them it is ordered:

ARTICLE I

Capital Offenses

The following offenses are punishable by death or such other penalty as a Military Government Court may impose:

1. Espionage;
2. Communication with the enemy forces or, except through authorized channels, with any person in enemy territory not occupied by the Allied Forces;
3. Communication of information which may be dangerous to the security or property of the Allied Forces, or unauthorized possession of such information without promptly reporting it; and unauthorized communication by code or cipher;
4. Armed attack on or armed resistance to the Allied Forces;
5. Acting in defiance or contravention of terms imposed by the Allies upon Germany on defeat or surrender, or of any orders supplementing such terms;
6. Acts or conduct in support or aid of any nation at war with any of the United Nations, or of the NSDAP or other organization dissolved or declared illegal by the Allied Forces, including publication and circulation of matter printed or written in aid of any thereof or the possession thereof with intent to publish or circulate, and the provocative display of flags, uniform, or insignia of any such organization;
7. Killing or assaulting any member of the Allied Forces;
8. Falsely pretending to be a member of the Allied Forces; unlawfully wearing any uniform of the Allied Forces;
9. Unlawful possession or control of any firearm, ammuni-

- tion, explosive, or other war material or of apparatus or other means for transmitting messages;
10. Unauthorized use of any firearm or other deadly weapon, ammunition, explosive or similar war material;
 11. Furthering the escape of any person detained by Allied authority or assisting or concealing any such person after escape;
 12. Assisting any member of the enemy forces to avoid capture;
 13. Interference with transportation or communication or the operation of any public service or utility;
 14. Sabotage of any war material of the Allied Forces or of any installations or property necessary or useful to military operations or the Military Government;
 15. Wilful destruction, removal, interference with, or concealment of, records or archives of any nature, public or private;
 16. Plunder, pillage or looting; robbing or abusing the dead or wounded;
 17. Wilfully interfering with or misleading any member of or person acting under the authority of the Allied Forces in the performance of his duties;
 18. Incitement to or participation in rioting or public disorder;
 19. Stealing, or obtaining by fraud, property of the Allied Forces or any member thereof;
 20. Any other violation of the laws of war or act in aid of the enemy or endangering the security of the Allied Forces.

ARTICLE II

Other Offenses

The following offenses are punishable by such penalty other than death as a Military Government Court may impose:

21. Disobedience of any proclamation, law, ordinance, notice or order of the Military Government or of any representative where a penalty is not expressly imposed or of any German authority issued pursuant to any such order;
22. Circulating without a permit during curfew which, unless otherwise provided by public notice, shall be sunset to sunrise;

23. In the coastal area leaving the shore in any vessel or otherwise except as authorized by Allied Authority;
24. Moving any ship or vessel or any aircraft except as authorized by Military Government;
25. Failure, without authority, to have possession of a valid identity card;
26. Making, issuing or knowingly having possession of any false permit, identity card or other document of official concern to the Allied Forces, delivery of any such matter, whether false or valid, to any unauthorized person or for an unauthorized purpose;
27. Counterfeiting or altering any Allied Military Marks or any other currency, coin or stamps or having possession of or uttering any thereof, having reason to believe it to be false or altered; or having possession of or disposing of any property for use for any such purpose;
28. Inviting or conducting any member of the Allied Forces into a place designated "Off Limits" or "Out of Bounds", or supplying goods or services to such member in any such place;
29. Bribery, corruption or intimidation of any member of, or person acting under the authority of, the Allied Forces; receiving, or offering to receive, a bribe for non-performance of duty to the Allied Forces;
30. Obstructing or contravening any announced program or orders of the Military Government with respect to Allied prisoners of war or nationals of the United Nations in Germany, or assaulting, despoiling or without justification confining or otherwise infringing the rights of such prisoners or nationals;
31. Unauthorized possession, control or disposition of property belonging to the Allied Forces or to a member of the Allied Forces;
32. Destruction, concealment, unauthorized possession or disposition of, or interference with, any ship, installation, plant, equipment or other economic asset, or plans or records with respect thereto, required by the Military Government;
33. Knowingly making any false statement, orally or in writing, to any member of, or person acting under the authority of, the Allied Forces in a matter of official concern; or in any manner defrauding, or refusing to give information required by Military Government;
34. False assumption of authority from the Allied Forces;

- wrongful possession or control of any part of an Allied uniform whether genuine or false;
35. Defacement or unauthorized removal of written or printed matter posted under authority of Military Government;
 36. Wilful destruction, alteration or concealment of any work of art, monument or other cultural property created by another;
 37. Promoting, aiding or attending any public gathering for which no permit has been granted, unless held for religious purposes or in the exercise of functions authorized by the Allied Forces;
 38. Resisting arrest by a person acting under the authority of the Allied Forces, or escaping from arrest or detention imposed under such authority;
 39. Aiding, or failing to report, any person known to be wanted by the Allied Forces;
 40. Dissemination of any rumour calculated to alarm or excite the people or to undermine the morale of the Allied Forces;
 41. Conduct hostile or disrespectful to the Allied Forces or to any of the United Nations;
 42. Initiating or carrying out any criminal prosecution, disciplinary measure or any other form of punishment or victimisation (including boycotting) against any person for co-operating with the Allied Forces or the Military Government;
 43. Acts to the prejudice of good order or of the interests of the Allied Forces or any member thereof.

ARTICLE III

Attempts, Conspiracies

Any one who attempts to commit, or conspires or agrees with another to commit, any offense, or who advises, assists in, or procures the commission of any offenses, or who having knowledge of an alleged offense fails to report it or assists an alleged offender to avoid arrest, shall be punishable as a principal.

ARTICLE IV

Collective Fines

The Bürgermeister or other principal representative of

any community may be charged and tried as representing the residents thereof with any offense for which such residents or a substantial number thereof are alleged to be collectively responsible, and in the event of his being convicted of such offense in his representative capacity, and collective responsibility being established, a collective fine may be imposed upon the community.

ARTICLE V

Responsibility for Corporate Acts

Every director, official or employee of any incorporated or unincorporated company, society, or association, and every partner or employee of a partnership, who in any such capacity, either alone or jointly with others, causes, directs, urges or votes in favour of an act or omission which constitutes an offense for which the company, society, association or partnership would be triable by a Military Government Court, shall be liable therefor as though such act or omission had been done or made in his individual capacity.

ARTICLE VI

Defenses

1. It shall be a good defense to any charge hereunder that the offense charged was on act of legitimate warfare by a person entitled to the status of a combatant.
2. It shall not be a defense to any charge hereunder that the offense charged was committed under orders of any civil or military superior or of any person purporting to act as an official or member of the NSDAP or that the offense was committed under duress.

ARTICLE VII

Definitions

1. The expression "Allied Forces" as used herein and, in the absence of indication to the contrary, in Proclamations, Laws, Ordinances, Notices or Orders of the Military Government, includes persons subject to military, naval, or air force law or to the jurisdiction of British Naval Courts and who are serving under the

command of the Supreme Comander, Allied Expeditionary Force, or of any other Commander of any forces of the United Nations, and any military formation or civilian agency composed in whole or in part of such persons.

2. The expression "enemy forces" includes all persons, whether entitled to belligerent status or not, who are engaged in armed resistance to the Allied Forces.

ARTICLE VIII

Effective Date

This Ordinance shall become effective upon the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY SUPREME COMMANDER'S AREA OF CONTTOL

Ordinance No. 2

MILITARY GOVERNMENT COURTS

It being necessary to establish Military Courts for the trial of offences against the interests of the Allied Forces, it is ordered:

ARTICLE I

Kinds of Military Courts

Military Government Courts in the occupied territory shall be:

General Military Courts
Intermediate Military Courts
Summary Military Courts

ARTICLE II

Jurisdiction

1. Military Government Courts shall have jurisdiction over all persons in the occupied territory except persons other than civilians who are subject to military, naval or air force law and are serving under the command of the Supreme Commander, Allied Expeditionary Force, or any other Commander of any forces of the United Nations.
2. Military Government Courts shall have jurisdiction over:
 - a. All offences against the laws and usages of war.
 - b. All offences under any proclamation, law, ordinance, notice or order issued by or under the authority of the Military Government or of the Allied Forces.
 - c. All offences under the laws of the occupied territory or of any part thereof.

ARTICLE III

Powers of Sentence

3. a. A General Military Court may impose any lawful sentence including death.
- b. An Intermediate Military Court may impose any lawful sentence except death, or imprisonment in excess of ten years, or fine in excess of (£ 2,500-\$ 10,000).
- c. A Summary Military Court may impose any lawful sentence except death, or imprisonment in excess of one year, or fine in excess of (£ 250-\$ 1,000).
- d. Within the limits of the powers given to the court, both a term of imprisonment and a fine may be imposed for the same offence, and a further term of imprisonment within the powers of the court may be imposed in default of payment of the fine.
- e. In addition to or in lieu of sentence of fine, imprisonment or death (within its powers), a Military Government Court may make such orders with respect to the person of the accused and the property, premises or business involved in the offence as are appropriate and authorised by the Rules of Military Government Courts; and shall have power to impound money or other objects, to grant bail and accept and forfeit security therefor, to order arrest, to compel the attendance and order the detention of witnesses, to administer oaths, to punish for contempt, and such other powers as may be necessary and appropriate for the due administration of justice.
- f. Where an offence is charged under the laws of the occupied territory or any part thereof, the punishment which may be imposed shall not be limited to the punishment provided by such laws.

ARTICLE IV

Composition of Courts

4. All members of the Military Government Courts shall be officers of the Allied Forces.
5. General Military Courts shall consist of not less than three members. Intermediate and Summary Military Courts shall consist of one or more members.

6. Advisors to sit with any court may be appointed either by the Court itself or by an authority empowered to appoint such class of court. They shall give the court such advice and assistance as it may require but shall have no vote.

7. Clerks, interpreters, and other persons necessary for the conduct of proceedings, may be appointed by the court.

ARTICLE V

8. Every accused before a Military Government Court shall be entitled:—

- a. To have in advance of trial a copy of the charges upon which he is to be tried.
- b. To be present at his trial, to give evidence and to examine or cross-examine any witness; but the court may proceed in the absence of the accused if the accused has applied for and been granted permission to be absent, or if the accused is believed to be a fugitive from justice.
- c. To consult a lawyer before trial and to conduct his own defence or to be represented at the trial by a lawyer of his own choice, subject to the right of the court to debar any person from appearing before the court.
- d. In any case in which a sentence of death may be imposed, to be represented by an officer of the Allied Forces, if he is not otherwise represented.
- e. To bring with him to his trial such material witnesses in his defence as he may wish, or to have them summoned by the court at his request, if practicable.
- f. To apply to the court for an adjournment where necessary to enable him to prepare his defence.
- g. To have the proceedings translated, when he is otherwise unable to understand the language in which they are conducted.
- h. In the event of conviction, within a time fixed by the Rules of Military Government Courts to file a petition setting forth grounds why the findings and sentence should be set aside or modified.

ARTICLE VI

Review

9. The record of every case in which a petition for

review is filed and of such other cases as shall be determined in accordance with the Rules of Military Government Courts shall be reviewed by such officer or officers as may be designated for that purpose by or under the authority of the Military Government.

10. The reviewing authority shall have power to set aside any finding of guilty, to suspend, reduce, commute or modify the sentence, to order a new trial, and to make such other orders as may be appropriate, but shall not set aside a finding of not guilty. The reviewing authority may increase the sentence in any case in which a petition of review has been filed which is considered to be frivolous, but shall not otherwise increase any sentence.

ARTICLE VII

Confirmation of Death Sentences

11. No sentence of death shall be executed unless and until confirmed in writing by the Supreme Commander, Allied Expeditionary Force or other head of the Military Government for the time being, or such other officer as he may designate. The confirming authority shall have with respect to such sentence, all the powers of a reviewing authority.

ARTICLE VIII

Rules

12. Rules of Military Government Courts not inconsistent with this Ordinance prescribing the procedure of such courts and the mode of exercise of the powers conferred may be made, amended or supplemented by or under the authority of the Supreme Commander, Allied Expeditionary Force, or other head of Military Government for the time being.

ARTICLE IX

Effective Date

13. This Ordinance shall become effective upon the date of the first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

CA/GL 37

MILITARY GOVERNMENT — GERMANY SUPREME COMMANDER'S AREA OF CONTROL

Ordinance No. 3

OFFICIAL LANGUAGE

1. The English language shall be the official language within the above area of control in all matters concerning the Military Government.

2. All official pronouncements and all documents issued or made by or under authority of the Supreme Commander, Allied Expeditionary Force, will be drawn in the English language. If translations into German or any other language are furnished, the English text shall, in every instance, prevail.

3. This Ordinance shall become effective on the date of its first promulgation.

BY ORDER OF MILITARY GOVERNMENT.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

NOTICE

Surrender of Firearms, Ammunition,
Weapons, Carrier Pigeons and Radio
Sending Equipment

ARTICLE I

Notice is hereby given that all firearms including shotguns, ammunition and explosives, and all other weapons, of any kind, must be surrendered immediately:

To

At

ARTICLE II

Notice is hereby given that all wireless transmission sets and parts and accessories thereof must be surrendered immediately:

To

At

ARTICLE III

Notice is hereby given that all carrier pigeons must be surrendered immediately:

To

At

ARTICLE IV

Any person violating the provisions of this Notice shall upon conviction by Military Government Court be liable to any lawful punishment including death as the court may determine.

BY ORDER OF MILITARY GOVERNMENT.

CA/GI 3

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

NOTICE

Declaration of Radio Receiving Sets,
Telephone, Telegraph and Electro-Medical
Apparatus

ARTICLE I

Notice is hereby given that all radio receiving sets, parts or accessories thereof and all telephone or telegraph wire or facilities for the installation, maintenance or repair of radio, wireless, telephone, teletype or telegraph apparatus must be declared immediately:

To

At

ARTICLE II

Notice is hereby given that all electro-medical equipment or diathermy apparatus must be declared immediately:

To

At

ARTICLE III

Violations of these orders are punishable by a Military Government Court.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

NOTICE

Curfew

Until further notice no person within
..... will be permitted
to circulate on the streets or outside his own house without
a permit of Military Government

Any persons found in the streets without such permit
during prohibited hours will be punished by fine or im-
prisonment.

All persons are further warned that military guards are
instructed to shoot any persons seen outside their houses
during prohibited hours who attempt to hide or escape.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

NOTICE

Movement of Persons

ARTICLE I

Travel Restrictions

No person shall travel beyond the limit of *
.....
.....
without a permit from the Military Government Officer at
.....
or his authorized subordinate.

ARTICLE II

Penalties

Any person violating the provisions of this Notice shall
upon conviction by Military Government Court be liable
to any lawful punishment other than death as the court
may determine.

BY ORDER OF MILITARY GOVERNMENT.

* Here insert travel limitation specifying distance from
home or place of business or the area to which travel is
confined.

CA/GI 25

MILITARY GOVERNMENT — GERMANY
SUPREME COMMANDER'S AREA OF CONTROL

NOTICE

This building

is closed to the public until further notice.

BY ORDER OF MILITARY GOVERNMENT.

D.L. G.344

MILITARY GOVERNMENT OF GERMANY

GERMAN POLICE DIRECTIVE

1. All ranks of the Ordnungspolizei and Kriminalpolizei will continue to maintain law and order and enforce any ordinances, regulations and orders issued by the Military Commander. They will not enforce or permit to be enforced any German laws, rules or regulations that are in any manner prejudicial to the Military Forces or are abrogated by Proclamations, Ordinances or Orders.
2. All units and offices of the Ordnungspolizei and the Kriminalpolizei will continue to function under their present operational and administrative controls except insofar as these controls are modified in the following paragraphs.
3. The following offices are abolished by order of the Military Government:
 - a. Reichsführer SS u. Chef der deutschen Polizei.
 - b. Höhere SS u. Polizeiführer.
 - c. Inspekture/Befehlshaber der Sicherheitspolizei und des Sicherheitsdienstes der SS.
 - d. Inspekture/Befehlshaber der Ordnungspolizei.
4. The geheime Staatspolizei and the Sicherheitsdienst der SS are abolished. The German police will cease forthwith all activities presently being carried out under instructions from these organizations.
5. All police officers on the staff of Landespolizeibehörden except the Kommandeure der Gendarmerie and the senior officer of a Wasserschutzpolizei district, will cease to exercise any operational control over police units. The operation and control of the Gendarmerie and the Wasserschutzpolizei will continue as at present. All these officers, including the heads of Gendarmerie and Wasserschutzpolizei, will place themselves under the orders of the heads of the civil administration in their districts, whom they will assist as technical advisers in the general administration of the police forces.
6. The operational control of all units of the Ordnungspolizei, other than the Gendarmerie, Wasserschutzpolizei and the Verkehrskompanien (Mot) z.b.V. is hereby given to the Head of the Civil Administration of the Kreis in which they are located: in the case of a Staatliche Polizeiverwaltung the Polizeipräsident/Polizeidirektor will place himself

under the orders of the Oberbürgermeister/Bürgermeister for both operational and administrative control of the police forces in his charge, and will conduct all future police business with higher government levels through the Oberbürgermeister/Bürgermeister.

7. The Verkehrskompanien (Mot) z.b.V. will concentrate at their Zug headquarters (Hannover and Stuttgart) and will be controlled operationally from the national level through the Landespolizeibehörden of Regierungsbezirk Hannover and Land Württemberg respectively.

8. The Leitstellen and Stellen of the Kriminalpolizei are placed under the operational control of the Polizeipräsident/Polizeidirektor of the Stadtkreise where they are located. They will continue to cover all major criminal and special police investigations in their allotted districts (Zuständigkeitsgebiete), but the work will be operationally supervised by the local Chiefs of Police or Kommandeure der Gendarmerie in their respective areas.

9. The Regierungspräsidenten of frontier districts and the Oberbürgermeister/Bürgermeister of frontier towns will assume forthwith responsibility for the security of the frontiers with the Gendarmerie and Schutzpolizei forces respectively at their disposal.

10. Nothing in this directive will be considered as giving the German Police any authority over members of the Armed Forces of the United Nations, or of persons officially attached thereto.

BY ORDER OF MILITARY GOVERNMENT.

MILITARY GOVERNMENT OF GERMANY

INSTRUCTIONS TO CHIEFS OF GERMAN POLICE AGENCIES

1. You will maintain law and order and enforce any ordinances, regulations and orders issued under the authority of the United Nations.

2. You will not enforce or permit to be enforced any German laws, rules or regulations that are in any manner prejudicial to the Military Forces or are abrogated by any Military Proclamations, Ordinances or Orders, but you will continue to enforce all other German laws.

3. You are no longer under the control of nor will you take orders from superior German police officials. You will be under the control of the chief civil administrative officer in your jurisdiction. This will be the Regierungspräsident or equivalent civil administrative official in the case of the commander of the Gendarmerie and the Oberbürgermeister in the case of the Staatliche Polizeiverwalter. The requirements of the Military Commander will be transmitted to you through German civil administrative channels or directly by the MG Public Safety Officer. You will also receive orders from the MG Public Safety Officer relating to the manner in which you will execute orders and directives received from higher authority.

4. You will immediately notify the head of any Kriminalpolizei Leitstelle, Stelle and Abteilung at present attached to your office that he is no longer under the control of nor will he take orders from superior German Security Police officials, but that he is under your command and complete control. Under your direction he will continue criminal investigative activities within his area in the same manner as at present.

5. You are responsible for border control where your jurisdiction coincides in any manner with the frontiers of Germany, and you will follow the instructions of Counter Intelligence branches of the occupying armies in reference to border control. You will seize and use the equipment of any border control organization within your jurisdiction.

6. You will, upon request, give assistance to Counter

Intelligence, Military Police and other members of the Military Forces.

7. You will complete the attached Police Situation Report in triplicate and return 2 copies to MG Headquarters within 24 hours of receipt of these instructions.

8. You will, within 24 hours, deliver to the MG Public Safety Officer a duplicate of the Civil Defence Situation Report and a duplicate list of the following information relating to each Civil Defence agency under your control:

- a. Services which the organization is prepared to perform.
- b. Methods of mobilisation and operation.
- c. A detailed descriptive list of installations and equipment, indicating present location, purpose, ownership and serviceability.

9. You will within 3 days deliver to the MG Public Safety Officer a Fragebogen properly filled in by yourself and each member of your force.

10. You will complete the attached Personnel Form in quadruplicate and return 3 copies to MG Headquarters within 24 hours of receipt of these instructions listing personnel at present on active duty. Separate lists will be made of auxiliary police, and of the members of any independent police, civil defence and other agencies under your supervision or control. The column headed "Party Affiliations" will be used to indicate those who are now, or ever were, members of the Nazi Party or its formations, affiliated or supervised organizations. Personnel at present absent from duty will be listed separately on this form, recording the date of origin and reason for absence in right-hand column.

11. You will, on the first day of each month, submit to MG Headquarters two copies of the Personnel Form listing members of police agencies under your supervision who have been appointed or who have ceased to serve since the last report.

12. You will, within 7 days after the receipt of the instructions, deliver to MG Headquarters three copies of Personnel Form listing members of the police force who have left the service since 1 Jan. 1933, with the reason for the cessation of service listed in the right-hand column.

13. You will, within 24 hours, submit a preliminary list of the names and addresses of the following categories of

persons in your jurisdiction and you will submit supplements until the lists are complete:

- a. Dismissed civil servants of the superior service.
- b. Dismissed members of professional and business organizations.
- c. Dismissed teachers of universities and schools.
- d. Former trade union leaders.
- e. Jews, listing their professions.
- f. Clergymen, listing their denominations.
- g. Leaders of former parties who have remained in resistance to the Nazis.
- h. Leaders of anti-Nazi groups which may have formed since surrender.

14. You will immediately arrest all members of your force who have destroyed records, permitted prisoners to escape, released any prisoners, wanted by the Military Forces, granted any leave of absence to subordinates in violation of orders or committed acts since surrender prejudicial to the interests of the United Nations. A separate and detailed report on each will be submitted to the Public Safety Officer.

15. You will submit to the Public Safety Officer within 24 hours a list in duplicate of all native or foreign Nazi leaders in your jurisdiction. Supplementary reports will be submitted as other Nazi leaders are discovered.

16. You will detain forthwith the following police officials found in your jurisdiction and release them to the Counter Intelligence branch of the United Nations Forces:

- a. All Police Presidents and Directors.
- b. All members of the Gestapo and Sicherheitsdienst der SS.
- c. Verwaltungspolizei who are serving with the Gestapo either in their headquarters or as special investigators.
- d. All officers of the Order- or Criminal Police above the rank of Lieutenant Colonel or equivalent.
- e. All police who have held commissions as officers of the SS, SA, NSKK, or NSFK, or who have held office in the NSDAP with the rank of Ortsgruppenleiter or above or in the Hitler Jugend with the rank of Bannführer or above.
- f. Such other persons as may be designated by Counter Intelligence or Military Government.

17. You will immediately report to the Public Safety

Officer full information concerning persons placed in your custody by military personnel or arrests made by your police pursuant to the instructions contained in paragraph 16 or for violation of any proclamations, ordinance or other order issued by or on behalf of the Military Command, using the Arrest Report Form for this purpose.

18. You will require each police officer to carry Arrest Report Forms and you will provide supplies of such forms in all police stations.

19. You will request military personnel who deliver a prisoner into your custody to complete an Arrest Report Form in duplicate. Non-compliance by military personnel will be reported at once to the MG Public Safety Officer.

20. You will submit a daily list of prisoners held for more than 3 days against whom charges have not been filed and those being held for security reasons, showing after each name the number of days held, the reason for detention, and whether the arrest was by your police or by military personnel.

21. You will submit daily summaries of major crimes, and report promptly all actual or threatened disorders and other incidents of interest to the Military Forces, including copies of complaints and investigation reports of offences involving military personnel and property.

22. You will submit copies of such daily, weekly, monthly or annual statistical reports as are customarily compiled by your force, and you will include therein summaries of arrests made pursuant to instructions in paragraph 16 and for violations of proclamations, ordinances or other orders issued by or on behalf of the United Nations Military Command.

23. You will prepare MG Warrants for all members of your force, and submit them to the Public Safety Officer for approval and signature.

24. You will issue an armlet to each member of your force who receives a warrant, but to no others.

25. You will require all members of your force to wear armlets at all times when in uniform.

26. You will recover both armlet and warrant from each person who ceases to serve as a police officer. The warrant with date and circumstances of cessation of service shall be delivered to the Public Safety Officer within 24 hours.

27. You will remove from members of your force all arms except pistols, revolvers, truncheons, tear gas and 20 rounds of ammunition per gun. Gendarmes and persons assigned to border control will be permitted to carry carbines. All other weapons and ammunition will be stored in a secure place under lock and all keys will be delivered to the Public Safety Officer.

28. You will receive, label, store, and issue a receipt for articles surrendered in accordance with military orders and ordinances.

29. You will not permit any member of your force to wear a Nazi uniform or insignia nor to render the Nazi salute.

30. All leaves of absence will be cancelled and no leaves except for disability will be granted until further order.

31. You will recruit on a temporary basis persons acceptable to Military Government and train them as auxiliary or regular police in sufficient numbers to reestablish your police organization in proper strength and efficiency.

32. You will take charge of police schools in your jurisdiction, arrest personnel listed in Par. 16, order the remaining student body to return to their respective forces or, if not members of some police establishment, you will attach them to your force for investigation and final disposition. The remaining faculty and administrative personnel will be temporarily attached to your force to be used in safeguarding the school property and equipment and in providing temporary training pending the reorganization of the German police training system.

33. You will immediately remove Nazi ideology and military instruction from any current or projected police training programme.

34. You will immediately institute throughout your jurisdiction patrols adequate to maintain law and order. You will place under police guard vulnerable military or civilian stores and equipment not guarded by Military Forces, and take steps to protect cultural treasures in your jurisdiction. You will, within 24 hours, submit to the MG Public Safety Officer a list of such places. You will obtain permission from the MG Public Safety Officer before such guards are discontinued.

35. You will immediately place under police guard

records and equipment of the SD, Gestapo, and offices of the HSS and PF and subordinate inspectorates within your jurisdiction.

36. You will place under police guard governmental offices and records whenever threatened disorders jeopardize their safety and preservation.

37. You will notify the MG Public Safety Officer at once of violations of law by Military Personnel. You will instruct the members of your force that they do not have any jurisdiction or authority over, nor are they to arrest, trail or question members of the Military Forces. German police, however, may request information and assistance from members of the United Nations Forces.

38. You will give particular attention to:

- a. The apprehension and prosecution of looters, rioters, black market operators and pimps and prostitutes operating in contravention of local laws or Military Ordinances and forgers of ration cards and MG documents and currency.
- b. The recovery of looted goods.
- c. The control of German refugees and assistance in the control of displaced persons who are nationals of other countries.

BY ORDER OF MILITARY GOVERNMENT.

MG/PS/G/3

1945 and 1946 and the results of the investigation
on the 27th and 28th of the month of the year 1946
and 1947.

12. You will give your report to the
proper authorities and to the public in a
clear and concise manner.

13. You will make the report available to
the public in a form which is understandable
and which is of interest to the public. You will
make the report available to the public in a
form which is understandable and which is of
interest to the public. You will make the
report available to the public in a form which
is understandable and which is of interest
to the public of the United States.

14. You will give particular attention to

- a. The organization and membership of the
group, its aims and objectives, and its
activities in connection with the
1947 Elections and the future of the
NCO movement and program.
- b. The nature of the group.
- c. The nature of the group's program and
the nature of the group's activities
and other matters.

BY ORDER OF THE DIRECTOR OF THE BUREAU OF INVESTIGATION

