

S E C R E T

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PARAPHRASE OF CABLE NO. QX-10575

FROM: Twelfth Army Group, Rear
TO : SHAEF, Fwd for SHGE
DTD : SEPT 062130B

Additional jurisdictional restrictions on military commissions appointed by or under authority Twelfth Army Group Commanding General, or authorized previously per ETO Cable E-45664, would seem to prohibit trial in Luxembourg, Netherlands and Belgium of both German civilians and soldiers, and of German civilians in France charged with espionage or offenses against laws of war which impair or threaten effectiveness or security of force of this command.

If interpretation set forth above is correct, request authority to constitute military commissions for trial of German soldiers and civilians as well as other Nationals serving in Armed forces or employment of Axis nations, except Nationals of Allied nations with whom we have agreements re jurisdiction, when charged with offenses set forth in par 1, ETO Cable, E-45664. Such authorization is considered necessary for conduct of military operations and is not regarded as infringing on existing Governmental agreements.

Request clarification, if above interpretation incorrect. German charged with spying against our forces is in custody of First Army. Desirable that we take prompt action in such cases.

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