

Copia



Trieste Libera
Svobodni Trst
Free Trieste



To the Commissioner of the Italian Government
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To the President of the Italian Council of Ministers
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C.c.:

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Subject: former Traffic Police Station in Roiano - State Property of the Free Territory of Trieste

During a press conference held by the Municipality of Trieste on May 3rd, 2017, City Councilors Lodi and Giorgi announced the upcoming beginning of demolition works in the former Traffic Police Station in Roiano, as part of a program for its urban development. The works are scheduled to begin on May 19th, 2017 with the demolition of the main structures (walls, a parking with a canopy, the actual buildings) and the felling of the valuable high-trunked trees in the square.

This means it is works that do greatly affect this public asset, even changing its destination of use. The development project should cost EUR 7,6 million, to be paid with public money.

As for this, it is important underlining that the ownership of the area, identified by Land Registry Particles (*Partite Tavolari*) 326, 1141, 1142, 1159 of Roiano, pursuant to Article 1 of Annex X of the Treaty of Peace with Italy of 10 February 1947, ratified and


implemented in the Italian legal order as Law of the Italian State by virtue of Law 811/1947, with the Legislative Decree of the Provisional Head of State 1430/1947 and with Law 3054/1952, is transferred as Property of State of the Free Territory of Trieste, which is entrusted to the temporary civil administration of the Italian Government, and over which the Italian State, the Italian Republic, has no rights.

However, it results that this asset was transferred to the Municipality of Trieste by the Italian Land Registry Office, thus by a body of another State, with offices in Udine, resulting in the lack of the necessary title of ownership, since the ownership of no public property of the Free Territory of Trieste was ever transferred to the Italian State, for this fact would have constituted a breach of the Treaty of Peace of 10 February 1947, which is also a law of the Italian State itself.

Therefore, there is evidence that this public asset was transferred in breach of the law, and this gives raise to the nullity and voidness of the act.

In view of the above, and also to prevent further losses of revenues to the authorities involved, we request the Office of the Commissioner of the Government to dutifully intervene as representative of the temporary civil administering Government of the Free Territory of Trieste - Territorio Libero di Trieste, exercising the powers it received by virtue of article 70 of Italian Constitutional Law 1/1963, to protect the public assets consisting in the former Traffic Police Station in Roiano, invalidating *ex officio* all the acts of public administrations that acted in breach of the 1947 Treaty of Peace and of the Italian laws that implement and adhere to it.

Trieste, 12 May 2017


Roberto Giurastante
President of the Free Trieste Movement