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DGMcK/CJCL

ALLIED LAND FORCES
SOUTHWEST PACIFIC AREA

SECRET

Advanced Headquarters
A1/301.2/Q2
5 Sep 45.

AUSTRALIAN WAR MEMORIAL
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ADV LHQ ADMINISTRATIVE INSTRUCTION NO 70.

## ADMINISTRATIVE ARRANGEMENTS FOR THE OCCUPATION OF AUSTRALIAN AREAS OF RESPONSIBILITY IN BORNEO AND NEI

RECEIVED
O NT FORCE
12 SEP 1945
FILE

### OBJECT

1. This instruction deals with the following:-

   (a) The policy with regard to General Administrative aspects involved in the occupation of areas of Australian responsibility and reception of surrender of the Japanese Armed Forces and recovery of Prisoners of War in those areas.

   (b) The administrative arrangements necessary to provide for operations contemplated for this purpose.

2. Detailed instructions based on this instruction will be issued for each operation.

### INFORMATION

3. The probable composition and command of the forces to be used, the areas to be occupied and the estimated Japanese strengths in those areas are shown in Appendix 'A' attached.

4. The dates on which these operations will be undertaken are not yet known; however administrative arrangements will be made on the basis of the operations taking place in early September.

5. The estimated period of occupation is at least three months, after which it is anticipated that the forces will be reduced to small garrisons which will remain in occupation until the areas are taken over by the governments concerned or by South East Asia Command.

### GENERAL MAINTENANCE PLAN

6. Initial Maintenance.

60 days initial maintenance of all types (less Japanese rations) including beer and spirits will accompany all forces moving to new areas. This will be provided from the mounting areas as far as possible; otherwise from MOROTAI. Particulars are shown in Appendix 'B' attached and should be taken into account by LHQ in maintaining levels in all areas.

7. Normal Maintenance.

   (a) Normal maintenance will be carried out from areas as shown in Appendix 'C' attached. It will commence 30 days after the arrival of each force in the objective area.

   (b) On further information becoming available regarding the new areas to be occupied and the probable duration of such occupation, arrangements will be made for normal maintenance to be direct from AUSTRALIA, where suitable.

8. Levels of Supply.

(a) Appendix 'C' attached shows the levels of supply to be maintained in all areas and will be implemented in existing advanced bases forthwith. Levels of supply in the proposed areas to be occupied and TARAKAN will be implemented on advice from Adv LHQ.

(b) In the event of alteration in composition or delay in the movement of any of the forces concerned, adjustments will be made within this area by Adv LHQ.

(c) Appendix 'A' of Adv LHQ Adm Instr No 53 of 1 Aug 45 is cancelled and Appendix 'C' of this instruction will be substituted.

(d) It is anticipated that re-grouping of forces and reduction due to demobilization will cause variations in strengths in all areas. Adv LHQ will inform LHQ by the fifth of each month of the estimated strength of each area as at the ETA at destination of the resupply shipping on berth the following month.

SHIPPING.

9. (a) Heavy shipping for the maintenance and movement of the occupation forces will be provided as arranged between Adv LHQ and LHQ.

(b) Small ships and watercraft for local coastwise and intra island maintenance will be arranged by Adv LHQ.

ENGINEER WORKS.

10. (a) An airfield in each area will be rehabilitated to take C47 aircraft.

(b) In the first instance existing wharfage will be rehabilitated to the standard necessary to meet the requirements of the force. Further construction will depend on the port facilities existing in the area and future arrangements for the resupply of the force concerned direct from AUSTRALIA.

(c) Coverage will be provided to accommodate all stores and supplies using existing facilities as far as possible.

(d) In the first instance Engineer Scale A Accommodation stores will move with all forces. As shipping and labour permit this accommodation should be expanded to Scale B,

(e) Engineer projects such as roads, water supply, EL light installations etc will only be developed to a standard necessary to meet the requirements of the force.

(f) Japanese maintenance units and labour may be used for construction to the fullest extent.

11. (a) Civil construction works which are not required for army purposes will not be undertaken without the prior authority of Adv LHQ.

(b) In the event of local authorities requiring works of a rehabilitation nature an application stating all facts and aspects will be forwarded to Adv LHQ for consideration.

REFRIGERATION

12. Allotment of refrigeration to all areas is shown in Appendix 'D' attached.

STORES AND SUPPLIES

13. S & T Supplies

(a) (i) In addition to initial maintenance of supplies each force will move into the area with a quantity of emergency relief supplies for the immediate relief of civilians and the maintenance of the Japanese in the area. The quantity to be taken will be laid down by Adv LHQ for each operation.

(ii) Details of normal method of supply for civilans relief and for maintenance of Japanese forces in areas taken over are contained in paras 19 - 20 and 21 of this Instruction.

(b) Four days landing rations and voyage rations will move with each force. The quantity of voyage rations will be laid down for each operation.

(c) Fresh supplies.

(i) Fresh supplies will be as arranged by LHQ and should take very high priority. (See Appendix 'D' attached)

(ii) Maximum use will be made of local produce without denuding the civil population.

(d) POL.

(i) POL to accompany each force will be made up of 55 days in 44 gallon drums and 5 days in 4 gallon drums.

(ii) As far as is known no bulk oil installations exist nor is there any intention of erecting any such installations.

(iii) The Japanese Comd will be ordered to hand over all stocks of POL, petrol installations equipment and plant used therewith. Under AMF supervision sufficient POL will be issued from these stocks to permit the running of Japanese vehicles as permitted by the Force Comd. Japanese POL for use in Aust and Allied vehicles will be used only after testing of such stocks as to suitability.

(iv) Japanese stocks of POL as proved suitable and up to standard will be used for all purposes in order to economise in Aust stocks.

(v) Particulars of Japanese oil installations and stocks of POL will be forwarded to LHQ with a copy to Adv LHQ as soon as practicable.

14. Ordnance - Ammunition

(a) 10 days at contact rate will move with each force.

(b) Resupply to maintain this level will be on demand.

MEDICAL

15. (a) Hospitalization in each area will be arranged by the force comd.

15. (b) Evacuation:-

Evacuation will be as follows:-

(i) TIMFORCE - to DARWIN

(ii) /Other areas in the NEI to BALIKPAPAN or MOROTAI by Aust Hosp Ships.

(iii) West Coast of BORNEO to LABUAN

RECOVERY AND RECEPTION OF PW

16. First Contact.

(a) Adv LHQ will make a PW Contact Team available to the Comd of each force

The duties of this team are:-

(i) To establish identity of all live PW and pass essential details to the det 2 Adv 2 Ech accompanying the force.

(ii) To make preliminary interrogations to ensure that all live PW are recovered.

(iii) To make out nominal rolls of recovered PW.

(b) Movement to Reception units and hospitals:-
Hospitalization and reception camps will be located at DARWIN LABUAN and MOROTAI and recovered PW will be evacuated to which ever of these areas is the quickest route.

(c) Attention is drawn to Adv LHQ Adm Instr No 62 of 21 Aug 45 regarding procedure for reception of PW and civilians recovered from the enemy. The reception and processing of those evacuated to either MOROTAI or DARWIN will be the responsibility of Adv LHQ and NT Force respectively.

LABOUR.

17. (a) Control of labour both military and civil will be exercised by Force Comd and will be allotted in accordance with priorities determined by him.

(b) Japanese Armed Forces may be used for labour as necessary and appropriate in the maintenance, restoration and operation of such of the civilian services as may be deemed essential to establish or preserve a minimum level of subsistence, prevent disease and epidemics, facilitate the maintenance of law and order, or serve the interests of the occupying forces.

CIVIL AFFAIRS

18. (a) A Netherlands Indies Civil Administrative unit to accompany each force and any increments required for the BBCAU in BORNEO will be arranged by LHQ, on request from Adv LHQ.

(b) Control of civil affairs in the NEI and the duties of NICA will be in accordance with Appx 'F' attached.

CIVIL RELIEF

19. NEI -

(a) As arranged by LHQ with NEI Govt in AUSTRALIA civil relief supplies will be provided as required for the area shown in Appendix 'A' attached.

19. (b) These supplies will be shipped by NICA to the areas concerned on advice and under direction of Adv LHQ.

(c) All civil relief supplies so arranged will be stored and distributed by the NICA unit in the area under the direction of the Force Comd.

(d) In addition to the above, such supplies, rations as are available in mounting areas without reducing AMF stocks will be taken with the Force for emergency relief.

20. BRITISH BORNEO -

(a) Stocks of civil relief supplies are already established in BRITISH BORNEO. BBCAU will distribute these supplies under direction of Force Comd.

(b) Requirements to maintain a level of a minimum of 30 days and a maximum of 60 days in the areas for that portion of the population requiring relief will be advised monthly to ADV LHQ by 9 Aust Div on the advice of the BBCAU in the area. ADV LHQ will arrange with LHQ for this to be shipped to the area.

MAINTENANCE OF THE JAPANESE ARMED FORCES

21. (a) Whilst in occupation it will be the responsibility of the AMF to ensure the maintenance of the Japanese Armed Forces in the occupied areas.

(b) Until the Japanese Govt can arrange for proper maintenance to the areas concerned, a minimum of 30 days and a maximum of 60 days rations, based on the estimated Japanese strength in each area and the minimum essential medical stores will be maintained in areas as shown in Appendix 'C' attached.

(c) (i) Stocks of Japanese rations in new areas will be built up from Adv bases as soon as available.

(ii) It is anticipated however that sufficient Japanese stock will exist in the objective areas to enable this to be done without seriously lowering levels of supply at Adv Bases.

(d) The provisional ration scale for the Japanese is shown in Appendix 'E' attached.

(e) As soon as the surrender is received Japanese stocks including POL, medical stores and clothing in all areas will be issued under AMF supervision for the maintenance of the Japanese Armed Forces.

(f) The quantity of each commodity of Japanese stocks in the area will be advised to LHQ and Adv LHQ as early as possible and will be taken into account in future maintenance shipments.

22. (a) AMF rations will not be used for the maintenance of Japanese unless the Japanese stocks of similar commodities are exhausted. AMF rations will not be allowed to fall below 30 days at any time.

(b) Account will be kept of all AMF stores and supplies issued to the Japanese Forces so that appropriate charges may be made to the Japanese Govt.

COLLECTION AND DISPOSAL OF RECOVERED ENEMY STORES AND EQUIPMENT

23. (a) The Comd of the Japanese Armed Forces in the area will be required to collect all Japanese arms, equipment and stores in accordance with Adv LHQ Operation Instruction No.5 Appendix 'F' and deliver it to areas designated

25. (a) (Contd) by the force comd.

(b) The force comd may use such enemy stores and equipment as he requires; however particulars of all stores and and equipment including recovered stores and equipment not the proven property of any civilian in the area will be advised to Adv LHQ with a copy to LHQ. Disposal will be arranged as required by LHQ.

(c) Attention is drawn to Adv LHQ Adm Instr No 51 of 9 Jul 45.

Brigadier
Deputy Adjutant and Quartermaster General

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Appendix "A" to
Adv LHQ Adm Instr No.70
of 5 Sep 45

## COMPOSITION OF FORCE

| Serial | Force | Estimated Strength | Area From Which To Be Mounted | Objective Area | Responsible For Mounting | Command On Arrival | Estimated Japanese Strength In Area | Remarks |
|---|---|---|---|---|---|---|---|---|
| 1 | TIMFORCE | | | | | | | |
| | Phase One<br>One Bn Gp | 800 | DARWIN | TIMOR | NT FORCE | ADV LHQ | ) 16,000 | |
| | Phase Two<br>33 Aust Inf Bde Gp | 3,100 | MOROTAI | TIMOR | ADV LHQ | ADV LHQ | ) | |
| 2 | One Bde Gp | 5,000 | BALIKPAPAN | Reserve Force | 1 AUST CORPS | ADV LHQ | 9,000 | Possible objective Area in LESSER SUNDAS |
| 3 | One Bde Gp | 5,000 | BALIKPAPAN | PINRANG (CELEBES) | 1 AUST CORPS | ADV LHQ | 9,000 | This operation may not be necessary. Would only be one Bn Gp initially rein-forced later if required |
| 4 | 26 Aust Inf Bde Gp | 5,000 | TARAKAN | AMBON | 1 AUST CORPS | ADV LHQ | 17,500 | |

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Appendix "B" to
Adv LHQ Adm Instr No. 70
of 5 Sep 45

## 60 DAYS INITIAL MAINTENANCE TO BE MOVED WITH FORCES

| Area | Force | Mounted From | Initial Maintenance Available From | ST Tons M | | Ord Tons M | | Canteens Tons M | Med Tons M | Engrs Tons M | Others Tons M | Total Tons M |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | Sups | POL | Stores | Amn | | | | | |
| TIMOR | One Bn Gp | DARWIN | DARWIN | 236 | 255 | 100 | 20 | 80 | 10 | 1300 | 20 | 2021 |
| | 33 Bde Gp | MOROTAI | MOROTAI | 706 | 766 | 285 | 45 | 280 | 36 | 1200 | 60 | 3378 |
| AMBON | 26 Bde Gp | TARAKAN | TARAKAN | 588 | 650 | 450 | 45 | - | 72 | 50 | - | 1855 |
| | | | MOROTAI | 588 | 650 | 100 | 10 | 440 | - | 1500 | 100 | 3388 |
| LESSER SUNDAS | One Bde Gp | BALIKPAPAN | BALIKPAPAN | 588 | 1300 | 550 | 55 | 350 | 104 | 1500 | 50 | 4497 |
| | | | MOROTAI | 588 | - | Nil | - | 100 (B&S) | - | 50 | 50 | 788 |
| CELEBES | One Bde Gp | BALIKPAPAN | BALIKPAPAN | 588 | 650 | 550 | 55 | 350 | 104 | 1500 | 50 | 3847 |
| | | | MOROTAI | 588 | 650 | Nil | Nil | 100 (B&S) | - | 50 | 50 | 1438 |

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Appendix "C" to
Adv LHQ Adm Instr No.70
of 5 Sep 45

## LEVELS OF SUPPLY

| Area To Be Maintained | To Be Maintained From | Figure On Which Maintenance Based | Engrs | Supplies European incl Expense Stores | Japanese Rations | Hospital Supplies | POL | Medical & Dental | Ord Stores | Amn | Canteens | Miscellaneous |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| MOROTAI | AUSTRALIA | AMF / RAAF / JAPS<br>MOROTAI 17000 / 6000<br>TARAKAN 2600 / 4900<br>AMBON 5000 / 18000<br>LESSER SUNDAS 5000 / 9000<br>29600 / 10900 / 27000<br>10900<br>40500 | ½ Base Depot plus special project stores | 30/60 days for 40,500 | 30/60 days for 27,000 | 30/60 days for 5,000 Hospital Patients | 30/60 days HBF & SAO for 23,000<br>POL less MT80 & AVGAS for 7,500<br>POL all items for 10,000 | 60/90 days for 29,600(a) | 60/90 days for all units on OOB | 10 days Contact | 30/60 days for 40,500 | 30/60 days for 40,500 |
| LABUAN | AUSTRALIA | AMF 22000<br>RAAF 8000<br>30000<br>JAPS 13000 | ½ Base Depot plus 1 CRE Depot plus special project stores | 30/60 days for 30,000 | 30/60 days for 13,000 | 30/60 days for 2,000 Hospital Patients | 30/60 days POL less ADF,MT80 & AVGAS for 30,000 | 60/90 days for 22,000(a) | 60/90 days for all units on OOB | 10 days Contact | 30/60 days for 30,000 | 30/60 days for 30,000 |
| BALIKPAPAN | AUSTRALIA | AMF / RAAF / JAPS<br>BALIKPAPAN 16000 / 9000 / 9000<br>CELEBES 5000 / - / 9000<br>21000 / 9000 / 18000<br>9000<br>30000 | ½ Base Depot plus one CRE Depot and special project stores | 30/60 days for 30,000 | 30/60 days for 18,000 | 30/60 days for 1,500 Hospital Patients | 30/60 days POL less ADF,MT80 & AVGAS for 25,000<br>POL all items for 5,000 | 60/90 days for 21,000(a) | 60/90 days for all units on OOB | 10 days Contact | 30/60 days for 30,000 | 30/60 days for 30,000 |
| TARAKAN | MOROTAI | AMF 2600<br>RAAF 4900<br>7500 | - | 15/45 days for 7,500 | - | 15/45 days for 700 Hospital Patients | 15/45 days POL less MT80 & AVGAS for 7,500 | 30/60 days for 2,600 | 30/60 days for all units on OOB | 10 days Contact | 15/45 days for 7,500 | 15/45 days for 7,500 |

| | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| TIMOR | AUSTRALIA | AMF 3900<br>JAPS 16000 | One CRE Depot plus special project stores | 30/60 days for 3,900 | 30/60 days for 16,000 | 30/60 days for 300 Hospital Patients | 30/60 days POL all items for 3,900 | 30/60 days for 3,900(a) | 60/90 days for all units on OOB | 10 days Contact | 30/60 days for 3,900 | 30/60 days for 3,900 |
| AMBON | MOROTAI | AMF 5000<br>JAPS 18000 | One CRE Depot plus special project stores | 30/60 days for 5,000 | 30/60 days for 18,000 | 30/60 days for 300 Hospital Patients | 30/60 days POL all items for 5,000 | 30/60 days for 5,000(a) | 30/60 days for all units on OOB | 10 days Contact | 30/60 days for 5,000 | 30/60 days for 5,000 |
| LESSER SUNDAS | MOROTAI | AMF 5000<br>JAPS 9000 | One CRE Depot plus special project stores | 30/60 days for 5,000 | 30/60 days for 9,000 | 30/60 days for 300 Hospital Patients | 30/60 days POL all items for 5,000 | 30/60 days for 5,000(a) | 30/60 days for all units on OOB | 10 days Contact | 30/60 days for 5,000 | 30/60 days for 5,000 |
| CELEBES | BALIKPAPAN | AMF 5000<br>JAPS 9000 | One CRE Depot plus special project stores | 30/60 days for 5,000 | 30/60 days for 9,000 | 30/60 days for 300 Hospital Patients | 30/60 days POL all items for 5,000 | 30/60 days for 5,000(a) | 30/60 days for all units on OOB | 10 days Contact | 30/60 days for 5,000 | 30/60 days for 5,000 |

(a) Medical & Dental Supplies for Japanese - will be provided as available

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Appendix "D" to
Adv LHQ Adm Instr No.70
of 5 Sep 45

## REFRIGERATION

| Area | Force | Approx Strength | Mounting Area | Refrigeration At Present in Mounting Area | Requirements | | | Suggested Allotment | | | | Remarks |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Unit @ 1/3 cu ft per man | Base @ 3/4 cu ft per man | Total cu ft | Type | Unit | Base | Total | |
| (a) | (b) | (c) | (d) | (e) | (f) | (g) | (h) | (j) | (k) | (l) | (m) | (n) |
| AMBON | 26 Bde Gp | 5,000 | TARAKAN | 4 x 300<br>1 x 9000 | 1,667 | 3,750 | 5,417 | 100<br>9000 | 4(a) | 1(b) | 10000 | Allowance for Bde dispensed<br>(a) From MOROTAI<br>(b) From TARAKAN Reefer Barge |
| CELEBES | Bde Gp | 5,000 | BALIKPAPAN | 12 x 100<br>18 x 300<br>3 x 5000 | 1,667 | 3,750 | 5,417 | 100<br>300<br>5000 | 2(c)<br>3(c) | 1(d) | 6100 | (c) From BALIKPAPAN<br>(d) From AUST via MOROTAI |
| LESSER SUNDAS | Bde Gp | 5,000 | BALIKPAPAN | as above | 1,667 | 3,750 | 5,417 | 100<br>300<br>9000 | 2(c)<br>3(c) | 1(e) | 10100 | (c) From BALIKPAPAN<br>(e) From MOROTAI Reefer Barge |
| TIMOR (f) | Two Bns | 3,900 total strength incl Force from DARWIN | MOROTAI | 18 x 100<br>17 x 300<br>3 x 5000<br>1 x 9000 | | | | | | | | (f) All refrigeration from this area will be drawn from DARWIN or AUST |

NOTE :(g) The following refrigeration has yet to be shipped ex AUST in resupply shipping direct to ports shown:-

MOROTAI - 4 x 100 cu ft
BALIKPAPAN - 13 x 100 cu ft
11 x 300 cu ft
LABUAN - 15 x 100 cu ft
2 x 300 cu ft

(h) 9000 cu ft reefer barge from MOROTAI referred to in note(c) to go to first area occupied

(j) 2 x 5000 cu ft to be called fwd from AUST to replace 9000 cu ft reefer barge withdrawn from MOROTAI

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APPENDIX 'E'
to Adv LHQ Adm Instr No 70
of 5 Sep 45.

## DAILY RATION SCALE OF JAPANESE ARMED FORCES

| | |
|---|---|
| Tea | 2/7 oz |
| Biscuits white | 7 oz |
| Flour white | 1/2 oz |
| Rice unpolished | 3 oz |
| Salt | 3/7 oz |
| Edible animal fat | 1/2 oz |
| Dried fruit | 1/2 oz |
| Tinned fish | 3-3/7 oz |
| M & V | 1-5/7 oz |
| Condensed milk | 1/2 oz |
| Sugar | 1/4 oz |
| Native equivalents for potatoes fresh | 8 oz |
| or Dehyrated potatoes | 2 oz |
| Native equivalent for onions fresh | 2 oz |
| or Unattractive varieties of tinned vegetables | 1-2/3 oz |

This scale indicates maximum quantities of rations which may be issued. The calorific value approximates 1685 calories. Only such items and quantities will be issued as are necessary to supplement items available from Japanese stocks or local fresh equivalents to achieve a similarly balanced ration of a total calorific value of approximately 1685 calories.

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Appendix "F" to
Adv LHQ Adm Instr No.70
of 5 Sep 45

# CIVIL AFFAIRS

## 1. GENERAL

The Civil Affairs phases of these operations include:

(a) The furnishing of minimum quantities of food, fuel, clothing, emergency shelter and medical, sanitary and other essential supplies necessary to preserve lines of communication and maintain the health and working capacity of the population and to preserve public order.

(b) The early re-establishment of the Netherlands Indies Government within the occupied area.

(c) The investigation of the possibility of restoring production, storage and loading facilities in the objective area.

## 2. NETHERLAND INDIES CIVIL ADMINISTRATION UNITS (NICAs)

### (a) GENERAL

The Netherlands Indies Government has organised Civil Administration units (NICAs) as units of the Netherlands Indies Army and has made them available to assist Allied Army and Base Commanders in the discharge of their responsibility for Civil Administration and Relief in occupied areas. The NICA units have the authority of the Netherlands Indies Government for administering, disciplining and employing the population in the area of operation in the manner best contributing to the success of the common effort against the enemy. They are not combat forces but are provided to relieve combat forces of the burden of civil administration.

### (b) FUNCTIONS

The basic functions of the NICA unit are:

(i) The civil administration and control of all non-military individuals, whether native or otherwise, in re-occupied areas of the Netherlands Indies.

(ii) The procurement, control and administration of civilian labourers.

### (c) PERSONNEL

(i) The Commanding Officer of the NICA Detachment (CONICA) will be in command of the NICA Detachment and will be responsible for the control and civil administration of all non-military individuals in re-occupied areas in accordance with established policies and will also provide overseers for labourers.

(ii) Composition of the NICA unit will be as determined by NEI authorities for each projected operation.

## 3. ADMINISTRATION OF NON-MILITARY INDIVIDUALS

(a) CONICA will recommend to the Commander of the force those individuals to be evacuated from the area of operations and will be responsible for those retained therein. The Commander will be responsible for the evacuation of those individuals whose evacuation he has ordered or approved, and for the application of such restrictions to non-military individuals as he deems necessary.

3. (a)(Cont) The Commander will inform NICA of those individuals evacuated and upon whom restrictions have been placed.

(b) CONICA will -

(i) Prevent the civil population from interfering with the military effort.

(ii) Recruit labour for all purposes.

(iii) Assist in establishing public safety measures.

(iv) Stimulate local food production and fishing.

(v) Institute measures for health and sanitation, including restoration of civilian hospitals.

(vi) Re-establish the Netherlands Civil Administration in accordance with Netherlands East Indies Law.

4. LABOUR - NEI

(a) CONICA is responsible for recruiting, clothing, equipping, housing, feeding, paying, working, hospitalising and disciplining labourers.

(b) CONICA will designate an officer in charge of labourers who will:

(i) Be responsible for the efficient employment of labourers.

(ii) Allocate labourers to specific tasks in accordance with priorities established by the Commander.

(c) The Commander will designate one officer who will indicate to CONICA the priority of the tasks to be performed by labour and all requisitions for use of labour will pass through this officer.

(d) Transportation will be provided, as available, for carrying labourers from and to their compounds.

(e) Labourers will not be attached to military units.

(f) Labourers should preferably be employed in construction work, as couriers, clearing ground, in grass cutting, in malaria control, in general work in dumps and in unloading ships. They will not be employed in domestic duties or in tasks other than those mentioned above except in emergencies.

5. RELATIONSHIP WITH INTELLIGENCE SERVICES

(a) AIB and CIC personnel are not part of NICA, have no jurisdiction over the administration or control of the civilian population in occupied area and will, in no case, be placed in a position of authority over CONICA or members of the NICA unit.

(b) If AIB or CIC personnel require civilians for carrying out their duties, appropriate request will be submitted to the officer designated in accordance with paragraph 5 (c).

6. RELATIONSHIP OF TROOPS WITH CIVIL POPULATION

(a) The population of the Netherlands Indies will be of great assistance to the command, once their confidence has been gained. Every effort will be made to maintain friendly relations with the population.

6.(cont) (b) The following policies will be observed:

(i) Troops will not molest civil population

(ii) Troops will not enter dwellings without permission of the inhabitants, except in the performance of duties.

(iii) Troops will not obtain articles, including foodstuffs, without the consent of the owner; items will be paid for at rates established by NICA.

7. PAYMENT FOR SERVICES AND SUPPLIES

By arrangement between Australian and Dutch Governments, payment for all services and supplies for operations within NEI territory will be a charge against the Dutch Government.

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Annexure "A" to
Appendix "F" of
Adv LHQ Adm Instr No.70
of 5 Sep 45

# PRINCIPLES GOVERNING ARRANGEMENTS FOR CIVIL ADMINISTRATION AND JURISDICTION IN NETHERLANDS TERRITORY IN THE SOUTHWEST PACIFIC AREA

The discussions which have taken place between the Netherlands and the United States representatives concerning the principles which will govern questions of civil administration and jurisdiction of Netherlands territory in the Southwest Pacific Area liberated by Allied Forces under the Commander-in-Chief of that Area, have led to agreement upon the following broad conclusions.

The principles set out below are designed to provide a practical solution of immediate problems and to facilitate as far as possible the work of the Commander-in-Chief and thereby the common purpose of the Allied Governments, to expel the Japanese from the Netherlands Indies and gain final victory over Japan. It is understood that these arrangements in no way affect the sovereignty of the Netherlands Government

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1. In combat areas, it is recognised that the Commander-in-Chief, Southwest Pacific Area, will, to the extent necessitated by the military situation, possess de facto authority to take all necessary measures.

2. It is agreed that the Netherlands Government will resume as rapidly as practicable, even in combat areas, full responsibility for the civil administration of reoccupied Netherlands territory. To accomplish this, it will reestablish the Netherlands Indies administrative and judicial services as rapidly as possible and will make available key members of its civil administrative service to accompany the military forces reoccupying Netherlands territory. The Commander-in-Chief will, as rapidly and as fully as the military situation in his judgment permits, notify the Lieutenant-Governor-General of the extent to which such responsibility should be resumed.

3. As long and in so far as the full responsibility for the civil administration has not yet been transferred to the Netherlands Government, the allied military commanders will as a rule, for matters relative to the civilian population, make use of the intermediary of the Netherlands Indies civil affairs officers available in the area.

4. The Netherlands Indies Government will, in any territory wherein it has resumed responsibility for the civil administration render all possible assistance to the Commander-in-Chief in the prosecution of the war, particularly with reference to the use of ports, lines of communication and airfields and other facilities of military importance.

5. Appointments in the Netherlands Indies administration and judicial services will be made by the competent Netherlands Indies authorities in accordance with Netherlands Indies law.

6. Members of the Netherlands armed forces serving in Netherlands units with the Allied forces in Netherlands territory shall come under the exclusive jurisdiction of Netherlands courts. Netherlands subjects who, at the time of entering the Netherlands Indies, are serving as members of the Allied forces under conditions which render them subject to the naval, military or air force law of another Allied Government, will not be regarded as members of the Netherlands armed forces for this purpose.

7. In the exercise of jurisdiction over civilians, the Netherlands Indies authorities will make the necessary arrangements for ensuring the speedy trial in the vicinity by Netherlands Indies Courts of such civilians as are alleged to have committed offences against the persons, property or security of the Allied forces, without prejudice however to the power of the Commander-in-Chief, Southwest Pacific Area, if military necessity in his judgment so requires, to bring to trial before a military court any such civilian.

8. Without prejudice to the provision of paragraph 14, the Service Courts and authorities of the Allies whose forces are co-operating with the Netherlands forces in the liberation of Netherlands territory will have exclusive jurisdiction over all members of their respective forces and overall persons of non-Netherlands nationalty not belonging to such forces who are employed by or who accompany those forces and are subject to their naval, military or air force law. The question of jurisdiction over such merchant seamen (of non Netherlands nationalty) as are not subject to Allied Service law will require special consideration and should form the subject of a separate agreement.

9. (a) Persons who are subject to the exclusive jurisdiction of Netherlands authorities, as mentioned in paragraph 6, may, in the absence of Netherlands authorities, be arrestedby Allied military police and detained by them until they can be handed over to competent Netherlands authorities.

(b) Persons subject to the exclusive jurisdiction of the Allied Service courts and authorities, as mentioned in paragraph 8, may, however, be arrested by the Netherlands Indies police for offences against Netherlands Indies law and detained until they can be handed over to the appropriate Allied Service authority. A certificate signed by an Allied service officer of field rank or its equivalent, that the person to whom it refers belongs to one of the classes to whom paragraph 8 applies, will be conclusive. The procedure for handing over such persons is a matter for local arrangement.

10. The Commander-in-Chief, Southwest Pacific Area, and the Netherlands Indies authorities will take the necessary steps to provide machinery for such mutual assistance as may be required in making investigations, collecting evidence and securing the attendance of witnesses in relation to cases triable under their respective jurisdictions.

11. Members of the Allied Forces referred to in paragraph 8 and organisations and persons employed by or accompanying those forces, and all property belonging to them, or to their Governments, shall be exempt from all Netherlands Indies taxation (including customs) except as may be subsequently agreed between the Netherlands Government and the Allied Governments concerned. The authorities of such forces will take the necessary steps to ensure that such property is not sold to the Public in the Netherlands Indies except in agreement with the Lieutenant-Governor-General.

12. The Netherlands Indies authorities, in accordance with Netherlands Indies law, will make available to the Commander-in-Chief, Southwest Pacific Area, such labour, billets and supplies, the use of lands, buildings, transportation and other services as he may request for the military needs of his command.

13. The immunity from Netherlands jurisdiction and taxation resulting from paragraphs 8 and 11 will extend to such selected civilian officials and employees of the Allied Governments present in the Netherlands Indies on duty in furtherance of the purposes set forth in the preamble hereto, as may from time to time be notified by the Commander-in-Chief, Southwest Pacific Area, to the Lieutenant- Governor-General.

14. Should circumstances in future be such as to require provision to be made for the exercise of jurisdiction in civil matters over non-Netherlands members of the Allied forces present in the Netherlands Indies, the Allied Governments concerned and the Netherlands Government will consult together as to the measures to be adopted.

15. Other questions arising as a result of the liberation of Netherlands territory by Allied Forces, (in particular, questions relating to finance and currency, the handling of claims for compensation for damage or injury preferred by Netherlands subjects) which are not dealt with in this statement of principles are subject to separate agreement as far as necessary.

16. It is understood that when changes in the situation make it urgently necessary, the Commander-in-Chief, Southwest Pacific Area, and the Lieutenant-Governor-General may by mutual agreement temporarily modify or suspend the application of any of the provisions of this agreement, subject to later confirmation by the United States and Netherlands Governments.

(s) H J van Mook
(t) H J van Mook

Lieutenant-Governor-General
Netherlands Indies

(s) Douglas MacArthur
(t) Douglas MacArthur

Commander-in-Chief,
Southwest Pacific Area

10 Dec 45