



- 1) **to the Commissar of the Italian Government**
in Region Friuli Venezia Giulia
and, through them, to the Italian Government
as temporary civil administrator of
the Free Territory of Trieste and of its international Free Port;
- 2) **to the Italian Prefect in Trieste;**
- 3) **to the administration of Region Friuli Venezia Giulia;**
- 4) **to the Italian Port Authority in Trieste;**
- 5) **to the administration of the Municipality of Trieste;**
- 6) to the **International Provisional Representative
of the Free Territory of Trieste**, with a delegation for international competence

direct notification of via certified email
to the persons legally responsible *pro tempore*

and directly reported to:

- the regional district of the Court of Accounts
- the Prosecution Office of the Republic in Trieste

**PUBLIC WARNING TO THE ITALIAN CIVIL AUTHORITIES
ACTIVE IN THE FREE TERRITORY OF TRIESTE
concerning the international Free Port of the Free Territory of Trieste
and in particular its Northern Free Port, also known as "*porto vecchio*".**

This warning is notified, for all effects and with all legal consequences, to the above mentioned Italian authorities, published and sent for information and delegation to the International Provisional Representative of the Free Territory of Trieste - I.P.R. F.T.T. by the Free Trieste Movement to defend the legitimate interests of the citizens and of the enterprises of the Free Territory of Trieste - FTT and of the other States holding rights over the international Free Port of Trieste.

Given

that on this matter were already expressed and notified to the same Italian authorities listed above and to the persons legally responsible for them *pro tempore* several and documented of dissuasion and notices of default, as well as

public, criminal complaints, which therefore are recalled in full in this warning as integrations, as well as having been taken upon itself, on 16.9.2015, by the International Provisional Representative of the Free Territory of Trieste - I.P.R. F.T.T.;

considered

that in spite of this, certain representatives of the Italian authorities mentioned before continue to show, with unlawful administrative actions, pseudo-judicial thesis, political statements and pressing via the media, their intention to force, at the earliest possible time, the enforcement of the well-known illegal project involving the Northern Free Port, in professed execution of sub-paragraphs No. 618, 619 and 620 of articles 1 of the Financial Law of the State of Italy (*legge di stabilità*) of 23 December 2014, No. 190;

considered

that the attempts to impose said illegal projects are known to be carried out, since a long time, are carried out by a transversal consociation of politicians, private subjects and functionaries of the temporary civil administration of the Free Territory of Trieste and of the State of Italy, giving raise to the alleged violation of article 1 of Italian law No. 17/198, as well as documented anti-mafia questions,

making clear

for all effects and with all legal consequences, to the Italian authorities listed above that, as they cannot ignore, both due to their institutional role that is directly involved and for receiving the above mentioned specific, documented notices of default, that:

1. each act for the full of partial implementation of the provisions of sub-paragraphs No. 618, 619 and 620 of article 1 of the financial law of the State of Italy (*legge di stabilità*) 23 December 2014, No. 190 would constitute a clear and intentional violation of the Constitutional legality of the Republic of Italy and violation of international law, precisely:

a) violation of the international obligations of the Republic of Italy, as assumed under the international obligations of the Republic of Italy, as accepted with the laws of ratification and execution of the Treaty of Peace of 10 February 1947, in force, which under the Constitution of the Republic of Italy prevail on national and regional law (articles 10, sub-paragraph 1 and 117 sub-paragraph 1 of the Constitution of the Republic of Italy), and as confirmed once again within the *corpus* of consequent Italian laws, including State budget laws of the Republic of Italy, relating to the parts that relate to the here mentioned Free Territory of Trieste, of, in short "Territorio di Trieste", from 1947 to this day;

b) violation of the obligations consequent the international mandate of temporary civil administration over the current Free Territory of Trieste, which

under the Memorandum of Understanding of London, in force, is entrusted since 5 October 1954 to the responsibility of the Italian Government, which exercises it to this day, both directly and through the bodies it has delegated for this purpose, also in relation to the international obligations of the State of Italy (Commissar of the Government, and, as subordinates, a Prefect and a regional administration, under article 70 of Constitutional Law No. 1/1963);

c) violation of the rights of State of the Free Territory of Trieste, of the rights of the sovereign population, of the residents and of the enterprises of the Free Territory of Trieste, as well as of the general and special rights of the other States and their enterprises in connection with the Free Territory of Trieste and over its international Free Port.

d) due to the unlawful nature of those actions, all Italian public officers who are informed of them do also have a legal obligation to prevent them (article 40, sub-paragraph 2 of the Italian Criminal Code).

2. For these reasons, any implementing act following in full or partially the provisions of sub-paragraphs 618, 619 and 620 of article 1 of Italian law No. 190/2014 would be vitiated with irremediable, absolute, nullity *ab origine*, therefore would have no legal effects for third parties either as well as giving raise to liabilities for criminal, civil and administrative legal actions and punishments for the public officers responsible, as well as legal actions for the compensation of the damages caused to subjects of private, public and international law, as well as to third parties in *bona fide*.

3. By committing the violations subject of this warning, Italian public officers responsible would therefore cause enormous damages to revenues of the institutions of both the State and the provisional Italian Government that would be involved.

4. The absolute nullity *ab origine* of eventual acts to execute sub-paragraphs 618, 619 and 620 of article 1 of Italian law No. 190/2014 would be immediately and efficaciously raised, also for the purpose of the relaxation of damages, before the competent Courts under both Italian and international law.

Trieste, 26 October 2015.

on behalf of the Free Trieste Movement
the President:

Roberto Giurastante