

Translation from German

RESTITUTION REPORT 2003/2004

SIXTH REPORT OF THE FEDERAL MINISTER FOR EDUCATION, SCIENCE AND CULTURE TO THE *NATIONALRAT* [LOWER CHAMBER OF THE AUSTRIAN PARLIAMENT] ON THE RESTITUTION OF ART OBJECTS FROM AUSTRIAN FEDERAL MUSEUMS AND COLLECTIONS

Section 2 (3) of the Federal Statute of 4 December 1998 on the Restitution of Art Objects from the Austrian Federal Museums and Collections provides for an annual obligation to inform the *Nationalrat* of restitutions of art objects effected during the reporting period. The first report covered restitutions effected during the period from 19 December 1998 to 18 August 1999, the second report covered restitutions effected during the period from 27 October 1999 to 28 November 2000, the third one covered the period from 23 January 2001 to 1 October 2001, the fourth report covered the period from 10 April 2002 to 3 December 2002 and the fifth one covered the period from 11 March 2003 to 27 January 2004. All five reports were acknowledged by the *Nationalrat*.

The purpose of the Restitution Act is to reconstitute art objects from the Austrian federal museums and collections which passed into the ownership of the Republic of Austria in the course or as a consequence of Nazi tyranny to the original owners or their legal successors. In order to fulfil this mission of the Act a systematic and complete review of the entire inventory of the Austrian federal museums and collections as to their provenance is necessary. The Commission for Provenance Research established in 1998 is fulfilling this task. The staff of the Commission is working in the individual federal museums and collections, where they inspect the inventories, archives and objects themselves as to indications of provenance, which they follow using relevant databases, card files and files from public archives. The results of such research are compiled in dossiers and submitted to the office of the

Commission for Provenance Research established at the Federal Monuments Office [*Bundesdenkmalamt*] for editing. The archive of the Federal Monuments Office contains extensive material on the confiscation and restitution of art objects, which has been organised and gradually opened up during the past few years. The revised dossiers are forwarded to the Advisory Board established at the Federal Ministry for Education, Science and Culture according to Section 3 of the Restitution Act, which makes recommendations to the Federal Minister for National Defence, the Federal Minister for Economy and Labour and to the Federal Minister for Education, Science and Culture on transfers of title.

A positive restitution decision made by the Minister in charge is in almost all cases followed by an extraordinarily difficult and time-consuming search for the persons entitled to restitution because mostly the entitled persons are already descendants of the second or third generation of the former owners and because many probate proceedings were conducted abroad. In most cases succession documents have to be compiled from all over the world to be able to give an opinion on legal succession based thereon.

The search for legal successors has, above all, been successful due to the support provided by the contact office of *Israelitische Kultusgemeinde* [Jewish Community] Vienna. We would like to take this opportunity to thank the entire staff of the contact office very much, above all Mrs. Erika Jakobovits and Dr. Ingo Zechner.

STATUS OF PROVENANCE RESEARCH

The work of the Commission for Provenance Research was overshadowed by the sudden death of its founder and long-time chairman, Dr. Ernst Bacher in April 2005. Despite his severe illness the former curator general of the Federal Monuments Office, who had headed the Commission since spring 1998, had continued working in the service of provenance research untiringly and selflessly until his death. The results of provenance research referred to in the present report and in the previous five reports as well as the restitutions resulting therefrom would not have been possible without the expertise and personal commitment of Prof. Dr. Ernst Bacher, who deserves posthumous thanks and tribute.

SUBJECTS AND ACTIVITIES

In the interest of quick action for the benefit of the persons aggrieved, provenance research has always been focused on dealing with those cases in which it was not only possible to find clear indications of a confiscation during the Nazi period but also indications of the original owners. Careful examination of questionable cases and of objects of unclear provenance as well as documentation of negative evidence of non-problematic acquisitions are indispensable with respect to a systematic and complete examination of the inventories of the federal museums and collections. It was not for Prof. Dr. Bacher to bring to an end the project of preparing a summarising report on the activities carried out by the Commission for Provenance Research so far, which he had started - this work will now have to be accomplished by his successor.

Preparatory work for the said summarising report on provenance research is carried out in the federal museums and collections. As already mentioned in the last Restitution Report 2002/2003, a comprehensive list drawn up in co-operation with the contact office of *Israelitische Kultusgemeinde* [Jewish Community] Vienna, which is to ensure uniform presentation of provenance research in the individual institutions, is available for that purpose. That guideline is to help characterising the inventories of collections and archives and to ensure transparent presentation of the work accomplished and its results. In order to achieve such uniformity at presentation level, further harmonisation and standardisation of provenance research and its documentation is necessary. A significant aspect in this respect is compliance with compulsory research standards and introduction of a binding horizon for examination.

In the course of the preparatory work for the summarising report on provenance research it turned out again that the individual federal museums and collections each provided for different periods for the examinations. When the Commission started working the reasons given were quite objective and specific to the different collections. However, individual cases of provenance research which are beyond the relevant horizon for research clearly indicate that harmonisation and a general extension of the examination period will be necessary. In this connection it has to be pointed out that according to Section 1 subpara 2 of the Restitution

Art objects have to be restituted which lawfully passed into the ownership of the Federal Republic, but which had previously been the subject-matter of a void legal transaction as defined by the Federal Statute of 15 May 1946 on the Invalidation of Legal Transactions and other Legal Actions under German Occupation, BGBl. [Federal Law Gazette] No. 106/1946 [*Nichtigkeitsgesetz*]. There is no time limit in this respect. As was shown by individual restitutions during the past few years, more recent acquisitions may also fulfil the prerequisites of the Restitution Act.

More staff of the Commission has already been assigned to some of the federal museums (*MAK - Österreichisches Museum für angewandte Kunst* [Austrian Museum of Applied Arts], (*Museum für Völkerkunde* [Museum of Ethnology], *Naturhistorisches Museum* [Museum of Natural History], *Österreichische Galerie Belvedere* [Austrian Gallery Belvedere], *Österreichisches Theatermuseum* [Austrian Theatre Museum]) *Technisches Museum* [Technical Museum]) as required in order to be able to deal with the increased workload in connection with completion of a systematic and complete examination.

In the interest of fast processing preparation of a summarising report on the results of provenance research achieved so far constitutes a central and primary concern of the Commission. However, the Commission also feels obliged to comprehensively process, evaluate and make accessible the materials relevant to provenance research, which will still require quite some time. The research results do not only have to be comprehensible, which requires proper archiving of the historical documents used in research but, in addition, the relevant archive material should be made available permanently also for future provenance research - within and beyond the limits set by the Restitution Act.

The Federal Ministry for Education, Science and Culture plans to set up an object database in co-operation with the contact office of *Israelitische Kultusgemeinde* [Jewish Community] Vienna. The said database will serve the purpose of identifying questionable objects and will not contain real but virtual objects: descriptions of objects from different historical sources which, when linked and compared with each other, will throw light upon the history of confiscated objects. In this way the problem that the information contained in different sources (title, measurements, date of origin/creation, etc.) often differ substantially and that in

many cases an expert conclusion is required to determine the identity of a subject, is intended to be solved.

From the restitution materials of the archive of the Federal Monuments Office, inter alia, the so-called photo inventory, the property cards of the Central Collecting Point Munich and the photos from the personal records are intended to be integrated as image documents into the database. From the written documents, inter alia, the list material from the different recoveries (such as, e.g., Alt Aussee) are intended to be integrated. The above-mentioned photo material in digitalised form will temporarily be added as so-called "fourth inventory" to the restitution materials of the archive of the Federal Monuments Office (in addition to the personal materials, the general materials and the export inventory); digitalised form is necessary because this is an inventory of approx. 11,500 photos, which has not exclusively been taken from the materials of the archive of the Federal Monuments Office; apart from the inventory of negatives in the photo archive of the Federal Monuments Office (department of inventorisation and monument research) it also contains picture materials from the picture archive of the Austrian National Library [*Österreichische Nationalbibliothek*] and the archive of *Kunsthistorisches Museum* [Museum of Art History]. The object database is intended to be available to the experts of the Commission for Provenance Research. However, it could also be used for making accessible to the public a selection of contents in the form of an internet presentation.

In future it is intended to present the work of the Commission for Provenance Research on the Commission's own website, not least because of the problem of the so-called "heirless art objects". "Heirless art objects" means those items regarding which it was either possible to identify the original owner but not the legal successor(s) of the same or where it was possible to verify the fact that they had been confiscated (e.g. acquisitions made by *Vugesta*, *Gestapo's* administrative agency for Jewish relocation property) but not to identify the original owner nor, consequently, the legal successors of the same. The Commission has been occupied with this problem for quite some time. Prior to realisation of the restitution objects which cannot be restituted to the original owners or legal successors of the same according to Section 2 para 1 subpara 2 Restitution Act because it is impossible to identify them, at least an attempt has to

be made to try to find the persons who are actually entitled by public notice. Due to modern technical possibilities those objects may then be presented on the internet.

So far lists of presumably "heirless" objects, which are often erroneously referred to as "ownerless", are available from the following federal museums and collections: from the Albertina Collection of Graphic Arts, *Heeresgeschichtliches Museum* [Museum of Military History], *Kunsthistorisches Museum* [Museum of Art History], *MAK - Österreichisches Museum für angewandte Kunst* [Austrian Museum of Applied Arts], *Museum für Völkerkunde* [Museum of Ethnology] and the Austrian National Library. However, also in those cases a final examination of the lists of objects is still outstanding due to the constantly increasing load of documentation material. The question still is how to deal with cases where the confiscation itself cannot be doubtlessly ascertained. For example, the details of the numerous allocations from Nazi agencies and other public institutions during the period between 1938 and 1945 are often hard to assess. Here, too, a publication of the objects might lead to further indications. Preparatory work therefor has already been started.

A separate area of problems reaching beyond the scope of the Restitution Act is the loans to the federal museums and collections. Although the issue of ownership does not arise in those cases, loans may be based on contracts which are to be considered questionable according to the facts and circumstances of the offences defined in the Restitution Act. The situation in those cases where the loan contracts were concluded already prior to the seizure of power by the Nazis and where the objects concerned are still in the possession of the Federal Republic of Austria because the owners were murdered by the Nazi regime is again different. In both cases the aim is to find a proper way of dealing with questionable loans.

Apart from the work carried out in the federal museums and collections and the thorough processing of the so-called restitution materials of the archive at the Federal Monuments Office, research on complex individual cases and dealing with inquiries received by the Commission for Provenance Research still require much time. Especially regarding the latter, which includes correspondence and research, it is difficult for the Commission to estimate the time horizon.

The Restitution Report 2000/2001 for the first time contained short summaries on the status of provenance research in the individual federal museums and collections. In view of the announced summarising report and the turning point caused by the early death of Prof. Dr. Bacher we will try to explain the present situation below. The following brief reports are based on individual reports from the federal museums and collections. The fact that the information is presented differently in each report is due to the heterogeneous structures and working conditions in the individual institutions.

Provenance research can be deemed completed for the most part in the *Bundesmobiliendepot* [Federal Movable Depot] and in the Austrian National Library.

ALBERTINA

Provenance research in the *Albertina* (examination period from 1938 to 1960) has been carried out since 1998. A total of 317 acquisitions made by the *Albertina* during the Nazi period were covered by the completed dossiers. In the course of further provenance research all acquisitions made between 1938 and 1945 from art dealers (mostly from the *Dorotheum* [auction house] and the Weymüller auction house) and where questionable provenance cannot be excluded will still have to be examined. The same applies to acquisitions from and through the art dealer Friedrich Welz of Salzburg. The objects acquired between 1938 and 1945 provenance of which has been documented insufficiently or not at all will have to be examined as well.

BUNDESMOBILIENDEPOT

[Federal Movable Depot]

Already in 1999 the Commission for Provenance Research received a detailed final report. All historical files available were inspected in the course of research and new lists were drawn up. In addition, inter alia, the Land Registers of the various cadastral districts were evaluated to which the "aryanised" real properties which became known in the course of provenance research belonged because in this way it was possible to gather information about "aryanisiers", restitution proceedings and later private addresses of heirs or legal successors.

The result shows that from 1938 to 1939 a total of 635 objects were inventorised. After deduction of the sales to private individuals and to *Dorotheum* during the Nazi period as well as the losses due to the war and depreciation and the restitutions already effected, 126 objects remained to be examined. Restitution has already been carried out.

HEERESGESCHICHTLICHES MUSEUM

[Museum of Military History]

Pursuant to ministerial order No. 154 *Heeresgeschichtliches Museum* was ordered, on 15 April 1998, by the then Minister of Defence, Dr. Werner Fasslabend, to do research on acquisition of cultural assets which came into the collections of the Museum between March 1938 and May 1945 like the federal museums and collections belonging to the Federal Ministry for Education, Science and Culture. The period to be investigated into was later on extended until 1960. The objects which were classified as questionable in the course of research are mostly allocations from confiscated Jewish collections by the *Institut für Denkmalpflege* [Institute for the Preservation of Monuments] (today: Federal Monuments Office) and partly also acquisitions from various auction houses. The research carried out around 1998 was based on the archive of the directorate. Research was supplemented by investigations in the individual collections of the Museum including the files kept by the Federal Monuments Office and *Österreichisches Staatsarchiv* [Austrian State Archive]. Investigations in the *Dorotheum* were not successful. In the years 1999 and 2000 objects from former Jewish collections were recommended for restitution. In 2004 the objects declared "ownerless" or "heirless" as a result of provenance research were reviewed again. In the same year the major issue of losses due to the war, which is related to restitution, became a topic of current interest again because in view of the special exhibition "*Phönix aus der Asche - Zerstörung und Wiederaufbau des Heeresgeschichtlichen Museums*" ["Phoenix rising from the ashes - destruction and reconstruction of the Museum of Military History"] light was shed on this topic again. A part of the exhibition also dealt with restitution.

ÖSTERREICHISCHE NATIONALBIBLIOTHEK

[Austrian National Library]

Upon completion of the general autopsy at the end of 2003 the Austrian National Library presented a comprehensive final report, which was summed up on pages four to six in the Restitution Report 2002/2003. Supplementary research has been carried out and many inquiries have been answered since then. In close co-operation with the contact office of *Israelitische Kultusgemeinde* [Jewish Community] Vienna and the *Nationalfonds der Republik Österreich* [National Fund of the Republic of Austria] the legal successors of the original owners are found and the restitutions are being carried out.

ÖSTERREICHISCHES THEATERMUSEUM

[Austrian Theatre Museum]

Until 1991 *Österreichisches Theatermuseum* was a collection of the Austrian National Library. Due to this historical connection provenance research was linked to that of the Austrian National Library from the start. Following the general autopsy of the Austrian National Library the inventories of *Österreichisches Theatermuseum* are now being examined systematically. The examination is based on the incoming items register, which has been fully recorded electronically in the course of provenance research in the past few years. In a first step, the dossiers of the Austrian National Library are used to verify whether objects from the collections concerned are also in the possession of *Österreichisches Theatermuseum*. In addition, all acquisitions made between 1938 and 1955 are examined in the individual departments of the Museum. An inventory of several thousand objects has to be examined.

TECHNISCHES MUSEUM WIEN

[Technical Museum Vienna]

The result of the research carried out since 1998 was presented to the Commission for Provenance Research in the form of a first report in 2000. The investigations were initially focused on the library with a total inventory of approximately 100,000 volumes. 5,650 books and journal volumes, which had been added to the inventory between March 1938 and April 2005, underwent a more detailed investigation after an examination of the inventory volumes

and the slip file. 670 books and journal volumes were added to the library between March 1938 and Mai 1945. The remaining 4,980 volumes are books and journal volumes which were added to the inventory after May 1945 only but which, due to their year of publication, might originate from "aryanised" or confiscated property. A major part of those volumes (approximately 3,200) was inventorised subsequently with an "old inventory" note. The search for old entries of owner's names in the books showed that approximately 70% of them originate from predecessor institutions of *Technisches Museum* before 1918. To date it was possible to identify 134 books and journal volumes from the inventory of the library of *Technisches Museum* that may be restitution cases. The changes in the collection structure of *Technisches Museum Wien* require that investigations and research be extended to the inventories of the former *Post- und Telegraphenmuseum* [Post Office and Telegraph Office Museum], the former *Historisches Museum der österreichischen Eisenbahnen* [Historical Museum of the Austrian Railways] and *Österreichische Mediathek* [Austrian Media Library]. A detailed work schedule for that purpose is currently being drawn up.

KUNSTHISTORISCHES MUSEUM WIEN

[Museum of Art History]

Provenance research in *Kunsthistorisches Museum* commenced in 1998. It was possible to base research on previous work on the history of the museum. Already in 1998 a summarising report was presented. The limited period for examination from 1938 to 1955 determined at that time, the opening up of new sources, further development of the methods of provenance research in the past few years as well as the numerous inquiries made to *Kunsthistorisches Museum* will, however, require a revision of the report presented in 1998 for the summarising report of the Commission.

MAK - ÖSTERREICHISCHES MUSEUM FÜR ANGEWANDTE KUNST

[Austrian Museum of Applied Arts]

Provenance research in *MAK - Österreichisches Museum für angewandte Kunst* commenced in May 1998. The inventory of the *MAK* archive regarding the years 1938 to 1965, which have been preserved almost completely, was fully inspected between 2000 and 2002. In the course of such inspection every individual file was searched for contents and notes relevant to

provenance research and recorded in a database. Compiling and expanding the databases still constitutes an important part of provenance research in *MAK*, above all, because due to such basic work further investigations and answering of new inquiries will be made easier. This applies in particular to provenance research regarding objects acquired from art dealers the previous owners of which could not be determined to date. A separate dossier will be compiled thereon.

Since 2003 the inventories of the *MAK* library have been studied. In this field the source situation is clearly more difficult. Although a library inventory, an art sheets inventory and a poster inventory exist, which, however, contain only little information, no additional files apart from an index book (1932 to 1944) and two record books (1939 to 1948 and 1948 to 1956) are available. Therefore, for the time being, it has only been possible to examine objects suspected to be of questionable origin. Since April 2005 the library database has been completed by adding the 9,710 inventory numbers created between 1938 and 1965. Seven thousand one hundred and ninety-five books were classified as non-questionable according to criteria such as year of publication, date of registration in the inventory, origin, etc. More than 1,200 of the remaining 2,515 books have been examined as to owner's names. In addition, a system for the classification of the degree of questionableness is being developed, which is based on the criteria of provenance research of the Austrian National Library. As regards the art sheets inventory and the poster inventory the databases will be finalised in the near future. For 2005 the first step that is planned is to complete the work on the library and on the dossiers which are still open. Based on the dossiers a full presentation of the provenance research carried out so far, of the open issues and possible further research approaches is intended to be prepared. Subsequently, it is intended to organise and optimise the databases and the archive of *MAK* provenance research to create favourable conditions for the processing of further inquiries and new investigations also in the years to come.

MUSEUM FÜR VÖLKERKUNDE

[Museum of Ethnology]

The following tasks were accomplished within the scope of provenance research from 1998 to 2001:

To the extent they could be found the directorate files from 1938 to 1955 were registered electronically and aligned with the correspondence books. The acquisitions and unaccounted-for loans (objects, library, photo archive) from the period between 1938 and 1950 were examined as to their origin on the basis of internal and external files. Dossiers were drawn up on acquisitions and/or loans from persons or institutions which can be classified as questionable. Future provenance research will focus, inter alia, on the *Ethnographische Sammlung* [ethnographic collection] of Friedrich Wolf Knitze, the ample inventory of objects purchased or donated to the museum by Anton and Walter Exner, another review of the acquisitions and donations made from 1938 to 1950 on the basis of external files not inspected yet, and an examination of the photo collection and the library.

MUSEUM MODERNER KUNST - STIFTUNG LUDWIG

[Museum of Modern Art - Ludwig Foundation]

The museum was opened only in 1962; therefore, the examinations of provenance research had to cover recent acquisitions in the first place. Following an initial inspection of the inventories a list of works was drawn up with respect to the provenance of which only scarce or no information at all was available. It was possible to delete numerous objects from that list because they were created after 1950. So far no acquisitions to be classified as questionable have been found. Currently, in particular 41 works donated to the museum in 1978, for which it has not been possible to gather any information about their provenance so far, are subject to examination.

NATURHISTORISCHES MUSEUM

[Museum of Natural History]

The examination of inventories, which has been carried out at *Naturhistorisches Museum* since 1998, is impeded by the status of the files. The file material is still spread among the currently 14 different departments of the museum according to incomprehensible criteria; the departments acquired objects independently of each other in the past. No registers exist and the material is often unorganised. Up to now it has not been possible to amalgamate all

inventories in the archive of the museum. The files from 1938 to 1945 inspected in the course of provenance research are only available in fragments because in 1945 many files and inventories were discarded. Although the existing files often indicate the places where the objects were found they include no information about the former owners. Apparently, already in the period between 1938 and 1945 it was tried to conceal the acquisition of confiscated objects. However, research carried out so far found clear indications of confiscated Jewish property. Entire collections as well as individual objects, furniture, preparations and glasses are concerned. For the main part Jewish collectors and businessmen from Vienna were affected by "aryanisations" but there are also indications of confiscated collections from the property of German Jews and Jewish scientists or Jewish collectors from Cracow and Warsaw. Provenance research during the last few years concentrated on an inspection of the accessible files, not only those of *Naturhistorisches Museum* but also files of other institutions in Austria and abroad, on the identification of names of former owners, on contacting renowned collectors and on a comprehensive documentation of the acquisition policy of individual custodians. In 2003 it was possible to recommend an object for restitution for the first time.

ÖSTERREICHISCHE GALERIE BELVEDERE

[Austrian Gallery Belvedere]

Following the mission to clarify the provenance of inventories, questionable acquisitions between 1938 and today have systematically been examined at *Österreichische Galerie Belvedere* since 1998. All acquisitions made by this Museum since March 1938 (approximately 6,190 new acquisitions or new entries into the inventory) are being examined in view of the compilation of a critical overall report which is to enable public utilisation of the internal research results. According to the requirements of scientifically serious and transparent processing in compliance with international standards of provenance research it is necessary to supplement ongoing research by additional comprehensive tasks: the Museum started setting up an in-house database of questionable acquisitions the provenance of which cannot be fully clarified and completely digitising all reverse sides of paintings. Answering of various inquiries as to the whereabouts of art objects from former Jewish art collections confiscated after March 1938 by the Nazi regime in Austria led to no concrete results: it was

not possible to identify any of the objects searched for as one of the Museum's art objects. Scientific work was focused on an examination of those objects which were acquired by the Museum from Austrian and German art dealers, *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property) and *Dorotheum* Vienna both during the Nazi period and in the Post-War Era

OFFICE OF THE COMMISSION FOR PROVENANCE RESEARCH AT THE FEDERAL MONUMENTS OFFICE

For the purpose of central co-ordination of provenance research at the federal museums and collections an office was established at the Federal Monuments Office with staff supporting the Head of the Commission for Provenance Research in his work since 1998. The office was set up at the Federal Monuments Office not only for practical reasons (the deceased Head of the Commission, Univ.-Prof. Dr. Ernst Bacher, at the same time acted as the curator general of the Federal Monuments Office until his retirement at the end of 2002) but the location also corresponds to the historical situation. The former Central Office for the Preservation of Monuments or, later, the Institute for the Preservation of Monuments served as a turntable for the distribution of confiscated art objects during the Nazi period; after the end of the Nazi regime the Federal Monuments Office played a crucial role in the related restitution cases. Therefore, the archive of the Federal Monuments Office contains the most important files and source material on the issue of art restitution in Austria, which have been organised and opened up gradually since 1998.

The office of the Commission for Provenance Research fulfils administrative and content-related tasks including organisational and structural matters such as networking between the staff of provenance research at the federal museums and collections or preparing and documenting of Commission meetings. The content-related tasks include establishing of binding work guidelines for provenance research, editorial work on the dossiers of the federal museums and collections as well as supplementary research with respect to those dossiers. In addition, the team processes inquiries sent to the Commission, supports other institutions in provenance research and opens up the restitution materials in the archive of the Federal Monuments Office.

The workload in connection with the dossiers, i.e. studying, editorial work and compilation, cannot be measured merely by the number of dossiers sent to the Advisory Board so far. Also those dossiers classified as not being subject to the applicability of the Restitution Act already beforehand have to be studied. Processing of inquiries from Nazi victims and their descendants constitutes a significant task because by this the Commission not only collects information but also takes account of the aggrieved parties' longing for information. Those inquiries made to the Commission are still considerably time-consuming not least because the means of research have constantly increased since 1998, thus, research on individual cases leads to more intensive investigations using external archives and the cases presented become more complex.

By supporting other institutions in provenance research the Commission fulfils its task of making available the experiences it has gathered so far and its expert knowledge. In this connection reference can be made to provenance research for the federal *Artothek* [artothèque] and to the work for the provenance report done by *Schloss Bruck* [castle of Bruck] in Lienz concerning its Egger-Lienz inventory, which has been carried out for some time now.

The ongoing opening up of available archive material (deposit and recovery material, "*Kunstmuseum Linz*" [art museum], Alt Aussee recovery, personal material, exportation documents, etc.) will still cause a considerable workload and constitutes a central task.

The following persons were appointed members and substitute members of the Advisory Board as per Section 3 of the Restitution Act for the period of office from 5 December 2003 to 4 December 2004:

Chairwoman:

Sektionschefin [head of section]

Dr. Brigitte BÖCK

Federal Ministry for Education, Science and Culture

Members:

Ministerialrat [title]

Dr. Peter PARENZAN

Federal Ministry for Economy and Labour

Generalanwalt [Attorney General]

Dr. Peter ZETTER

Federal Ministry of Justice

Vice President

Dr. Manfred KREMSER

Finanzprokurator [Office of State Attorneys]

Univ.-Prof. Dr. Artur ROSENAUER

University of Vienna

Univ.-Prof. Dr. Ernst BRUCKMÜLLER

University of Vienna

Director

HR Univ.-Prof. Dr. Manfred RAUCHENSTEINER

Heeresgeschichtliches Museum [Museum of Military History]

Substitute Members:

Oberrätin [title]

Mag. Dr. Verena STARLINGER

Federal Ministry for Economy and Labour

Oberstaatsanwältin [title]

Dr. Sonja BYDLINSKI

Federal Ministry of Justice

Univ.-Prof. Dr. Götz POCHAT
Karl-Franzens University of Graz

Univ.-Prof. Dr. Helmut KONRAD
Karl-Franzens University of Graz

Mag. Christoph HATSCHEK
Heeresgeschichtliches Museum [Museum of Military History]

Ministerialrat [title]
Dr. Georg FREUND
Federal Ministry for Education, Science
and Culture

Office
at the Federal Ministry for Education,
Science and Culture
as per Section 3 of the Internal Rules of the Advisory Board

Ministerialrat [title]
Dr. Georg FREUND

Fachinspektorin [title]
Christine ARABATZIS

Head of Provenance Research
Generalkonservator i.R. [curator general, retired]
Hofrat [title] Univ.-Prof. Dr. Ernst BACHER
Federal Monuments Office

as of 1 September 2005
Senatspräsident i.R. [title]

Dr. Werner FÜRNSINN

The Advisory Board fulfilled its duty of deliberation in the course of three meetings, namely on 27 April 2004 at its 28th meeting, on 22 June 2004 at its 29th meeting and on 25 November 2004 at its 30th meeting. The Advisory Board thoroughly examined the dossiers on the individual cases presented by the Commission for Provenance Research and then made respective recommendations to the competent Federal Ministers. In all cases of the reporting period the competent minister was the Federal Minister for Education, Science and Culture.

EXPENSES INCURRED BY PROVENANCE RESEARCH

In the reporting period a total of 28 staff worked at the Federal Monuments Office and in the federal museums and collections for the Commission for Provenance Research. Some of them are full-time staff, most of them work part-time on the basis of contracts for work or contracts for minor tasks. As of 31 December 2004 the staff costs incurred for provenance research from its start amounted to EUR 2,101,635.67; operating expenses amounted to EUR 103,877.60.

In the cases listed below the authorisation defined in Section 2 para 1 of the Federal Statute of 4 December 1998 on the Restitution of Art Objects from the Austrian Federal Museums and Collections was made use of and restitution of the following objects was ordered:

TO THE HEIRS OF DR. RUDOLF ALLERS

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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215937	Perey, Lucien (Herpin, Luce) und Gaston		
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Maugras:

Une femme du monde au XVIII siècle.

La jeunesse de Madame d'Epinaÿ d'après des lettres et des documents inedites Paris 1898 1

215938	Perey, Lucien (Herpin, Luce) und Gaston		
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Maugras:

Une femme du monde au XVIII siècle.

Dernières années de Madame d'Epinaÿ, son salon et ses amis d'après des lettres et des documents inedites Paris 1894 1

Dr. Rudolf Allers emigrated to the U.S.A. already on 14 January 1938. His Austrian property was confiscated based on the 11th Regulation to the *Reichsbürgergesetz* [Reich Citizenship Act] of 25 November 1941. The general autopsy of provenance research in the Austrian National Library showed that after their confiscation two prints from Allers' property passed into the ownership of the National Library. The Advisory Board took account of that fact by classifying the acquisition as a void legal transaction as defined by the *Nichtigkeitsgesetz* [Nullity Act] at its meeting on 27 April 2004 recommending the prints for restitution in accordance with Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF DR. OTTO BAUER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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686207 Hillquiz, Morris:

From Marx to Lenin New York 1921 1

755549 Charachidze, D.:

H. Barbusse, les Soviets et la Georgie Paris 1930 1

Dr. Otto Bauer, a social democrat, fled to Brno in 1934. Due to persecution he emigrated to Paris in 1938, where he died as early as on 4 July 1938. No details exist about the confiscation of Otto Bauer's library. However, two prints were allocated to the National Library by the *Gestapo*, which can be identified due to their dedications. Nullity of the acquisition can be clearly seen from the inventory notes. At the meeting of 22 June 2004 restitution of both prints was recommended in accordance with Section 1 subpara 2.

TO THE HEIRS OF DR. RICHARD BEER-HOFMANN

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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684327 Dehmel, Richard:

Der Mitmensch Berlin 1895 1

208602 Salzmann, Felix:

Das Buch der Könige Munich 1905 1

218823 Heine, Heinrich:

Poems of Heinrich Heine New York 1917 1

248829 Untermeyer, Jean Starr:

Growing Pains New York 1918 1

After the Nazis' seizure of power Dr. Richard Beer-Hofmann fled to the U.S.A. via Switzerland. Before that, he had to sell his villa at Hasenauerstrasse 59. His furniture was sold through the antique dealer Oskar Hamel. It is unclear in what way and with what kind of levers the books from the Beer-Hofmann property which have now been found came to the

National Library. Nullity of the transfer of title is, however, sufficiently proven by the provenance note "P[olice] 38" in one of the books and is also to be assumed for the remaining three prints. Restitution of the prints was recommended according to Section 1 subpara 2 Restitution Act at the meeting of 22 June 2004.

TO THE HEIRS OF DR. MAX BERGER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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221974 Bleibtreu, Karl:

Die Vertreter des Jahrhunderts Bd. 1 Leipzig o. J. 1

221974 Bleibtreu, Karl:

Die Vertreter des Jahrhunderts Bd. 2 Leipzig o. J. 1

221974 Bleibtreu, Karl:

Die Vertreter des Jahrhunderts Bd. 3 Leipzig o. J. 1

225134 Lichtenberger, Henri: Heinrich Heine

als Denker Dresden 1905 1

829505 Polgar, Alfred: Handbuch des Kritikers Zürich 1937 1

Autograph

– **Autogr. 8/10-3:** Friedrich Schiller an Wilhelm Friedrich Hermann Reinwald. Weimar 26.03.1805. Prov. lt. ZWB

III fol. 134: Judenauswanderungsamt

Dr. Max Berger had to dissolve his home in Vienna due to persecution. He tried to obtain an emigration permit from the *Zentralstelle für jüdische Auswanderung* [Central Office for Jewish Emigration]. In the course of "regulation of his property matters" he had to present, inter alia, a Schiller autograph, which was qualified as "extremely valuable" and acquired by the collection of manuscripts of the National Library in 1941. Only a few days following that acquisition the couple Max and Olga Berger committed suicide. Since the sale of the manuscript was doubtlessly a consequence of political persecution of Max Berger and,

therefore, the facts and circumstances fulfil the prerequisites for restitution according to Section 1 subpara 2 Restitution Act, the Advisory Board recommended restitution of the object at its meeting of 22 June 2004.

TO THE HEIRS OF WILLIAM BONWITT

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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217222	Emerson, H. G.:	Bible steps for children London	o. J. 1
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William Bonwitt left Austria in April 1938. His furniture and equipment was confiscated and realised by the *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property) after it had been stored at Spedition Lasch & Co [forwarding agent]. Following a request made by Bonwitt to the Federal Monuments Office in Vienna in 1950, a painting which was still in the possession of the former managing director of *Vugesta*, Karl Herber, was restituted to William Bonwitt by decision of the Restitution Commission at Provincial Court Linz dated 2 January 1952. In the course of the general autopsy of provenance research in the Austrian National Library it has now been possible to find a print, restitution of which was recommended due to fulfilment of the facts defined by Section 1 subpara 2 Restitution Act at the Advisory Board meeting of 22 June 2004.

TO THE HEIRS OF HUGO AND THERESE BREITNER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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684596	Garbai, Alexander:	Die Bauhütten Hamburg	1928 1
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766691	Das Amalienbad der Gemeinde Wien X. Bezirk	Wien	1926 1
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766693	Der Bundes-, Wohn- und Siedlungs-Fonds		
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	und seine Bauten 1918-1928	Wien	1929 1
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766695	Die zweite Wiener gewerbliche Fortbildungsschule	Wien	1926 1
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766696	Das Ottakringer Freiluftschwimmbad der Stadt Wien	Wien	o. J. 1
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766697 Die Friedensbrücke über den Donaukanal
in Wien IX. und XX. Bezirk Wien 1926 1

766699 Die Heimbauhilfe der Gemeinde Wien Wien 1925 1

766700 Die Kinderfreibaeder der Stadt Wien im
Arenbergpark, am Margarethengürtel und
im Türkenschanzpark Wien o. J. 1

766701 Kinderübernahmestelle der Gemeinde Wien
im IX. Bezirk Lustkandlgasse, Ayrenhoffgasse,
Sobieskigasse Wien 1925 1

766703 Münster, Rudolph: Wiener Siedlungsbauten Wien 1925 1

766705 Das Schwimm-, Sonnen- und Luftbad am
Kongressplatz Wien o. J. 1

766706 Strassenreinigung, Kehrriichtabfuhr und andere
Aufgaben des Wiener städtischen
Fuhrwerksbetriebes Wien 1925 1

Printed music

Signature	Author/Title	Imprint	Number of volumes
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34776	Arien-Album, Sammlung berühmter Arien f. Mezzosopran	Leipzig	1
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After his arrest by the Austro-Fascist regime Hugo Breitner emigrated to Florence in 1936 and to the U.S.A. in 1939. His flat in Vienna and his villa in Kritzendorf were confiscated on 11 June 1938 according to the Regulation on the confiscation of subversive property, the furniture and equipment was inventorised by the *Mobiliendepot*. In December 1939 69 books from the property of Hugo Breitner were handed over to the National Library. Those books which are listed in the delivery record of 1939 are no longer in the Austrian National Library. However, in the course of the general autopsy of provenance research in the Austrian National Library it was possible to find the prints and printed music stated above out of the former property of Breitner. Due to nullity of the legal action of confiscation the objects were recommended for restitution according to Section 1 subpara 2 Restitution Act at the meeting of 22 June 2004.

TO THE HEIRS OF DR. HARTWIG AND PAULA CARLEBACH

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
685041	Levy, Jacob: Neuhebräisches und chaldäisches Wörterbuch über die Talmudim und Midraschim Bd. 1	Leipzig 1876	1
685041	Levy, Jacob: Neuhebräisches und chaldäisches Wörterbuch über die Talmudim und Midraschim Bd. 2	Leipzig 1879	1
685041	Levy, Jacob: Neuhebräisches und chaldäisches Wörterbuch über die Talmudim und Midraschim Bd. 3	Leipzig 1883	1
685041	Levy, Jacob: Neuhebräisches und chaldäisches Wörterbuch über die Talmudim und Midraschim Bd. 4	Leipzig 1889	1
687654	Carlebach, Joseph: Lewi ben Gerson als Mathematiker	Berlin 1910	1
687657	Ehrmann, H.: Durch's Jahr!	Frankfurt am Main 1900	1
687776	Lehmann, Oscar (Hg.): Hagadah schel Peßach	Frankfurt am Main 1914	1
688162	Kottek, Heimann: Geschichte der Juden	Frankfurt am Main 1915	1
688310	Stern, Moritz: Tabellen zur Geschichte der Juden und ihrer Literatur	Kiel 1897	1
688590	Nobel, Josef: Casualreden	Leipzig 1904	1
732007	Rahmer, M.: Israelitisches Predigt-Magazin 11. Jahrgang	Magdeburg 1893	1
224987	Mandelkern, Solomon: Veteris Testamenti concordantiae hebraicae atque Chaldaicae quibus cuncta quae in prioribus concordantiis reperiuntur vocabula	Lipsiae 1896	1
231601	Kohn, J.H.: 'osar ha-torah w-ha-talmud. Bibel- und Talmudschatz	Hamburg 1920	1
231789	Wohlgemuth, Joseph (Hg.): Jeschurun Jg. 6	Berlin 1919	1
231870	Dalman, Gustaf Hermann: 'Aruk ha-hodes. Aramäisch-Neuhebräisches Wörterbuch zu Targum, Talmud und Midrasch	Frankfurt am Main 1901	1
772977	Lazarus, Nahida Ruth: Das jüdische Weib	Berlin 1896	1
780815	Cohn, Berthold: Tabellen enthaltend die Zeitangaben		

für den Beginn der Nacht und des Tages für die

Breitengrade +66 bis -38 Strassburg i.E. 1899 1

781413 Longfellow, Henry Wadsworth: The poetical works London 1912 1

782212 Hoffmann, Dawid-Sbhi: Der Schulchan-Aruch und

die Rabbinen über das Verhältniß der Juden zu

Andersgläubigen Berlin 1894 1

785698 Hare, William Loftus: Watts 1

Dr. Hartwig Carlebach, Rabbi in Berlin, had lived in Baden near Vienna since 1931. In July 1938 he emigrated to the U.S.A. due to persecution. His relocation property was confiscated in January 1941 and realised by the *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). According to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941 his property forfeited for the benefit of the "German *Reich*". Some prints from the property of Carlebach came to the National Library through the *Gestapo*. The whereabouts of the remaining library, however, remain unclear. In the course of the general autopsy of provenance research in the Austrian National Library it has now been possible to find 18 prints from the property of Carlebach. They were recommended for restitution according to Section 1 subpara 2 Restitution Act by the Advisory Board at the meeting of 22 June 2004.

TO THE HEIRS OF GEORG DUSCHINSKY

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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217212	Biblia graeca: Thes kaines Diathekes hapanta	London 1877	1
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227186	Alighieri, Dante: La divina commedia	Firenze 1881	1
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227831	Flaubert, Gustave: L'éducation sentimentale	Paris 1889	1
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227953	Lamartine, Alphonse de: Jocelyn. Episode. Journal trouvé chez un curé de village	Paris 1881	1
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229027	Flaubert, Gustave: Trois contes. Un coeur simple.		
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	La légende de Saint-Julien l'hospitalier. Herodias	Paris 1877	1
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248817 Corradini, Enrico: Giulio Cesare Roma 1902 1
 248888 Rostand, Edmond: Un soir à Hernani Paris 1902 1
 248889 Bouvier, Bernard: L'oeuvre de Zola Genève o. J. 1
 686761 La Fontaine, Jean de: Fables Paris 1875 1
 782321 Halevy, Ludovic: Princesse. Un grand mariage Paris 1887 1
 783395 Montesquieu, Charles de Secondat baron de la
 Brede et de: De l'ésprit des lois avec des notes
 de Voltaire, de Crevier, de Mably, de la Harpe etc. Paris 1874 1

Autographs

Signature Provenance Book of acquisitions Title Place of publication/Date

Autogr. 14/39-4 ZWB III, fol. 84 v: „Aus der ehem.
 beschlagnahmten Slg. Duschinsky, Victor Hugo an
 25. Nov. 1938“ Charles Halbeck o. O. 11. Mai, o. J.
 Autogr. 127/101-2 ZWB III, fol. 84 v: „Aus der ehem.
 beschlagnahmten Slg. Duschinsky, Ludwig Anzengruber
 25. Nov. 1938“ an Heinrich Hirsch Penzing 03.04.1887
 Autogr. 129/48-2 ZWB III, fol. 84 v: „Aus der ehem.
 beschlagnahmten Slg. Duschinsky, Hugo von Hofmannsthal
 25. Nov. 1938“ an Dr. Brahm o. O, o. D.
 Autogr. 141/56-1 ZWB III, fol. 84 v: „Aus der ehem.
 beschlagnahmten Slg. Duschinsky, Henriette Julie de Lemos
 25. Nov. 1938“ an unbekannt 10.10.1841
 Autogr. 141/59-1 ZWB III, fol. 84 v: „Aus der ehem.
 beschlagnahmten Slg. Duschinsky Bernhard Glück
 d. NB überwiesen im Dez. 1938“ an unbekannt 08.1937

At the time the Nazis seized power in Austria the art collector Georg Duschinsky was abroad. He did not return to Vienna but fled to France, where he was arrested and deported from the Drancy camp to Auschwitz in September 1942. In 1948 Georg Duschinsky was declared dead. Only a few days after the "Anschluss" of Austria to the "German Reich" his property was confiscated by the *Gestapo*. The art collection was inventorised and removed in several

tranches. However, the property was officially confiscated by *Gestapo* only a few months later. Investigations into the whereabouts of the art collection, which commenced after the end of the Third Reich, made possible restitution of some important art objects from the property of Duschinsky but it is unclear and cannot be seen from the files which way Duschinsky's library and the collection of autographs went. Only the books of acquisition of the Department of Manuscripts, Autographs and Closed Collections record the acquisition and also a restitution from a "Duschinsky collection". The general autopsy of provenance research in the Austrian National Library was now able to find prints and manuscripts originating from Duschinsky's property. The results of further research not only suggested that those are objects from the collection of Georg Duschinsky but they also showed that the objects concerned had been confiscated. The objects were recommended for restitution by the Advisory Board according to Section 1 subpara 3 Restitution Act at the meeting of 25 November 2004.

TO THE HEIRS OF ING. PAUL AND ANNIE DUSCHNITZ (MAX AND FLORA)

from the Austrian National Library

Prints

Signature Author/Title Imprint Number of volumes

664357 Eulenberg, Herbert: Schattenbilder Berlin 1911 1

664381 Schaukal, Richard: Eros Thanatos, vier Erzählungen München 1906 1

664387 Schmitz, Oscar Adolf Hermann: Scheinwerfer über Europa München 1920 1

664753 Baedeker, Carl: Die Rheinlande von der schweizer bis zur holländischen Grenze Leipzig 1899 1

664757 Baedeker, Carl: Italien Teil 3 Leipzig 1902 1

664773 Grube, August Wilhelm (Hg.): Geographische Charakterbilder in abgerundeten Gemälden aus der Länder- und Völkerkunde Bd. 1 Leipzig 1897 1

664773 Grube, August Wilhelm (Hg.): Geographische Charakterbilder in abgerundeten Gemälden aus der Länder- und Völkerkunde Bd. 2 Leipzig 1897 1

664773 Grube, August Wilhelm (Hg.): Geographische

Charakterbilder in abgerundeten Gemälden aus der
Länder- und Völkerkunde Bd. 3 Leipzig 1897 1

664804 Schubring, Paul: Florenz I Stuttgart/Berlin/Leipzig 1902 1

669768 Corneille, Pierre u. Thomas: Théâtre Bd. 1 Paris o. J. 1

669768 Corneille, Pierre u. Thomas: Théâtre Bd. 2 Paris o. J. 1

669797 Molière, Jean Baptiste Poquelin de:
Oeuvres de Molière Bd. 1 Paris o. J. 1

669797 Molière, Jean Baptiste Poquelin de:
Oeuvres de Molière Bd. 2 Paris o. J. 1

670201 Carroll, Lewis: Alice's Adventures in Wonderland London 1899 1

680331 Stoll, Heinrich Wilhelm: Die Götter und Heroen
des klassischen Altertums Leipzig 1885 1

680402 Racine, Jean: Théâtre complet de Jean Racine Paris o. J. 1

680410 Schwarz, Adolf: Streiflichter auf das
amerikanische Wirtschaftsleben Wien 1905 1

680428 Langen, Albert (Hg.): Demimonde
(= Kulturbilder aus dem Simplicissimus Bd. 2) München 1905 1

680444 König, Otto: Glocken im Sturm Stuttgart 1916 1

680454 La Nation Belge 1830-1905 Bruxelles 1905 1

680466 Steinizer, Alfred: Geschichtliche und Kulturgeschichtliche
Wanderungen durch Tirol und Vorarlberg Innsbruck 1905 1

680629 Lamb, Charles: Tales from Shakespeare London 1885 1

681006 Franz, Karl: Sonderbar und dennoch wahr München o. J. 1

681035 Sachariasohn, Oscar: Trauer-Album Tal-Orot Wien 1917 1

681111 Rideamus (Oliven, Fritz): Willis Werdegang
(= Bunte Brett- und Theaterbibliothek Bd. 7) Berlin o. J. 1

681122 Du Maurier, George: Trilby London 1895 1

681354 Etzel, Theodor: Der Rohrspatz München 1907 1

683402 Lemonnier, Camille: La Belgique Bruxelles 1905 1

683627 Biblia, Société Israélite (Hg.): La bible de la famille
1. u. 2. Teil Paris 1857 1

683627 Biblia, Société Israélite (Hg.): La bible de la famille

3. u. 4. Teil Paris 1858 1
 683673 Murger, Henry: Scènes de la vie de Bohème
 (= Nouvelle Collection Illustrée Bd. 31) Paris 1909 1
 683699 Duruy, Victor: Histoire de France Paris 1892 1
 683810 Prost, Eugène: La Belgique agricole industrielle
 et commerciale Liège 1904 1
 683831 Nicolai (Scharling, Henrik): Zur Neujahrszeit im
 Pastorat zu Nöddebo Leipzig 1899 1
 684784 Lübker, Friedrich: Friedrich Lübkers Reallexicon
 des klassischen Altertums Leipzig 1891 1
 686334 Tyrolt, Rudolf: Theater und Schauspieler Graz 1927 1
 221766 Sauer, August (Hg.): Ulrike von Levetzows
 Erinnerungen an Goethe Prag 1919 1
 225345 Tyrolt, Rudolph: Vom Lebenswege eines alten
 Schauspielers Wien 1914 1
 231636 Zeitschrift für praktische Geologie Jg. 9 Berlin 1901 1
 231636 Zeitschrift für praktische Geologie Jg. 10 Berlin 1902 1
 231658 Rinne, Friedrich: Gesteinskunde Hannover 1901 1
 248813 Meilhac, Henry: Ma cousine Paris 1900 1
 759344 Canaval, Richard: Das Goldfeld der Ostalpen und
 seine Bedeutung für die Gegenwart Wien 1920 1

Manuscript

—**Ser. n. 9724:** Paul Wengraf, „Ein Faschingsbild“ und „Solo“, gewidmet an Paul Duschnitz, Österreich 1907.

Prov. lt. ZWB IV, fol. 8 r: „P 38 (Rothschild)“ .

Paul Duschnitz emigrated to England in June 1938. His property forfeited for the benefit of the "German *Reich*" according to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941. Likewise, the estate of his mother, Flora Duschnitz, was subject to forfeiture. The library of the Duschnitz family or parts thereof seems to have been contributed anonymously to the National Library after confiscation. In the course of the general autopsy

of provenance research in the Austrian National Library it has now been possible to find 42 prints and one autograph, which could clearly be identified as originating from the Duschnitz property due to dedications and owner's names. The Advisory Board decided to recommend the objects for restitution according to Section 1 subpara 2 Restitution Act at the meeting of 22 June 2004.

TO THE HEIRS OF DR. SALOMON FRANKFURTER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
732602	Frankfurter, Felix:	The Labor Injunction New York 1930	1
732603	Frankfurter, Felix:	Josef Redlich Cambridge 1937	1
208654	Zollschan, Ignaz:	Zwei Denkschriften über die Notwendigkeit der Stellungnahme zum wissenschaftlichen Antisemitismus Karlsbad 1933	1
209493	Heinrich, Pinkas:	Fragment eines Gebetbuches aus Jemen Wien 1902	1
234213	Frankfurter, Arnold:	Deutsche Gebete Wien o. J.	1
290879	Herzberg, Isak:	Biblische Geschichten Wien 1937	1
772946	Goitein, Hirsch:	Der Optimismus und der Pessimismus in der jüdischen Religionsphilosophie Berlin 1890	1
779424	Jacobson, Moses:	Versuch einer Psychologie des Talmud Halle 1878	1
779663	Kramer, Jacob:	Das Problem des Wunders Strassburg i.E. 1903	1
780853	Heller, Sigmund:	Josua Dorn Wien 1903	1

Photos

Acquisition No.	Signature	Format	Type of object	Artist/Photographer	Name of the person depicted	Status	Number
713 16120	Pf E (1)	8 Foto	Schneider	Gaertner, Gustav	Ärzte		1
714	k.S.	8 Druck	Ziegler, Ernst	Ärzte			1
715 Pg 122028 (2)	8 Stich	Weger se. Freytag, Gustav	Dichter				1

716 6139 Pf C (1) 8 Foto Dietrich Koni, Nikolaus Bildhauer 1
 717 k.S. 8 Druck Zehner, Wilhelm Feldherr 1
 718 k.S. 8 Foto Taramallé Eisner, A. Fr. v. Freih. Freiherr 1
 719 519 Pf D (10) 8 Foto Felici Macdonald, J. Rams. Minister 1
 720 Pg 184.557 (2) 8 Stich Weger se. Nesper, Joseph Schauspieler 1
 721 31.790 Pf E (1) 8 Foto Meitner-Graf Schildkraut, Joseph Schauspieler 1
 722 k.S. 8 Foto Willniger Harmath, Hilde Schauspieler
 Frauen 1
 723 Pf D (1) 8 Foto Müller Schack, Adolf Wilhelm Tonkünstler 1
 724 k.S. 8 Druck Ziegler, Karl Tonkünstler 1
 725 k.S. 8 Foto Kiba Hawell, Joseph Tonkünstler 1
 726 k.S. 8 Foto Herbert, Nora Tonkünstler 1
 727 k.S. 8 Foto Burg May, Mia Tonkünstler 1
 728 k.S. 8 Foto Eichberg May Wong, Anna Tonkünstler 1
 729 17576 Pf D (4) 8 Foto Stockmann Walde, Gerda Tonkünstler 1
 1195 k.S. gr. F. Foto Almari Gelli, Odoardo Maler 1
 1196 k.S. A.K. Foto Schnarck Heinrich, Hans versch. Stände 1
 1197 k.S. A.K. Foto Wolff, W. Ernst, Dr. versch. Stände 1
 1198 k.S. Vis. Foto Frödl Hernfeld, Samuel versch. Stände 1
 1199 k.S. Boud. Foto Koeppel Hernfeld, Wilhelm versch. Stände 1
 1200 k.S. 8 Foto Temple, S. versch. Stände 1
 1201 k.S. fo. Heliographie
 Angeli Pecha, A. versch. Stände 1
 1509 1914 Pf (11) 12 Druck Fayer Lothar, Ernst Schriftsteller 1
 1510 4991 Pf C (1) A.K. Foto Weinstabl, Karl Tonkünstler 1
 1511 k.S. A.K. Druck Zelenka-Lerando, L. Tonkünstler 1
 1512 Pg 123.035 (1) fo. Druck Herczeg, Franz Dichter 1
 1513 Pg 174.034 (4) fo. Druck Etnigshausen, Andr. Physiker 1
 1514 Pg 15353 (4) fo. Stich Rahl/Mayer Kaulbach, Wilh. von Maler 1
 1515 5670 Pf E (2) fo. Foto Bieber Fürstenberg, Max. Fürst Fürst 1
 1516 k.S. fo. Stich Leubner/
 Kilian Friesen, Heinr. Rfeh. Freiherr 1

1517 k.S. 8 Lithographie
 Kriehuber Bellegarde, Heinr. Feldherr 1
 1518 Pg (483) Grpb. fo. Lithographie
 Profess.-Colleg., Mediz. Gruppenb. 1
 1519 Pg 197.525 (2) fo. Lithographie
 Kriehuber Zerr, Anna Tonkünstlerin 1
 1520 842 Pf D (2) 8 Foto Wohlgemuth, Else Schauspielerin 1
 1521 Pg 4974 (2) fo. Foto Gutmann Eysler, Edmund Tonkünstler 1
 1522 4057 Pf B (1) N.K. Foto Streliski Fedák, Sári Tonkünstlerin 1
 1523 4057 Pf E (2) 4 Foto Menasse Fedák, Sári Tonkünstlerin 1
 1524 16122 Pf E (1) 4 Foto Hörbiger, Attila Schauspieler 1
 1525 17733 Pf E (2) 4 Foto Haid, Grit Schauspielerin 1
 1526 17733 Pf E (1) 4 Foto Talbot Haid, Grit Schauspielerin 1
 1527 k.S. fo. Lithographie
 Kriehuber Fischhof, Adolf Ärzte 1
 1528 1576 Pf E (4) fo. Foto Capistranus, Joh. Mönche 1
 1529 k.S. 8 Druck Spinoza, Baruch Philosoph 1
 1530 6594 Dubl. fo. Lithographie
 Kuranda, Ignaz Abgeordneter 1
 1531 Pg Pol 8536 8 Lithographie
 Smolka, Franz Abgeordneter 1
 1533 104048 Pf E (2) fo. Foto Grillich Schrötter, Leop. von Ärzte 1
 1534 12700 Pf E (1) fo. Foto Springer Xantho, Mihail Schauspieler 1
 1535 k.S. fo. Druck Napoleon I. Frankreich,
 Bonap. 1
 1536 3948 Pf E (1a fo. Foto Kosel Croy, Isabella v. Herzogin 1

Dr. Salomon Frankfurter, former director of the library of the University of Vienna, was arrested in 1938 but then released. Frankfurter died in Vienna in 1941. His library was confiscated and contributed to the National Library in January 1941. Now in the course of the general autopsy of provenance research in the Austrian National Library some books from the library of Frankfurter as well as illustrations from his former property were found. However,

no indications were found on the whereabouts of the major part of the library, and no restitution has been recorded either. The unlawfulness of transfer of title to those objects is evidenced by the provenance note "P[olice] 38". Due to nullity of obvious confiscation the objects were recommended for restitution according to Section 1 subpara 2 Restitution Act at the meeting of 27 April 2004.

TO THE HEIRS OF HUGO FRIEDMANN

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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688505	Deyerl von Deyersperg, Georg	Jacob von: Erbhuldigung Graetz 1740	1
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Manuscripts

1. Ser. n. 3014: Handbuch mit verschiedenen Texten für Priester, 15. Jhd. Süddeutschland. Prov. lt. ZWB III fol.

66 r: „Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

2. Mixt. 1550: Koran: Schlussgebet, Abschrift v. 1862/63. Orientalischer Einband. Prov. lt. ZWB III fol. 66 r: „Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

3. Mixt. 1552: Hamidi: Yusuf vezülegha, 1726. Orientalischer Einband. Prov. lt. ZWB III fol. 66 r: „Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

4. Mixt. 1554: Al Guzuli, Dala'il al-hayrat, Abschrift von 1772. Orientalischer Einband. Prov. lt. ZWB III fol. 66 r: „Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

5. Mixt. 1555: Koran: Schlussgebet, Isparta 1861. Orientalischer Einband. Prov. It. ZWB III fol. 66 r: „Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

Incunabula

1. Ink. 4. G. 45: Johannes Nider: Consolatorium timoratae conscientiae. Paris 1478. Prov. It. ZWB III fol. 66 r:

„Aus altem Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

(Entspricht Pos. 1 aus Beilage 2)

2. Ink. 4. C. 17: Alphonsus de Spina, Fortalitium fidei. Nürnberg 1485. Prov. It. ZWB III fol. 66 r: „Aus altem

Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

(Entspricht Pos. 11 auf Beilage 2)

3. Ink. 4. C. 18: Antonius Florentinus, Summa theologica. Strassburg 1496. Prov. It. ZWB III fol. 66 r: „Aus altem

Bestand, während der Kriegszeit 1939-45 der Hss.-S zugewiesen.“ Exlibris „Hugo Friedmann Vindobonensis“.

(Entspricht Pos. 9 auf Beilage 2)

Hugo Friedmann was deported to Theresienstadt on 9 October 1942 and murdered in Dachau on 15 January 1945. Friedmann's property forfeited for the benefit of the "German *Reich*". In the course of allocation of his collection some objects passed into the ownership of the National Library based on a void legal transaction. It was possible to find them in the course of the general autopsy of provenance research in the Austrian National Library. The Advisory Board recommended restitution of those objects according to Section 1 subpara 2 Restitution Act at its meeting of 27 April 2004.

TO THE HEIRS OF PAUL AND MARGARETHE FÜRTH

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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686897 Cooper, Clayton Sedgwick:

The Brazilians and their Country London 1919 1

686907 Macintyre, Archie: Down the Araguaya London o. J. 1

209775 Galsworthy, John: A motley London 1925 1

Paul and Margarethe Fürth emigrated to France on 17 July 1938. Their property was realised by the "*Gildemeester Auswanderungsaktion*". It was not possible to find any specific information about the library of that family in the available archive material. In the course of the general autopsy of provenance research in the Austrian National Library it was, however, possible to attribute three prints to the Fürth property. Void acquisition of the same is clearly evidenced by the provenance note "P[olice] 38". Restitution of the books according to Section 1 subpara 2 Restitution Act was recommended by the Advisory Board at the meeting of 22 June 2004.

TO THE HEIRS OF DR. HERMANN GLASER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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688261 Schmidhuber, Erwin: Aus knappen Stunden Dresden 1903 1

Dr. Hermann Glaser emigrated to Belgium on 28 September 1938. His relocation property was confiscated by the *Gestapo* by decision dated 9 September 1940 and subsequently realised by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). In the course of the general autopsy of provenance research in the Austrian National Library it was possible to find one book from the Glaser library in the inventory of the Austrian National Library. At the meeting of 27 April 2004 the book was recommended for restitution according to Section 1 subpara 2 Restitution Act by the Advisory Board.

TO THE HEIRS OF RUDOLF VON GUTMANN

from the Austrian National Library

Manuscripts

1. Ser. n. 2968: Stammbuch für Hans Jakob Widtholtz, 1583-1601 Süddeutschland. Prov.: 1947 von Rudolf

Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 728. Aufgelistet im „Verzeichnis der im Zentraldepot befindlichen

Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung indirekt erbeten (vgl. Beilage 5).

Pos. 8 auf Beilage 13.

2. Ser. n. 2969: Stammbuch für Philipp von Dam, 1577-1599 Deutschland. Prov.: 1947 von Rudolf Gutmann

geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 733 bzw. 728 (Inventarisierungsfehler). Aufgelistet im

„Verzeichnis der im Zentraldepot befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung

von Heigl indirekt erbeten (vgl. Beilage 5). Pos. 4 auf Beilage 13.

3. Ser. n. 2970: Stammbuch für Johann Baptist Schnizer, 1617-1647 Süddeutschland. Prov.: 1947 von Rudolf Gutmann

geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 729. Aufgelistet im „Verzeichnis der im Zentraldepot

befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl.

Beilage 5). Pos. 7 auf Beilage 13.

4. Ser.n.2971: Stammbuch eines Studenten in Jena. 1751-1754 Jena. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 730. Aufgelistet im „Verzeichnis der im Zentraldepot befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl. Beilage 5). Pos. 6 auf Beilage 13.

5. Ser. n. 2972: Stammbuch für Wolf Eberhard Cammerer von Dalberg aus Worms. 1631-1632. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 732. Aufgelistet im „Verzeichnis der im Zentraldepot befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl. Beilage 5). Pos. 5 auf Beilage 13.

6. Ser. n. 2973: Stammbuch für Salomon Schweigger von Sulz. 1577-1605. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 733. Aufgelistet im „Verzeichnis der im Zentraldepot befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl. Beilage 5). Pos. 2 auf Beilage 13.

7. Ser. n. 2974: Stammbuch für Wolfgang Kern aus Obervilsern. 1589-1614. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 734. Aufgelistet im „Verzeichnis der im Zentraldepot befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl. Beilage 5). Pos. 3 auf Beilage 13.

8. Ser. n. 2975: Stammbuch für Johann Nikolaus von Devenne. 1628-1639. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 735. Aufgelistet im „Verzeichnis der im Zentraldepot

befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl.

Beilage 5). Pos. 9 auf Beilage 13.

9. Ser. n. 2976: Stammbuch für Adolf Freiherr von Brenner Felsach, 1852-1873 Wien, St. Petersburg, Stockholm,

Warschau. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 739. Aufgelistet im „Verzeichnis der im Zentraldepot

befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl indirekt erbeten (vgl.

Beilage 5). Pos. 1 auf Beilage 13.

10. Ser. n. 2977: Nürnberger Schönbartspiele, Mitte des 16. Jh. Nürnberg. Prov.: 1947 von Rudolf Gutmann

geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 741. Aufgelistet im „Verzeichnis der im Zentraldepot

befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl konkret erbeten (vgl.

Beilage 5). Pos. 12 auf Beilage 13.

11. Ser. n. 2978: Hans Thalhofer. Fechtbuch, 16. Jh. Deutschland. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt trägt in Gutmanns Inventar die Nummer Gu 742. Aufgelistet im „Verzeichnis der im Zentraldepot

befindlichen Handschriften aus dem Besitze Gutmanns“ (Beilage 4). Zuweisung von Heigl konkret erbeten (vgl.

Beilage 5). Pos. 11 auf Beilage 13.

12. Ser. n. 2979: Geschlechterbuch der Stadt Nürnberg, 18. Jh. Nürnberg. Prov.: 1947 von Rudolf Gutmann

geschenkt.

Das Objekt konnte nicht in Gutmanns Inventar festgestellt werden. Kein Ansuchen um Zuweisung. Pos. 10 auf

Beilage 13.

13. Ser. n. 2980: Zuckerbäcker-Musterbuch, 19. Jh. Wien. Prov.: 1947 von Rudolf Gutmann geschenkt.

Das Objekt konnte nicht in Gutmanns Inventar festgestellt werden. Kein Ansuchen um Zuweisung. Pos. 13 auf

Beilage 13.

Printed music

Signature	Author/Title	Imprint	Number of volumes
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39569	M.J. Hlinka, Ruslan i Ljudmila.	Oper. Kl.A.	1
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39570	A. Dargomyzskij, Rusalka.	Oper. Kl.A.	1
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39571	A. Rubinstein, Demon.	Oper. Kl.A.	1
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39572	Versch. Komponisten, Klavierstücke	4hdg.	1
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39573	G. Meyerbeer, Le pardon de Ploermel.	Kl. 4hdg.	1
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The library of Rudolf Gutmann was delivered to the National Library in March 1939 in the course of "preliminary seizure" and confiscation of the art objects. The inventory, which was packed in 105 boxes (like the remaining art collection of Gutmann), was subject to "reservation to the *Führer*". It was intended to include the major part of the library in the "*Führer* Library", which was planned to be established in Linz. In December 1941 the director general of the National Library at that time, Paul Heigl, presented a "request list" to Hans Posse containing 38 items from the Gutmann library. The manuscripts stated on the list, which were classified as "very valuable", had originally been kept at Gutmann's "Perlhof" castle and had been moved to the central deposit of *Neue Burg* after confiscation. In January 1944 the order was issued to pack the library for Aussee. In March 1944 Heigl made another vain attempt to claim the desired books and manuscripts for the National Library in a letter to the *Oberfinanzpräsident* [Chief Financial President] Vienna/Lower Danube. In the course of the exportation negotiations regarding the objects restituted to Gutmann in 1947, the Austrian National Library finally managed to obtain some of the desired scripts when it was "promised a selection of objects [listed above, with the exception of the printed music; editor's note] as a

donation for granting of an export permit". At the meeting of 22 June 2004 the Advisory Board recommended restitution of those objects according to Section 1 subpara 1 Restitution Act. Likewise, five volumes of printed music from the property of Gutmann were recommended for restitution according to Section 1 subpara 3 Restitution Act; their void acquisition is clearly evidenced by the provenance note "P[olice] 41".

from the *Albertina*

—2 early prints 15th century

Like the dedications to the Austrian National Library two "valuable early prints of the 15th century" (Dir. Otto Benesch to the Federal Ministry for Education) passed into the ownership of the *Albertina* in the course of the export negotiations in 1947. The two prints were recommended for restitution according to Section 1 subpara 1 Restitution Act at the meeting of 22 June 2004.

The Advisory Board was not able to recommend restitution of additional objects from the *Albertina*, *Kunsthistorisches Museum, MAK - Österreichisches Museum für angewandte Kunst, Österreichische Galerie* and the Austrian National Library to the heirs of Rudolf von Gutmann at its meeting of 22 June 2004 (see rejections).

TO THE HEIRS OF MAX GUTTENBERG

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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242349	Bato, Ludwig:	Die Juden im alten Wien	Wien 1928 1
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Max Guttenberg was forced to emigrate due to racist persecution by the Nazi regime. His chattels were confiscated and realised by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). Books from the Guttenberg library came into the inventory of the "*Zentralbibliothek der Hohen Schule*" [Central Library of the High School] in Tanzenberg. Upon dissolution of the Tanzenberg inventory one print from the Guttenberg property came to

the Austrian National Library. Restitution of that book according to Section 1 subpara 2 Restitution Act was recommended by the Advisory Board at its meeting of 27 April 2004.

TO THE HEIRS OF DR. DIETRICH VON HILDEBRAND

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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686751	Marschall, Bernhard u. Ernst, Georg (Hg.): Film und Rundfunk.	2. internationaler katholischer Filmkongreß München 1929	1
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726624	Bruyne, Edgar de: Esquisse d'une philosophie de l'art	Bruxelles 1930	1
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Dr. Dietrich von Hildebrand was persecuted by the Nazis. His library was confiscated by the *Gestapo* and delivered to the National Library (provenance note "P[olice] 38"). At least some of the books were taken over by the National Library in March 1939 - the exact number is, however, not known. In 1950 Dr. Hildebrand addressed an inquiry to the Federal Monuments Office in Vienna, in which he stated that his library had comprised 4,000 books. In the course of provenance research in the Austrian National Library two books have now been found. Due to nullity of the transfer of ownership the books were recommended for restitution to the legal successors of the former owner according to Section 1 subpara 2 Restitution Act at the meeting of 27 April 2004.

TO THE HEIRS OF DR. FRIEDRICH HORN

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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734025	Kenny, Courtney Stanhope: Outlines of Criminal Law	Cambridge 1933	1
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Dr. Friedrich Horn kept a private library and a collection of specific books which he used professionally. In a notification of property dated 30 June 1938 he stated both of them including an estimate. The exact fate of the library is unclear but in the course of the general autopsy of provenance research in the Austrian National Library it was possible to find a print

originating from the property of Horn, which could clearly be identified because his name appeared in the book. Nullity of its acquisition can clearly be ascertained due to the provenance note "P[olice] 38". The Advisory Board recommended restitution of the book according to Section 1 subpara 2 Restitution Act at its meeting of 27 April 2004.

TO THE HEIRS OF DR. NORBERT JOKL

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
685808	Chustofreides, Konstantinos: Lexikon tes Albanikes glosses	Athen 1904	1
685812	Godin, Marie Amelie von: Wörterbuch der albanischen und deutschen Sprache	Leipzig 1930	1
685816	Jeannarakis, Antonios: Neugriechische Grammatik nebst Lehrbuch der neugriechischen Volkssprache	Hannover 1877	1
685820	Koiransky, Z.: Neues Deutsch-Russisch und Russisch-Deutsches Taschenwörterbuch	Leipzig 1900	1
685822	Legrand, Émile: Nouveau Dictionnaire Grec moderne – Français	Paris 1882	1
685824	Leotti, Angelo: L'Albanese parlato	Milano 1916	1
685825	Leskien, A.: Handbuch der Altbulgarischen Sprache	Weimar 1898	1
685827	Meyer, Gustav: Etymologisches Wörterbuch der albanischen Sprache	Strassburg 1891	1
685836	Sandfeld, Kristian: Balkanfilologien	Kopenhagen 1926	1
685840	Tases, Koco: Fjalor greqisht-shqip	Athen 1928	1
685841	Thussib, Albert: Handbuch der neugriechischen Volkssprache	Strassburg 1895	1
685843	Vondrák, Wenzel: Altkirchenslawische Grammatik	Berlin 1900	1
685846	Papahagi, Pericle: Parallele Ausdrücke und Redensarten im Rumänischen, Albanischen, Neugriechischen und Bulgarischen	Leipzig 1908	1

685847 Papazapheirooulos, Panagiotos: Perisynagoge glossikes hyles kai ethymon tu helleniku lau idia de tu tes poloponnesu paras allomenon en pollois pros ta ton archaie on hellenon Patros 1887 1

685849 Pio, Jean: Contes populaires grecs Copenhague 1879 1

685853 Rhusopoulos, Rhusos: Wörterbuch der neugriechischen und deutschen Sprache Athen 1900 1

685854 Rossi, Francesco: Vocabolario della lingua epirotica-italiana Roma 1875 1

686056 Diculescu, Constantin C.: Dacia Romana` in vglinda inscripiilor si a limbci de azi Cluj 1926 1

686067 Stefanescu, Margareta C.: Elementele ruses,ti-rutene diu limba romineasca` s,i vechimea lor Jasi 1925 1

686069 Puscariu, Sextil u. Herzog, Eugen: Lehrbuch der rumänischen Sprache Teil 1 Czernowitz 1920 1

686070 Rosetti, Alexandru: Lettres Roumaines de la fin du XVIe et du début du XVIIe siècle Bucaresti 1926 1

686539 Ancey, Gabriel: Mémoire sur l'Albanais dans le Mythe grec Paris 1914 1

686544 Chatzes, Antonio: Thothen to ethoikon Skipetar Athen 1929 1

686545 Chetta-Schiró, Francesco: I Castriota, Principi d'Albania nell'Ordine sovrano e militare di Malta Valletta 1929 1

686553 Friedrich, Johannes: Aus dem hethitischen Schrifttum Leipzig 1925 1

686557 Godin, Maria Amelie von: Aus dem neuen Albanien Wien 1914 1

686559 Hatzidakis, G.N.: Einleitung in die Neugriechische Grammatik Leipzig 1892 1

686561 Hrozny´, Bedrich: Über die Völker und Sprachen des Alten Chatti-Landes Kirchhain o. J. 1

686570 Lambertz, Max: Das albanische Schulwesen vor dem Kriege und Heute o. O. o. J. 1

686571 Lambertz, Max: Die hypothetische Periode im Albanischen Strassburg 1914 1

686576 Louis, Herbert: Albanien. Eine Landeskunde vornehmlich auf Grund eigener Reisen Stuttgart 1927 1

686586 Muz`a, M. Emil: Praktische Grammatik der Serbisch-Kroatischen Sprache Wien o. J. 1

686587 Nachtigall, Rajko: Die Frage einer einheitlichen albanischen Schriftsprache Graz 1917 1

686589 Nopcsa, Franz: Die Albaner Wien 1913 1

686590 Nopcsa, Franz: Az Albániáról szóló legujabb irodalom Budapest 1918 1

686591 Nopcsa, Franz: Sind die heutigen Albaner die Nachkommen der alten Illyrer? Berlin 1911 1

686597 Petrotta, Gaetano: A proposito di un Catechismo Albanese Roma o. J. 1

686599 Rosetti, Alexandre: Recherches sur la phonétique du Romain au XVIe siècle Paris 1926 1

686608 Vámbéry, Hermann: Etymologisches Wörterbuch der Turko-Tatarischen Sprachen Leipzig 1878 1

686609 Vasmer, Max: Studien zur albanischen Wortforschung Doegat 1921 1

686614 Weigand, Gustav: Der gegische Dialekt von Borgo Erizzo bei Zara in Dalmatien Leipzig 1911 1

686616 Whitney, William Dwight: Indische Grammatik Leipzig 1879 1

686665 Hrozny´, Friedrich: Die Sprache der Hethiter Leipzig 1917 1

686719 Baldacci, Antonio: Le fonti della flora Albanese Bologna 1925 1

687034 Beöthy, Zsoll: A magyar irodalom kis-türke Budapest 1896 1

687036 Capidan, Theodor: Romanii nomazi Cluj 1926 1

687044 Sams-al-din, Sami: Shkronjetore e guhese ship Bucuresht 1886 1

687050 Holtzmann, Adolph: Grammatisches aus dem Mahabharata Leipzig 1884 1

687052 Hunfalvy, Paul: Ethnographie von Ungarn Budapest 1887 1

687079 Noli, Fan S.: Historia e Skenderbeut Boston 1921 1

687080 Nopcsa, Franz: Geographie und Geologie Nordalbanians Budapest 1929 1

687092 Bogdan-Duica, George: Vasile Alecsandri Bucuresti 1926 1

687107 Biblia (alb.): Dhiata e re e Zotit edhe Shpetimtarit t'ene Jisu Krisht Manastir 1910 1

687109 Biblia (alb.): Fialet e urta te Solomonit ede Biblia e Isaise te urta Isaise kethgere pas ebraistese bieterë skip ude gluche toskeriste Konstantinopel 1884 1

687119 Biblia (alb.): Dhiata e re e zotit edhe selbuesit t'une Jesu-Kristit Konstantinopel 1872 1

687121 Dodnai, Vissor: Mialt e mblétese Bukurest 1898 1

687125 Faurrés, Rogatien: Skender beu Sofia 1912 1

687130 Fishta, Gjergj: Anzat e parnasit Shkoder 1928 1

687152 Koligi, Ernest: Hija e maleve Zara 1929 1

687167 Mjedja, Ndré: Shêjti shë Luigj Gonzaga Shkoder 1926 1

687170 Mosi, Hil: Lotët e dashtniës Shkodrë 1915 1

687171 Mosi, Hil: Zân'i Atdhent Trieshte 1913 1

687179 Papahristo, S.: Boiskautizma Tiranë 1927 1

687181 Papahristo, S.: Qeverimi i fëmijvet në shkollë Tiranë 1928 1

687193 Shakespeare, William: Tragjedia e Othello's arapit te Venetikut Boston 1916 1

687194 Sheper, Ilija Dilo: Gramatika dhe sindaksa e gjuhes shqipe sidomos e toskenishtes Vlorë 1927 1

687207 Xhuvani, Aleksander: I.H. Pestalozzi Elbasan 1927 1

687358 Roth, Carl: Geschichte der Christlichen Balkanstaaten Leipzig 1907 1

687391 Creanga`´, Jon: Opere complete Cernauti 1924 1

687394 Pop, Ghia`´: Taschenwörterbuch der rumänischen und Berlindeutschen Sprache Teil 1 Schöneberg 1911 1

687628 Argondizza, Francesco: Canti popolari raccolti in Albania (= Biblioteca Italo-Albanese Bd. 2) Roma 1927 1

687628 Argondizza, Francesco: La lingua degli Die (= Biblioteca Italo-Albanese Bd. 4) Roma 1933 1

687695 Jensen, Kr. Sandfeld: Rumaenske Studier 1 Kobenhavn 1900 1

687963 Rossi da Montalto Ligure, Francesco: Vocabolario Italiano-Epirotico Roma 1866 1

688103 Ariosto, Lodovico: Ludovico Ariostos Rasender Roland Teil 1 Stuttgart o. J. 1

688103 Ariosto, Lodovico: Ludovico Ariostos Rasender Roland
Teil 2 Stuttgart o. J. 1

688103 Ariosto, Lodovico: Ludovico Ariostos Rasender Roland
Teil 3 Stuttgart o. J. 1

688103 Ariosto, Lodovico: Ludovico Ariostos Rasender Roland
Teil 4 Stuttgart o. J. 1

688325 Tegnér, Esaias: Frithjof-Sage Berlin 1854 1

688377 Zola, Emile: La terre Paris 1898 1

688444 Camões, Luiz de: Die Lusiaden Stuttgart o. J. 1

727813 Georgescu-Tistu, N.: Bibliografia literara` Româna` Bucuresti 1932 1

727853 Skendo, Lumo (Frashëri, Midhat Be): Diturija Nr. 1-12,
1909, Nr. 1-3, 1916 Selanik 1909/1916 1

727853 Skendo, Lumo (Frashëri, Midhat Be): Diturija Nr. 1-2,
1926, Nr. 3-12, 1927 Selanik 1926/1927 1

727853 Skendo, Lumo (Frashëri, Midhat Be): Diturija Nr. 1-2,
1927, Nr. 3-12, 1928 Selanik 1927/1928 1

727853 Skendo, Lumo (Frashëri, Midhat Be): Diturija Nr. 1-3,
1929 Selanik 1929 1

727854 Putra, Sh. (Red.): Kultura Islame Nr. 1-12 Tirane 1939 1

727854 Putra, Sh. (Red.): Kultura Islame Nr. 13-16 Tirane 1940 1

727854 Putra, Sh. (Red.): Kultura Islame Nr. 17-24 Tirane 1941 1

727857 Normalisti Jg. 3 1931 Nr. 1-4 Elbasan 1931 1

727857 Normalisti Jg. 4 1932 Nr. 1-6 Elbasan 1932 1

727857 Normalisti Jg. 5 1933 Nr. 1-4 Elbasan 1933 1

727857 Normalisti Jg. 6 Nr. 4-5; Jg. 7 Nr. 2-6 Elbasan 1934-1936 1

727857 Normalisti Jg. 8 Nr. 1-4 Elbasan 1936 1

729624 Leotti, Angelo: Dizionario Albanese-Italiano Roma 1937 1

732038 Hylli i Dritës Nr. 1-11 Shkoder 1923 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1924 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1930 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1931 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1932 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1933 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1934 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1935 1

732038 Hylli i Dritës Nr. 1-12 Shkoder 1936 1

732039 Ora. Organ kultural i përjavëshëm me piktura Nr. 1-42 Tirane 1929 1

732040 Tériade, E. (Hg.): Verve, the French Review of Art Nr. 5-6 Paris 1939 1

732050 Dobrescu, Al. V.: Argotul Bucuresti 1938 1

732053 Geagea, Christea: Elementul grec în dialectul Aromân Cernauti 1931 1

732059 Jordan, Jorgu: Introdacere în studiul limbilor Romanice Iasi, 1932 1

732063 Procapovici, Al.: Mic tratat de linguistica` generala` Cernauti 1930 1

732066 Rosetti, Alexandru: Curs de fonetica` generala` Bucuresti 1930 1

733332 Capidan, Theodor: Fârs,erot,ii Bucuresti 1931 1

733341 Koliqi, Ernesto: Epica Popolare Albanese Padova 1937 1

733343 Lauriotès, Enlogios Korilos: Gregorios o Argyrokastrites Athen 1935 1

733356 Ronart, Stephan: Albanien von heute Wien 1933 1

733359 Jensen, Kristian Sandfeld u. Olsen, Hedvig:
Syntaxe Roumaine Bd. 1 Paris 1936 1

733360 Tagliavini, Carlo: L'Albanese di Dalmazia Firenze 1937 1

733361 Tirana 1604-1937 Tirane 1937 1

734007 Baldacci, Antonio: Studi speciali Albanesi Bd. 2 Roma 1933 1

734254 Cordignano, Fulvio: Nji theter filozofi a fé izlame? Shkoder 1932 1

734263 Mjedja, Ndré: Vrejtje mbi artikuj e pêmna pronës të
giûhës shqipe Shkodrë 1934 1

734265 Ndrenika, Leonida: I pelasgi e la loro lingua Scutari 1936 1

734269 Pika, T.: Gogomelët. Polemikë me z. Kostaq Cipo Korce 1935 1

734270 Pika, T.: Shenime kritike permby gjuhen Korce 1930 1

734273 Sevo, Guri Kr.: Petro Luarasi. Mësonjësi im i shqipes Tirana 1936 1

734290 Buzuku, Gjon: Monumenti mâ i vjetri i Giûhës Shaype Shkoder 1930 1

734294 Fishta, Gjergj: Lahuta e Malcis Shkoder 1937 1

734305 Gashi, A.: Gjeografija e përgjithshëme Tirane 1935 1

734313 Haxhiademi, Etëhem: Pirrua Tirane 1934 1

734314 Homer: Libri XXII i Illiadës Shkoder 1938 1

734336 Programi i kremtimeve të 25 vjetorit të vet-qeverimit o. O. 1937 1

734339 Rrota, Justin: Per historin e Alfabetit Shqyp Shkoder 1936 1

734341 Samay, René: Aventurat e Marko Polos Tirane 1931 1

734350 Spasse, Sterjo: Nga jeta ne jete. Korce 1935 1

734351 Stërmilli, Haki: Burgu Tirane 1935 1

734355 Terminellogji ushtarake Tirane 1932 1

734359 Xhuvani, Aleksander: Psikologji e shtime në punë t'edukatës (Fillime të pedagogjisë Bd. 1) Tirane 1933 1

734359 Xhuvani, Aleksander: Didaktika (Fillime të pedagogjisë Bd. 2) Tirane 1933 1

734360 Xhuvani, Aleksander u. Cipos, K.: Fillime të Stilistikës e të Letresisë Tirane 1930 1

734362 Xhuvani, Aleksander: Sintaksa Shqip Tirane 1934 1

734363 Xhuvani, Aleksander: Njohnit'e para të Sintaksës Shqipe Tirane 1935 1

734432 Kalendari Kombiar Jahrgang 1912 Sofija 1912 1

734432 Kalendari Kombiar Jahrgang 1918 Sofija 1918 1

734440 Studenti Shqiptar. Riviste mujore kulture Nr. 1 Torino 1929 1

734440 Studenti Shqiptar. Riviste mujore kulture Nr. 2-3 Torino 1929 1

734440 Studenti Shqiptar. Riviste mujore kulture Nr. 4-5 Torino 1929 1

734584 Defoe, Daniel: Robinson Tirane 1936 1

735166 Botim i së Përkohsmes Shkoder 1936 1

735232 Laimet e komisis letrare shqipe në Shkodër Shkoder 1918 1

735245 Lirija. Gazete shqip Jg. 1908 Ctune 1908 1

735248 Shekulli XX. Rivistë e përmuejshme letrare – shkencore Nr. 1-10 Tirane 1932/33 1

735665 Belegu, Xhafer: Lidhja e Prizrenit e veprimet e sajë Tirane 1939 1

738217 Fogar, Heinrich (Hohenauer, Friedrich):
Durch Raum und Zeit Wien 1931 1

738223 Hamilton, Sir George Rostrevor: Memoir 1887-1937 London 1938 1

218813 Martelli, Gino Luigi: Lingua etrusca Perugia 1920 1

221478 Stifter, Adalbert: Der Nachsommer Bd. 1 Pesth o. J. 1

221478 Stifter, Adalbert: Der Nachsommer Bd. 2 Pesth o. J. 1

221478 Stifter, Adalbert: Der Nachsommer Bd. 3 Pesth o. J. 1
 224719 Grisebach, Eduard (Hg.): Schopenhauers Briefe an
 Becker, Frauenstädt, von Doß, Lindner und Asher Leipzig o. J. 1
 227011 Schack, Adolf Friedrich Graf von: Stimmen vom Ganges Stuttgart 1877 1
 229292 Fodor, Nicolaus: Theoretisch-praktischer Lehrgang der
 ungarischen Sprache Budapest 1894 1
 247573 Rylejev, Kondratij Feodorovic: Vojnarovskij i
 zaprescennyja stichotvorenija Leipzig 1880 1
 295789 Jokl, Norbert: Balkanlateinische Untersuchungen Beograd 1936 1
 791965 Überweg, Friedrich: Grundriss der Geschichte der
 Philosophie Berlin 1886-1888 1
 791965 Überweg, Friedrich: Grundriss der Geschichte der
 Philosophie Berlin 1886-1888 1
 791965 Überweg, Friedrich: Grundriss der Geschichte der
 Philosophie Berlin 1886-1888 1
 826752 Schack, Adolph Friedrich Graf von: Spanisches Theater
 in 2 Bänden Stuttgart 1845 1
 826752 Schack, Adolph Friedrich Graf von: Spanisches Theater
 in 2 Bänden Stuttgart 1845 1

Photos

**Acquisition No., Signature, Format, Type of object, Date of acquisition,
 Artist/Photographer, Name of the person depicted, Status, Provenance Inventory,
 Number**

413 31134 Pf C (63) qu. 8 Foto 1943 Franz
 Ferdinand Habsbg.-Lothr. Jokl 1
 414 keine Sign. vis. Foto 1943 Jokl, Norbert Bibliothekar Jokl 1
 415 508 Pf B (3) vis. Foto 1943 Scolik Jokl, Norbert Bibliothekar Jokl 1
 416 508 Pf B (4) vis. Foto 1943 Jokl, Norbert Bibliothekar Jokl 1
 417 508 Pf B (2) vis. Foto 1943 Swatisch Jokl, Norbert Bibliothekar Jokl 1
 418 508 Pf B (1) vis. Foto 1943 Bing Jokl, Norbert Bibliothekar Jokl 1
 419 508 Pf B (6) A.K. Foto 1943 Fayer Jokl, Norbert Bibliothekar Jokl 1

420 keine Sign. qu. 8 Foto 1943 Jokl, Norbert Bibliothekar Jokl 1

421 Doubl. gr. fo. Foto 1943 Fayer Jokl, Norbert Bibliothekar Jokl 1

422 keine Sign. A.K. Foto 1943 Kuse Schilling, Else Schauspielerin Jokl 1

Autographs (Estate)

1. Autogr. 275/38-86; 281/34-85, 279/1-116 (165); 358/2-4. Nachlass von Prof. Jokl.

Manuscripts (Estate)

1. Ser. n. 11.779-11.922: Nachlass von Prof. Jokl (1877-1942).

2. Ser. n. 9368: Franz Freiherr von Nopcsa: Tagebücher 1897-1917.

3. Ser. n. 9392: Franz Freiherr von Nopcsa: Die Bergstämme Nordalbaniens und ihr Gewohnheitsrecht.

4. Ser. n. 9393: Franz Freiherr von Nopcsa: Religiöse Anschauungen, Sitten und Gebräuche der Albaner.

5. Ser. n. 9443: Bajazid Elmaz: Die Albaner des oberen Rekatales bei Dibra.

Dr. Norbert Jokl was deported to Minsk in 1942 and murdered in Maly Trostinec on 11 May 1942. Jokl's library was confiscated by the Vienna Office of the *Reichssicherheitshauptamt* [Central Security Office of the *Reich*]. The National Library and the Vienna Faculty of Philosophy each laid claims to the inventory. Since 26 June 1942 the library was kept by the National Library. On 20 May 1943 the books were officially integrated into its inventory. For lack of a claimant the library was never restituted after 1945. Nullity of transfer of ownership as defined by the Restitution Act is evidenced by the provenance note "P[olice] 1938". Restitution of the prints was recommended according to Section 1 subpara 2 Restitution Act on 27 April 2004.

TO THE HEIRS OF ERNST KASSOWITZ

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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227635	Mach, Ernst:	Populär-wissenschaftliche Vorlesungen	Leipzig 1897 1
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Ernst Kassowitz emigrated to the U.S.A. shortly after the "Anschluss" in 1938. The notification of property was made by his mother, Emilie Kassowitz, and contains no indications of chattels or the library. The print concerned was contributed to the National Library anonymously by the *Gestapo* but in the course of the general autopsy of provenance research in the Austrian National Library it was possible to find the same and identify it as original property of Ernst Kassowitz. At its meeting of 27 April 2004 the Advisory Board recommended restitution of the print according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF GINA KAUS

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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813038	Rühle-Gerstel, Alice:	Der Weg zum Wir. Versuch einer Verbindung von Marxismus und Individualpsychologie Dresden 1927	1
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208687	Sonnenschein, Hugo:	War ein Anarchist.	
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	Auswahl aus sieben Büchern	Berlin 1921	1
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208688	Sonnenschein Hugo,	Die Legende vom weltverkommenen Sonka Wien 1920	1
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209407	Werfel, Franz:	Der Weltfreund Leipzig 1912	1
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209980	Rühle-Gerstel, Alice:	Freud und Adler. Elementare Einführung in Psychoanalyse und Individualpsychologie Dresden 1924	1
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On 12 March 1938 the writer Gina Kaus emigrated to Paris via Switzerland and further on to New York in 1939. Her property, which included a library, had been confiscated by the *Gestapo* already shortly after the *Anschluss*. In the course of the general autopsy of provenance research in the Austrian National Library it was possible to find five prints of the author, who was persecuted and banned under the Nazi regime, in the Austrian National Library. At the meeting of 27 April 2004 the Advisory Board recommended restitution of the books according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF DR. FRANZ KOBLER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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684666	Halir`´toi v pojizer`´i Teil 1	Mladé Boleslavi	1928 1
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684666	Halir`´stoi v pojizer`´i Teil 2	Mladé Boleslavi	1928 1
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688781	Case, Clarence Marsh: Non-Violent Coercion	London	1923 1
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231069	Feiwel, Berthold u. Lilien, E.M.: Juedischer Almanach	Jg. 5663/1902	Berlin 1902 1
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245252	Herkner, Heinrich: Die Arbeiterfrage	Berlin	1902 1
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248857	Lamarck, Jean Baptiste Pierre Antoine de Monnet de: Oeuvres Choisies	Paris	1913 1
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783179	Wells, Herbert George: Kipps. The story of a simple soul	Leipzig	1905 1
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783179	Wells, Herbert George: Kipps	Leipzig	1905 1
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Dr. Franz Kobler emigrated to Great Britain via Switzerland in 1938. Kobler's library, art collection and furniture and equipment were handed over to a forwarding agency as relocation property and subsequently auctioned off by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). The whereabouts of the major part of the library remains unclear. In the course of the general autopsy of provenance research in the Austrian National Library it was, however, possible to find eight prints from the property of Dr. Franz Kobler. Due to the nullity of transfer of ownership as defined by the Nullity Act the books were recommended for restitution according to Section 1 subpara 2 Restitution Act at the Board meeting of 27 April 2004.

TO THE HEIRS OF POSTKARTENVERLAG BRÜDER SALOMON KOHN

[Salomon KOHN Brothers, postcard publishers]

from the Austrian National Library

—583 photos

from *Österreichisches Theatermuseum*

—410 photos

Salomon Kohn, owner of the postcard publishing house *Brüder Salomon Kohn*, was among the persons persecuted by the Nazi regime. His property was confiscated and the postcard publishing house was liquidated, in the course of which photos were sold to the collection of portraits of the National Library, and another collection of portraits was acquired by the theatre collection of the National Library. As a result of the general autopsy of provenance research in the Austrian National Library and the follow-up investigations in *Österreichisches Theatermuseum* it was possible to identify 583 or 410 photos, respectively, from the former property of Salomon Kohn. At its meeting of 22 June 2004 the Advisory Board decided to recommend restitution of the objects according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF THE KOMENSKY-SCHULVEREIN

[school association]

from the Austrian National Library

Prints

Signature Author/Title Imprint Number of volumes

685437 Verkehrsverein der Stadt Bern (Hg.): Bern,
schweizerische Bundesstadt Bern 1928 1

685439 Französische Staatsbahn. Die Bretagne Paris o. J. 1

685470 Station thermale de Franzensbad Franzensbad 1907 1

685778 Pleters`nik, Maximilian: Slovensko-nems`ki slovar
Bd. 1 A-O Ljubljani 1894 1

685778 Pleters`nik, Maximilian: Slovensko-nems`ki slovar
Bd. 2 P-Z` Ljubljani 1895 1

719271 Leipzig - die Musikstadt Leipzig 1938 1

721447 Auscher, Léon: Willkommen in Frankreich Paris o. J. 1

Map

Signature, Prov. Inv. KAR [map], Acquisition No., Date of acquisition, Title/Description of object, Number of sheets, Notes, Object group

K I 097.849 P. 38 19 28.01.43 Possony (Preßburg). Ustredni
10. Aufl., Knihovna
ca. 1:10.000 Kamenského
(1909). 1 (St.) Karte

Printed music

Signature	Author/Title	Imprint	Number of volumes
45708	Viteřslav Novák,	25 slovenských vidovných písní	Prag 1
45708	25 slovenských lidových písní	Prag	1

Based on the Regulation of 18 November 1938 the library of the *Komensky-Schulverein* was confiscated. By a restitution decision dated 17 February 1950 approximately 100,000 objects were restituted to the aggrieved association. In the course of the general autopsy of provenance research in the Austrian National Library it has now been possible to find additional objects from the property of the school association for which the same legal prerequisites for restitution have been fulfilled. The objects were recommended for restitution according to Section 1 subpara 3 Restitution Act at the meeting of 27 April 2004.

TO THE HEIRS OF ERICH WOLFGANG AND LUCY KORNGOLD

from the Austrian National Library

Musical manuscripts

Signature	Provenance	Inv. MS	Composer/Title	Number of sheets	Notes
23720	P. 1942	Korngold	Johann Strauß Sohn, Das Spitzentuch der Königin, Part. 3		
23721	P. 1942	Korngold	Johann Strauß Sohn, Das Spitzentuch der Königin, Soufflierbuch 1		
23722	P. 1942	Korngold	Walter Foges, Abendständchen, Ges u. Kl. 1		

23723 P. 1942 Korngold Josef Max Pyllak, Lieder v. Liebe
u. Sehnsucht, Singst., Autogr. 1

23724 P. 1942 Korngold Josef Max Pyllak, Sommerreigen
am Wiesengrund, Kl., Autogr. 1 Text v. Lilly Rona

23725 P. 1942 Korngold Wolfgang Russ, So viel verlorne Zeit,
Lied, Autogr. 1 Text v. Lilly Rona

23726 P. 1942 Korngold Wolfgang Russ, Zwischen dir und mir,
Lied, Autogr. 1 Text v. Lilly Rona

23727 P. 1942 Korngold Karl Weigl, Graue Jahre, Lied, Widmung an Lilly
Autogr. 1 Rona, 1937

Printed music

Signature	Author/Title	Imprint	Number of volumes
32176	Franz Liszt, Consolations.	Kl. 2 hdg. Wien	1
32182	Maurice Moszkowski, Walzer	Kl. 2 hdg. Leipzig	1
39575	Franckenstein, Rahab.	Part. 1	
39576	Eugen d'Albert, Die Abreise.	Part. 1	
39577	Eugen d'Albert, Jzeyl.	Kl. A. m. T. 1	
39578	Eugen d'Albert, Kain.	Kl. A. m. T. 1	
39579	D.F. Auber, Acteon.	Kl. A. m. T. 1	
39580	D.F. Auber, La muette de Portici.	Kl. A. m. T. 1	
39581	M.W. Balse, Die Zigeunerin (Cavatina: Das Herz von Kummer ...).	Kl. 2 hdg. 1	
39582	J. Bittner, Der Abenteurer.	Kl. A. m. T. 1	
39583	A. Boieldieu, Ouverture de l'opera „La dame blanche“.	St. 1	
39584	A. Boieldieu, La dame blanche. En quatuor: 2 Vl., Va., Vc. Stimmen	Wien 1	
39585	Brandts-Buys, Der Mann im Mond.	Kl. A. m. T. 1	
39586	Ignaz Brüll, Das goldene Kreuz. Ges.,	Kl. 1	
39587	G. Donizetti, Don Pasquale.	Kl. A. m. T. 1	
39588	H. Esser, Die zwei Prinzen.	Kl. A. m. T. 1	
39589	Austin, John Gay, Die Bettler Oper.	Kl. A. m. T. 1	

39590 Gounod, Gretchen. Faust, Nr. 14. Scene u. Aria. Ges., Kl. 1
 39591 Gounod, Faust. Kl. 4 hdg. 1
 39592 P. Hindemith, Mörder, Hoffnung der Frauen. Op. 12.
 Kl. A. m. T. 1
 39593 P. Hindemith, Das Nusch-Nuschi. Kl. A. m. T. 1
 39594 P. Hindemith, Sancta Susanna. Op. 21. Kl.A. m. T. 1
 39595 Humperdinck, Die Heirat wider Willen. Kl. A. m. T. 1
 39596 E.W. Korngold, La città morta. Kl. A. m. T. 1
 39597 C. Kreutzer, Der Verschwender (Lied des Bettlers).
 Ges., Kl. 1
 39598 E. Geiringer, Auswahl der beliebt. Gesänge vom
 Verschwender. Lied des Bettlers. Git. 1
 39599 Fr. Chotek, Variationen f. Pfte. (Verschwender) 1
 39600 Lortzing, Zar und Zimmermann (Arie). Ges., Kl. 1
 39601 Lortzing, Der Waffenschmied. Lied Nr. 13. Ges., Kl. 1
 39602 A. Maillart, Lara. Kl. A. m. T. 1
 39603 Mendelssohn-Bartholdy, Die Dichterliebe. Kl. A. m. T. 1
 39604 Meyerbeer, Die Gibellinen in Pisa. Nr. 11. Kl. A. m. T. 1
 39605 L. Nedbal, Prinzessin Hyazinthe. Kl. A. m. T. 1
 39606 M. Schillings, Mona Lisa. Kl. A. m. T. 1
 39607 O. Straus, Die lustigen Nibelungen 1
 39608 Zemlinsky, Kleider machen Leute. Kl. A. m. T. 1
 39610 D.F.E. Auber, Das eherne Pferd. Kl. A. m. T. 1
 39611 D.F.E. Auber, Les Diamants de la Couronne. Kl. A. m. T. 1
 39612 D.F.E. Auber, Der schwarze Domino. Kl. A. m. T. 1
 39613 D.F.E. Auber, Des Teufels Antheil. Kl. A. m. T. 1
 39614 Hector Berlioz, Resurrexit. Kl. A. m. T. u.a. 1
 39615 Julius Bittner, Der Musikant. Kl. A. m. T. 1
 39616 G. Charpentier, Louise. Kl. A. m. T. 1
 39617 A. Dvorak, Die Geisterbraut. Kl. A. m. T. 1
 39618 Carl Goldmark, Die Königin von Saba. Kl. A. m. T. 1
 39619 Richard Heuberger, Die Abenteuer einer Neujahrsnacht.

Kl. A. m. T. 1

39620 J. Massenet, Der Gaukler unserer lieben Frau. Kl. A. m. T. 1

39621 G. Meyerbeer, Der Prophet. Kl. A. m. T. 1

39622 Italo Montemezzi, Die Liebe dreier Könige. Kl. A. m. T. 1

39623 J. Offenbach, Les Contes d'Hoffmann. Kl. A. m. T. 1

39624 J. Offenbach, Die glückliche Insel. Kl. A. m. T. 1

39625 J. Offenbach, Madame l'Archiduce. Kl. A. m. T. 1

39626 J. Offenbach, Robinson Crusoe. Kl. A. m. T. 1

39627 J. Offenbach, Le Roi Carotte. Kl. A. m. T. 1

39628 J. Offenbach, Pariser Leben. Kl. A. m. T. 1

39629 Smetana, Tajemství. Kl. A. m. T. 1

39630 Joh. Strauß, Das Spizentuch der Königin. Kl. A. m. T. 1

39631 G. Verdi, Attila. Kl. A. m. T. 1

39632 Zandonai, Giulietta e Romeo. Kl. A. m. T. 1

Prints

Signature	Author/Title	Imprint	Number of volumes
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685108	Stöhr, Richard:	Praktischer Leitfaden der Harmonielehre	Wien 1916 1
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685109	Tappert, Wilhelm:	Richard Wagner im Spiegel der Kritik	Leipzig 1903 1
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720300	Meilhac, Henri u. Halévy, Ludovic:	Helen	London 1932 1
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222850	Lothar, Ernst:	Österreichische Schriften	München 1916 1
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Already in 1934 the composer Erich Wolfgang Korngold travelled to the U.S.A., in January 1938 he left Austria for good. In the course of the expatriation proceedings initiated against him his property was confiscated on 24 February. After forfeiture of his property according to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941 Korngold's relocation property was delivered to *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property) for realisation. On 14 February the National Library filed a request with the *Oberfinanzpräsident* in Berlin to be given some objects from the confiscated Korngold library. Only two of the books explicitly requested by the National Library are provably part of the Library's inventory but, in addition, it was possible to find manuscripts and printed music from the confiscated Korngold property. At its meeting of 27 April 2004 the Advisory

Board recommended the objects for restitution according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF DR. ROBERT KRONFELD

from the Austrian National Library

Printed music

Signature	Author/Title	Imprint	Number of volumes
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39096	Harmonium-Album. Bearb. Von Jansen		1
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Prints

Signature	Author/Title	Imprint	Number of volumes
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221237	Holzinger, Joseph B.: Zur Naturgeschichte der Hexen Graz	1883	1
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221368	Fink, Carl: Die Gehörübungen im k.k. Taubstummen-Institute in Wien nebst method. Anl. Wien	1894	1
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Dr. Robert Kronfeld emigrated to England on 18 January 1938. No detailed information about Kronfeld's library and "realisation" of the same is available. However, in the course of the general autopsy of provenance research in the Austrian National Library it was possible to find printed music and two prints out of Kronfeld's property the acquisition of which is clearly null and void due to the provenance note "P[olice] 38". At the meeting of 27 April 2004 the Advisory Board recommended the three objects for restitution according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF MORITZ VON, STEFAN AND VERA KUFFNER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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684621	Vasili, Paul: La société de Saint-Petersbourg Paris	1868	1
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686724	Menge, Hermann: Griechisch-deutsches Schulwörterbuch Berlin o. J.		1
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686767	Menge, Hermann: Griechisch-deutsches Schulwörterbuch Berlin	1903	1
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686784	Stowasser, Joseph Marie: Lateinisch-deutsches Schulwörterbuch Wien	1905	1
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686894 Bryce, James: Impressions of South Africa London 1897 1

686895 Bryce, James: Transcaucasia and Ararat London 1896 1

686898 Clerke, Agnes Mary: The System of the Stars London 1890 1

686899 Curzon, George Nathaniel Marquis Curzon of Kedleston:
Problems of the Far East Westminster 1896 1

686904 Kapp, Friedrich: Aus und über Amerika Bd. 1 Berlin 1876 1

686904 Kapp, Friedrich: Aus und über Amerika Bd. 2 Berlin 1876 1

686906 Lubbock, John: The Scenery of Switzerland London 1896 1

686909 Robson, Edgar Iliff: A Wayfarer in the Pyrenées London 1929 1

686910 Whyte, Frederic: A Wayfarer in Sweden London 1926 1

687271 Führer von Karlsbad und dessen Umgebung Karlsbad 1887 1

688437 Aeby, Christoph, Fellenberg, Edmund von u. Gerwer,
Rudolph: Das Hochgebirge von Grindelwald Coblenz 1865 1

699077 Botkin, Gleb: The Real Romanovs London 1932 1

736798 Führer in die Excursionsgebiete des Schweizer-Alpen-Club
für 1865 Chur 1865 1

736798 Itinerarium für das Excursionsgebiet des S.A.C. vom
Col de Colon bis zum Lyskamm Zürich 1868 1

736798 Itinerarium für das Excursionsgebiet des S.A.C. vom
Lyskamm bis zum Monte Leone Zürich 1869 1

736798 Itinerarium für das Excursionsgebiet des S.A.C. von 1870.
Das Binnenthal Zürich 1870 1

736798 Itinerarium für das Excursionsgebiet des S.A.C. von 1871.
Der St. Gotthard St. Gallen 1871 1

736798 Das Rheinwaldgebirge. Itinerarium für das Excursionsgebiet
des S.A.C. 1872 Basel 1872 1

736798 Die Tessiner-Alpen. Itinerarium für das Excursionsgebiet
des S.A.C. 1873 Basel 1873 1

736798 Das Bündner Oberland. Itinerarium für das Excursionsgebiet
des S.A.C. 1874 St. Gallen 1874 1

736798 Unterwaldner Alpen und angrenzende Urner Alpen.
Itinerarium für das Excursionsgebiet des S.A.C. für 1875 Basel 1875 1

736798 Itinerarium für das Excursionsgebiet des S.A.C. von 1876 und 1877. Tödi-Sardona-Kärpf-Gruppe. Zürich 1876 1

736798 Das Bernina-Gebirge und seine angrenzenden Thäler. Itinerarium für das Excursionsgebiet des S.A.C. für die Jahre 1878 und 1879 Genf 1878 1

736798 Renevier, E.: Orographie der hohen Kalk-Alpen zwischen Rhone und Rawyl (= S.A.C. Itinerarium für 1880-81) Lausanne 1880 1

736798 Fellenberg, Edmund von: Kritisches Verzeichniss der Gesamtliteratur über die Berner Alpen (= Itinerarium für das Excursionsgebiet des S.A.C. 1885 und 1886) Bern 1886 1

736798 Becker, F.: Graue Hörner - Calanda - Ringelspitz (= Itinerarium für das Excursionsgebiet des S.A.C. 1888) Glarus 1888 1

738648 Graham, Stephen: Sarajevo Paris o. J. 1

224333 Society Recollections in Paris and Vienna 1879-1904 London 1957 1

The academic library of the Kuffner family was confiscated by the *Gestapo* and transferred to the National Library on 8 February 1939. During the Nazi regime the library was mostly kept in the store rooms. Only a minor part of the books was registered and it was possible to find most of them in the years 1947 to 1949 in the course of a partial autopsy. By decision dated 5 June 1948 4,599 books were restituted to the heirs of Moritz Kuffner; subsequently it was possible to add 400 more books from the registered inventory. Due to the general autopsy of provenance research in the Austrian National Library it has now been possible to identify additional books from Kuffner's library. Nullity of acquisition of the same clearly results from the provenance note "P[olice] 38". Restitution of the books was recommended by the Advisory Board according to Section 1 subpara 3 Restitution Act at the meeting of 22 June 2004.

TO THE HEIRS OF DR. FRITZ LEHNER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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637936 Aron, Robert u. Dandieu, Arnaud: Décadence de la nation française (= Collection Europe Bd. 6) Paris 1931 1

687326 Daniel-Rops: Péguy (Chefs de File Bd. 5) o. O. 1933 1

688180 Martin du Gard, Roger: Jean Barois Paris 1921 1

733194 Cassou, Jean: Grandeur et Infamie de Tolstoi Paris 1942 1

733202 Meunier, Mario: Sappho Paris 1932 1

733207 Strowski, Fortunat: L'homme moderne Paris 1931 1

733825 Jaloux, Edmond: Vie de Goethe Paris 1933 1

734013 Denis-Dagieu, Anna: Montherlant et le merveilleux (= Les Cahiers de Barbarie Nr. 11) Tunis 1936 1

734241 Giraudoux, Jean: La France sentimentale Paris 1932 1

734247 Russell, Bertrand: The Conquest of Happiness London 1930 1

207947 Stoessl, Otto: Nachtgeschichten Berlin 1926 1

783437 Lhande, Pierre: Le Moulin d'Hernani Paris 1936 1

783481 Chamson, André: Les quatre éléments Paris 1935 1

783482 Daniel-Rops, Henry: Éléments de notre destin Paris 1934 1

783533 Moussinac, Leon und Vaillant-Couturier, Paul: Le Père Juillet Paris 1927 1

783561 Spire, André: Poemes de Loire Paris 1929 1

783564 Jolinon, Joseph: Marie Bourgogne Paris 1931 1

783566 Marsaux, Lucien: L'enfance perdue et retrouvée Paris 1932 1

783568 Daniel-Rops, Henry: Deux hommes en moi Paris 1930 1

783704 Daniel-Rops, Henry: Le coeur complice. Severa. Eumenide endormie Paris 1935 1

783829 Jouve, Pierre Jean: Vagadu Paris 1939 1

783972 Barres, Philippe: Ainsi que l'Albatros Paris 1933 1

784013 Dupuis, Rene u. Marc, Alexandre: Jeune Europe Paris 1933 1

784016 Vanderpyl, Fritz R.: Peintres de mon époque Paris 1931 1

784018 Curtius, Ernst Robert: Essai sur la France Paris 1932 1

784020 Ayme, Marcel: Le Vaurien Paris 1931 1

784021 Daniel-Rops, Henry: Rimbaud. Le drame spirituel Paris 1936 1

784022 Jaloux, Edmond: L'égérée Paris 1938 1

784080 Krafft, Jacques G.: L'année infinie Paris 1936 1

784627 Halevy, Daniel: *Courrier de Paris* Paris 1932 1
 784630 Remy, Tristan: *A l'ancien Tonnelier* Paris 1931 1
 784631 Poulaille, Henry: *Le pain quotidien* Paris 1931 1
 785945 Braga, Dominique: *Drapeau* Paris 1928 1
 789654 Bonaparte, Marie: *Edgar Poe* Paris 1933 1
 789927 Daniel-Rops, Henry: *Tournant de la France*
 (= *Les années tournantes* Bd. 2) Paris 1937 1

In September 1938 Dr. Fritz Lehner emigrated to the U.S.A. due to persecution. Lehner's relocation property had been confiscated in 1940 and realised by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). According to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941 his property forfeited for the benefit of the "German *Reich*". The way how the library came to the National Library cannot be reconstructed. In the course of provenance research in the Austrian National Library it was possible to find prints with the provenance note "P[olice] 38" from the former property of Dr. Fritz Lehner. At the meeting of 25 November 2004 the books were recommended for restitution to the legal successors of the original owner according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF KURT LEO MASCHLER

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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670308	Dake, C. L.:	<i>Jozef Israels</i>	Berlin 1910 1
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670415	Schmid, Max:	<i>Kunstgeschichte</i>	Neudamm 1906 1
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680575	Hesse, Hermann:	<i>Das Meisterbuch</i>	Berlin o. J. 1
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683816	Rassow, Fritz:	<i>Stella</i>	Frankfurt am Main 1912 1
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Kurt Leo Maschler was forced to flee to Great Britain. According to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941 his property forfeited for the benefit of the "German *Reich*". In 1949 books and autographs were restituted to Kurt L. Maschler according

to the First Restitution Act. The prints (provenance note "P[olice] 1938") which were now found in the course of the general autopsy of provenance research in the Austrian National Library had not been part of those restitution proceedings in the past. Accordingly, the objects were recommended for restitution according to Section 1 subpara 3 Restitution Act at the Advisory Board meeting of 25 November 2004.

TO THE HEIRS OF JACOB PERSKY

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
681440	Luc`´ sve`´ta. Literaturno-politiceskoje izdanije	Berlin 1919	1
681442	Russkoje Obozre`´nije. Jezemecjacnyj zurnal literaturnyj, naucnyj i politiceskij	Pekin 1920	1
681451	Société des Zélateurs des Sciences Militaires (Hg.): Vojcunyj Sbornik obs`´c`´jestva rjevnitjelej vojennyh znanij	Buch 3 Belgrad 1922	1
681451	Société des Zélateurs des Sciences Militaires (Hg.): Vojcunyj Sbornik obs`´c`´jestva rjevnitjelej vojennyh znanij	Buch 5 Belgrad 1924	1
681455	Sofija. Probljemy duchovnoj kulture i réligioznoj filosofiji	Berlin 1923	1
681478	Svatopolk-Mirskogo, D.P. (Pod.red.): Vjersty	Paris 1926	1
681483	Weinstein, L.J.: Kamillo Everardi i jego vzgljady na vokalnoje iskusstvo	Kiew 1924	1
681485	Zakrz`´jevskij, A.: Pe`´sni solnca i noc`´i	Wien 1921	1
681519	Horn, Vasily: Graz`´danskaja vojna na se`´vjero-zapage`´ rossii	Berlin 1923	1
681523	Kautsky, Carl: Ot Demokratii k gosudarstvennomu rabstvu	Berlin 1922	1
681526	Koni, Antolij Fedorovic: Na z`´iznennom puti	Berlin o. J.	1
681527	Kramár`´, Karel P.: Russkij Krizis	Prag/Paris 1925	1
681529	Kuropatkin, Aleksej Nikolajevic: Zapiski gjenjerala Kuropatkina o russko-japonskoj vojne`´	Berlin 1911	1
681535	Masaryk, Tomás`´ Garrigue: Mirovaja rjevolucija	Prag 1926	1

681562 Arbatov, Z.Ju.: Tanja Ve`trova Paris 1928 1
 681588 Guilliard, Pierre: Imperator Nikolaj i jego sjemja Wien 1921 1
 681593 Ius`kjevriž`, Sjemjen: Posmjertnyja proizvodjenija Paris 1927 1
 681619 Nikitin, Nikolaj: Russkije noc`i Berlin 1923 1
 681626 Ptas`kina, Nelli: Dnjevnik 1918-1920 Paris 1922 1
 683068 C`irikov, Ievgjenij: Zojer iz Cjezdny Praga 1926 1
 683087 Sirin, V. (Nabokov, Vladimir Vladimirovic): Kord, dama, valjet Berlin 1928 1
 249415 Gan, Anatolij (Red.): Russkij Ekonomist Jg. 1922 Heft 1-4 Berlin 1922 1
 297355 Losskij, Nikolaj: Logika Berlin 1923 1

Jacob Persky was the owner of a Russian bookshop and library in the Seventh District of Vienna. His library - an estimated inventory of 4,000 volumes - was confiscated by the *Gestapo* on 26 April 1938. Persky himself was arrested and deported to Dachau. It was not possible to find any files on the fate of the Jacob Persky library. In the course of the general autopsy of provenance research in the Austrian National Library it was, however, possible to identify 23 prints out of his property. Nullity of the transfer of ownership is evidenced by the provenance entry "P[olice] 38". Now, the Advisory Board recommended restitution of the 23 volumes according to Section 1 subpara 2 Restitution Act at its meeting of 25 November 2004.

TO THE HEIRS OF DR. KARL GABRIEL PRZIBRAM

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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224520	Needham, Joseph:	Science, Religion and Reality	London 1925 1
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231769	Thompson, D'Arcy Wentworth:	On growths and form	Cambridge 1917 1
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783355	Joffe, Abram Fedorovich,	The physics of crystals	London 1928 1
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Dr. Karl Przibram was forced to retire as *a.o. Professor* [associate professor] at the University of Vienna in 1938. In 1940 he emigrated to Brussels. Subsequently, his property was realised by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). In 1946

Dr. Przi Bram returned to Austria. Three prints from his property had obviously been transferred to the "*Zentralbibliothek der Hohen Schule*" in Tanzenberg at an earlier point in time. In the course of dissolution of the Tanzenberg library the objects finally were received by the Austrian National Library, where they were now found in the course of provenance research. At the meeting of 25 November 2004 the Advisory Board recommended restitution of the prints to the legal successors of the original owner according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF DR. HEINICH RIEGER

from *Österreichische Galerie Belvedere*

—Egon Schiele, *Wiesenland mit Häusern*, 1907

The dentist *Obermedizinalrat* [title] Dr. Heinrich Rieger owned a significant collection of contemporary art, the focus of which was the *oeuvre* of Egon Schiele. He was deported to Theresienstadt in October 1942 and murdered shortly thereafter. The painting by Egon Schiele "*Wiesenlandschaft mit Häusern*" [Meadows with Houses] bears Rieger's collection stamp. Without doubt it belonged to that collection at some point in time. The Austrian Gallery bought the painting from the Welz gallery in May 1949 for ATS 1,200. When and how the painting came into the hands of Friedrich Welz is not sure. According to information provided by Welz himself he purchased part of the Rieger collection in 1939 and took over another part on commission. After the end of the Nazi regime the heirs of Dr. Rieger tried to get back the art collection which had been confiscated during the Nazi period. At the end of May 1948 Friedrich Welz was obliged by partial decision of the Restitution Commission at Provincial Court Salzburg to restitute a number of art objects to the heirs of Rieger. In addition, Friedrich Welz agreed to surrender "the paintings in his possession" to the heirs in a settlement concluded in January 1949. The "*Wiesenlandschaft mit Häusern*" was not among the restituted objects. The available documents do not indicate whether the painting concerned had already been sold to Friedrich Welz prior to 1938. In view of the fact that Schiele's *oeuvre* constituted the major part of Dr. Rieger's collection this is most unlikely, and furthermore there is evidence of business relations between Friedrich Welz and Dr. Rieger only regarding 1939. Although the painting was lawfully transferred into the ownership of the

Federal Republic of Austria in 1949, it had been the subject-matter of a void legal transaction as defined by the Nullity Act before and was, therefore, recommended for restitution according to Section 1 subpara 2 Restitution Act at the Advisory Board meeting of 25 November 2004.

TO THE HEIRS OF ARNOLD ROSÉ

from the Austrian National Library

Printed music

Signature	Author/Title	Imprint	Number of volumes
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36813	E.J. Dalcroze, Serenade Op. 61. Part. 1		
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Professor Arnold Rosé emigrated to England in 1938, where he died in 1946. In his notification of property Rosé states musical items but no library or printed music. The records of the Austrian National Library contain no information about the whereabouts of a library, if any, either. In the course of the general autopsy of provenance research in the Austrian National Library, however, it has now been possible to find printed music. Nullity of acquisition is sufficiently evidenced by the provenance note "P[olice] 38", and the fact that it is the property of Rosé is shown by a dedication note. The Advisory Board therefore recommended restitution of the volume of printed music according to Section 1 subpara 2 Restitution Act at the meeting of 25 November 2004.

TO THE HEIRS OF ERNST ROSENTHAL

from the Austrian National Library

Printed music

Signature	Author/Title	Imprint	Number of volumes
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688199	Paul, Adolf: Die Tänzerin Barberina München 1921		1
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Due to persecution Ernst Rosenthal emigrated to France in March 1938. His property was confiscated as subversive property for the benefit of the German *Reich* in 1940 and realised by order of the Financial Authority. In 1949 Rosenthal tried to obtain information about the whereabouts of his property from the Regional Tax Authority for Vienna, Lower Austria and

Burgenland. In 1958 he claimed restitution of the chattels which had remained in his former flat (Linke Wienzeile 8, Vienna's 6th district) in Germany according to the German *Rückergesetz* [Federal Statute on Restitution]. The remaining inventory, inter alia, included a "bookcase containing a valuable library". It has now been possible to find one book of that library which could be identified by the owner's name in the course of the general autopsy of provenance research in the Austrian National Library (provenance note "P[olice] 1938"). It was recommended for restitution to the legal successors according to Section 1 subpara 2 Restitution Act at the meeting of 25 November 2004.

TO THE HEIRS OF

DR. FELIX ROSENTHAL (ESTATE) AND ERWIN ROSENTHAL

from the Austrian National Library

Musical manuscripts

Signature	Provenance	Inv. MS	Composer/Title	Number of sheets	Notes
23732	P. 1942	G.	Breslauer, Sonate 1 Widmung an Felix Rosenthal		
23734	P 1942		Humbert Geyer, Moment Musical, Kl. 2 hdg., Autogr. 1 Widmung an Felix Rosenthal		
23737	P. 1942		Josef Hertzka, Eine Zahlenbeziehung zwischen Atomgewicht und Tonleiter, Autogr. 1 Widmung an Felix Rosenthal		
39148	J. Labor,		Variationen und Fuge Op. 4. Kl. 2hdg. 1		
39124	Hugo Kauder,		4 Lieder. Ges., Kl. 1		
39202	Mittler,		Jubiläums-Marsch. Kl. 4hdg. 1		
39169	F. Marschner,		Austria und Germania an ihre Kinder. Kanon über die Haydn-Hymne. Op. 12. Kl. 4hdg. 1		

Dr. Felix Rosenthal died as early as in 1936. His estate as well as personal documents of his son were confiscated by the *Gestapo*, presumably in 1940, and subsequently taken over by the National Library and partly registered and integrated into the inventory of the musical collection. In the course of the restitution claim asserted by Erwin Rosenthal in 1946 the

parties agreed that all manuscripts which has already been registered would be transferred into the ownership of the Austrian National Library against delivery of copies of the same, and that the entire inventory not registered yet would be restituted. From that restituted material - for the main part printed music and manuscripts - Erwin Rosenthal donated additional prints to the Austrian National Library. In the course of the general autopsy of provenance research in the Austrian National Library it has now been possible to find manuscripts and printed music which had obviously been forgotten during the restitution negotiations in 1946/1947 (provenance note "P[olice] 1938"). The Advisory Board recommended restitution of those objects according to Section 1 subpara 2 Restitution Act at its meeting of 25 November 2004.

TO THE HEIRS OF CLARISSE ADELAIDE ROTHSCHILD

from the Austrian National Library

Manuscripts

1. Ser. n. 2838: V. de Beauchaine, Pièces diverses concernant l'art royal, Frankf. a. M. 1760-70. Prov. lt. ZWB IV,

fol 1 v: „P 38, ehem. Besitz Rothschild, zugewiesen März 1941.“ Gezahntes auf die Bibliothek der Familie

Rothschild hinweisendes Signaturetikett mit der Nr. 108/9.

2. Ser.n. 2839: Jean Baptiste Colbert, Observations sur le traité de la politique de France, Frankr. 17. Jhd. Prov.

lt. ZWB IV, fol 1 v: „P 38, ehem. Besitz Rothschild, zugewiesen März 1941.“ Gezahntes auf die Bibliothek der

Familie Rothschild hinweisendes Signaturetikett mit der Nr.109/9.

3. Ser. n. 2840: Wan-Khi und Wang-SSY, Recueil de figures concernant la guerre, Frankr. 18. Jhd. Prov. lt. ZWB

IV, fol 1 v: „P 38, ehem. Besitz Rothschild, zugewiesen März 1941.“ Gezahntes auf die Bibliothek der Familie

Rothschild hinweisendes Signaturetikett mit der Nr. 219/32.

Book bindings

Signature, Format, Provenance/Inventory, Author/Title, Imprint, Number of volumes,

Provenance, Notes Book

684609 C-Alt P 38 gezahntes Signatur-
Mambruno, P., etikett Nr. 223/32,
Dissertatio Pos. 3 auf Blatt 4
peripatetica Paris 1652 1 P 38 (St.) (s. Beilage 7)
684617 A-Alt P 38 gezahntes Signatur-
1 etikett Nr. 273/32, Pos.
Playne, A. l'art 2 auf Blatt 5
heraldique Paris 1717 P 38 (St.) (s. Beilage 7)
686343 B-Alt P 38 Duhsaulx, Jean,
Satires de gezahntes Signatur-
Juvenal Paris 1782 1 P 38 (Bl.) etikett Nr. 217/32,
686347 B-Alt P 38 Mesange, Mathias,
tarif du toise
superficiel et gezahntes Signatursolide
Paris 1743 1 P 38 (Bl.) etikett Nr. 27/32,
686348 B-Alt P 38 Pichon, Th., gezahntes Signatur-
Le Sacre et etikett Nr. 224/32,
couronnement Pos. 4 auf Blatt 4
de Louis XVI Paris 1775 1 P 38 (Bl.) (s. Beilage 7)
687228 A-Alt P 38 Ghibbes, Jacobus gezahntes Signatur-
Albanus: etikett Nr. 274/32,
Carminium pars Pos. 3 auf Blatt 5
lyrica Romae 1668 1 P 38 (St.) (s. Beilage 7)

Prints

Signature Author/Title Imprint Number of volumes

683918 Baedeker, Karl: Egypt and the Sudan Leipzig 1914 1
683923 Baedeker, Karl: Northern Italy including Ravenna,
Florence and Pisa Leipzig 1930 1

684229 Tytler, Sarah: Musical composers and their works London o. J. 1
 684329 Della Corte, Matteo: I nuovi scavi Napoli 1924 1
 686345 Maspéro, Gaston: Guide du visiteur au musée du Caire Le Caire 1914 1
 686911 Bell, Walter Dalrymple Maitland: The Wanderings of an
 Elephant Hunter London 1923 1
 688764 Zitelmann, Ernst Otto Conrad: Vaterrechte Dresden 1899 1
 734250 Wilson, Edwina H. (Brookman, Laura Lu):
 La vie merveilleuse de Mrs. Simpson Paris o. J. 1
 686537 Thallóczy, Ludwig, Jirec`ek, Constantin u. Sufflay,
 Emil de: Acta et diplomata res albanie mediae aetatis
 illustrantia Bd. 1 Vindobonae 1913 1
 209459 Zangwill, Israel: The Bachelor's Club London 1891 1
 209715 Chronicle of the Schönberg-Cotta Family
 (= The Schönberg-Cotta Series of Books Bd. 1) London 1870 1
 230905 Andrejev, Leonid: Mémoires d'un prisonnier Paris 1913 1
 231961 Leclerc du Sablou, Mathieu: Nos fleurs, plantes utiles
 et nuisibles Paris 1892 1
 292202 Bersohn, Mathias: O Wicie Stwoszu i o jego rzezbie:
 „Pozdrowienie anielskie“ Warschau 1870 1
 781018 Fischer Hans, Der Zar und seine Juden Berlin 1914 1
 781018 Aram, Kurt (Fischer, Hans): Der Zar und seine Juden Berlin 1914 1

Printed music

Signature	Author/Title	Imprint	Number of volumes
38627	Henry Roberts, Clio and Euterpe or British Harmony	London	4

Musical manuscripts

Signature	Provenance	Inv. MS,	Composer/Title,	Date of origin,	Number of sheets,	Provenance	Object, Notes
23336	P.	1938	Rothschild	Recueil d'Ariettes choisies			avec musique notée,

Manuscrit du 18ème siècle,

Bd. 1-8 8

23340 P. 1938

Rothschild Recueil de chansons Strasbourg, 1741 1 P 38 (St.)

The library of the Rothschild family was confiscated in 1938 and the major part of it was allocated to the National Library. Some of the manuscripts were removed after confiscation, reserved to the *Führer* and taken to the Central Deposit for Confiscated Art Objects at *Kunsthistorisches Museum*. The actual Rothschild library had already been transferred to the National Library in 1938. In 1941 and 1942 the National Library was allocated seven of the manuscripts reserved to the *Führer* from the Rothschild property. By decision dated 7 December 1948 the books and manuscripts kept by the Austrian National Library were restituted to Clarice Adelaide Rothschild. In 1999 two more manuscripts were handed over to the family. According to the results of provenance research in the Austrian National Library the restitution negotiations were, however, based on incomplete lists. It has now been possible to identify the objects listed above as part of the Rothschild property. The Advisory Board recommended restitution of the objects according to Section 1 subpara 3 Restitution Act at its meeting of 27 April 2004.

TO THE HEIRS OF GEORG SCHWARZ

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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732071	Smyth, Aimée Watt:	Austria London 1935	1
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246247	Zola, Emile:	1870! Nouvelle Dresden 1890	1
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Georg Schwarz was the owner of a cotton wool factory in Vienna's 10th district. In 1939 he emigrated to Switzerland due to persecution. According to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941 his property forfeited for the benefit of the "German *Reich*". It was not possible to find indications of a library of Georg Schwarz neither in the notification of property or files about the fate of such a library in the materials of the

Austrian National Library. The indications regarding books from the property of Georg Schwarz were limited to information which the former librarian of *Israelitische Kultusgemeinde* [Jewish Community], Abraham Singer, was able to provide in the course of sorting the books stored at *Dorotheum* [auction house]. At that time it was possible to identify 350 books as the property of Georg Schwarz. In the course of the general autopsy of provenance research in the Austrian National Library two prints from the property of Georg Schwarz have now been found. The unlawfulness of transfer of ownership is shown by the provenance note "P[olice] 1938". The Advisory Board recommended both objects for restitution according to Section 1 subpara 2 Restitution Act at its meeting of 25 November 2004.

TO THE HEIRS OF ERNESTINE VON SKODA

from the Austrian National Library

Printed music

Signature	Author/Title	Imprint	Number of volumes
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32945	Herm. Bertini, 12 kleine Klavierstücke.	Kl. 2hdg. Leipzig	1
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The Czech citizen Ernestine Skoda belonged to the group of people persecuted by the Nazi regime. Her notification of property contains no indications of a library. However, it has now been possible in the course of the general autopsy of provenance research in the Austrian National Library to find a volume of printed music which can be attributed to the property of Ernestine von Skoda due to a dedication. Unlawful acquisition of the same is clearly shown by the entry "P[olice] 38". The Advisory Board recommended the volume of printed music for restitution according to Section 1 subpara 2 Restitution Act at its meeting of 25 November 2004.

TO THE HEIRS OF OTTMAR STRAUSS

from the Austrian National Library

Prints

Signature	Author/Title	Imprint	Number of volumes
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684744	Blei, Franz: Das Kuriositätenkabinet der Literatur	Hannover 1924	1
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685044 Stranders, Vivian: Die Wirtschaftsspionage der Entente Berlin 1929 1
 208541 Bang, Herman: Die vier Teufel Berlin 1926 1
 208543 Heine, Heinrich: Die Nordsee Stuttgart 1921 1
 208544 Eckstein, Ernst: Aphrodite Dresden 1903 1
 208545 Eckstein, Ernst: Die Claudier Bd. 1 Dresden 1920 1
 208546 Zweig, Arnold: Söhne München 1923 1
 208549 Zweig, Arnold: Geschichtenbuch München 1920 1
 208557 Wormser, Moritz: Aufstand Karlsruhe 1929 1
 208559 Salus, Hugo: Novellen des Lyrikers Berlin 1919 1
 208569 Krasnow, Petr Nikolaevic: Vom Zarenadler
 zur Roten Fahne 1894-1921 Bd. 1 Berlin 1924 1
 208569 Krasnow, Petr Nikolaevic: Vom Zarenadler
 zur Roten Fahne 1894-1921 Bd. 2 Berlin 1924 1
 208674 Jahr- und Liederbuch der Großen Karnevalsgesellschaft
 e.V. Köln Köln 1929 1
 242682 Rosenfeld, Sandor Friedrich: Das lachende Deutschland
 (= Welthumor in fünf Bänden Bd. 1) Berlin, Leipzig 1910 1
 806840 Marx, Eugen: Das Dreieck Film, Liebe, Politik Berlin um 1930 1

The German citizen Ottmar Strauss, who lived in Vienna temporarily, stored his library in the rooms of the "Raky-Danubia" trade union in 1939. In 1939 he intended to send the library abroad. However, after an estimate the National Library claimed 101 books and journals for itself. In the course of the general autopsy of provenance research in the Austrian National Library it has now been possible to find additional objects (provenance note "P[olice] 1938") from the former property of Ottmar Strauss apart from two books which had already been registered during the Nazi period. Due to nullity of the transfer of ownership the prints were recommended for restitution to the legal successors at the meeting of 25 November 2004 according to Section 1 subpara 2 Restitution Act.

TO THE HEIRS OF VICTOR TREUMANN
from the Austrian National Library

Print

Signature	Author/Title	Imprint	Number of volumes
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687715	Lavisse, Ernest:	La Jeunesse du Grand Frédéric Paris 1891	1
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Victor Treumann belonged to the group of people persecuted by the Nazi regime. He already died on 17 November 1938. His property which was part of the estate as well as the property of his wife was confiscated by the *Gestapo* by order dated 2 May 1941. In 1948 property was restituted to the heirs of Victor Treumann. However, the library was not stated in the restitution decision. No information about the fate of the Treumann library was found in the files of the Austrian National Library either. Since the print now found in the course of the general autopsy in the Austrian National Library (provenance note "P[olice] 1938") was no object of that restitution it was recommended for restitution according to Section 1 subpara 3 Restitution Act at the meeting of 25 November 2004.

TO THE LEGAL SUCCESSORS OF

TSCHECHISCHE KULTURHISTORISCHE KOMMISSION

[Czech Historico-Cultural Commission]

from the Austrian National Library

—97 prints

In 1942 the entire property of *Tschechische Kulturhistorische Kommission* including a library consisting of approximately 4,500 to 4,800 books was confiscated. Subsequently, the library including the pertaining fixtures were allocated to the National Library; in 1943 the library was actually taken over. Upon a request by the Ministry for Foreign Affairs in 1945 to hand over the library to the *Kommission* and subsequent application of the *Kommission* to the Federal Ministry for Education by the Austrian National Library in December 1946, the *Tschechische Kulturhistorische Kommission* was notified in 1947 that approximately 2,000 books were ready for collection. A later undated delivery report only recorded restitution of 1,579 books. In the course of the general autopsy of provenance research now carried out in the Austrian National Library prints from the former property of the *Kommission* were found,

which were recommended for restitution according to Section 1 subpara 2 Restitution Act at the meeting of 25 November 2004.

TO THE HEIRS OF DR. ERICH WELLISCH

from the Austrian National Library

Print

Signature	Author/Title	Imprint	Number of volumes
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242384	Heman, Carl Friedrich und Otto von Harling (Hg.):		
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	Geschichte des jüdischen Volkes seit der Zerstörung		
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	Jerusalems	Stuttgart 1927	1
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Dr. Erich Wellisch emigrated to England in 1939. His movable property was confiscated after he had left the country and realised by *Vugesta* (*Gestapo's* administrative agency for Jewish relocation property). In 1945 books from the property of Wellisch were among the confiscated objects stored in the Vienna *Dorotheum*. In 1950 they were delivered to the Book Sorting Office, in September of the same year they were allocated to the Austrian National Library. As result of the general autopsy of provenance research in the Austrian National Library it was possible to identify one print as former property of Wellisch. The fact that the property had been confiscated was taken into account by the Advisory Board by its recommendation of restitution of the print according to Section 1 subpara 2 Restitution Act at the meeting of 22 June 2004.

TO THE HEIRS OF DR. PETER AND LILY WOLF

from the Austrian National Library

Print

Signature	Author/Title	Imprint	Number of volumes
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720693	Simpson, Margot: Fürst Woronzeff	Berlin 1930	1
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Lily Wolf emigrated to the U.S.A. in 1939 due to persecution. Her property forfeited for the benefit of the "German *Reich*" according to the 11th Regulation to the *Reichsbürgergesetz* of 25 November 1941. It was not possible to find any documents on the whereabouts of the

library. During the general autopsy of provenance research in the Austrian National Library it was, however, possible to find a print originally owned by Lily and Peter Wolf (provenance note "P[olice] 1938"). The Advisory Board recommended the book for restitution according to Section 1 subpara 2 Restitution Act at its meeting of 25 November 2004.

In the cases stated below it was not possible to recommend restitution:

TO THE HEIRS OF FERDINAND BLOCH-BAUER

from *Österreichische Galerie Belvedere*

— 2 Marmorskulpturen von George Minne, „Kniende Knaben“ (Inv. Nr. 3869 und 3870)

According to the results of provenance research achieved so far it cannot be ascertained whether the sculptures kept in *Österreichische Galerie Belvedere* actually originate from the Bloch-Bauer collection since the artist produced a large number of identical sculptures himself, which were part of several collections already prior to 1938. Even if the two sculptures concerned originated from the property of Ferdinand Bloch-Bauer it may be possible that he had already sold them prior to the Nazis' seizure of power. Therefore, the Advisory Board was not able to make a recommendation for restitution at its meeting of 25 November 2004; instead the Commission for Provenance Research was asked to carry out further research.

TO THE HEIRS OF RUDOLF VON GUTMANN

from the *Albertina*

— Peter Fendi, 103 Zeichnungen und Aquarelle und 2 Deckelminiaturen in Öl zu dem sog. „Liechtenstein-Album“ (Inv. Nr. 35.896 – 36.000)

Although the Advisory Board recommended objects from the Austrian National Library and the *Albertina* for restitution to the legal successors of Rudolf von Gutmann at its meeting of 22 June 2004, the Board was not able to make a recommendation for restitution with respect to the objects stated below:

In July 1947 Gutmann donated a painting by Barthel Bruyn to *Kunsthistorisches Museum*. According to the present state of knowledge, Mr. von Gutmann had expressly emphasised that the donation was not at all linked to the expert permit to be granted for paintings by Rembrandt and Schongauer from the Gutmann collection. The painting by Bruyn was, therefore, not donated to *Kunsthistorisches Museum* in return for the export permit granted for other works of art - consequently, the prerequisites for restitution of the first set of facts defined in Section 1 of the Restitution Act have not been fulfilled.

The *Fendi-Album* now kept in the *Albertina* was exported by Gutmann to Canada and returned to Austria after his death based on a testamentary disposition of Gutmann and his wife, where it was acquired by the *Albertina* in 1970, apparently through negotiation of the authorised dealer Christian Nebehay on behalf of the heirs. No connection to the provisions of the Restitution Act can be drawn here.

The "*gezeichnete Chronik eines Liebesabenteuers*" [Drawn Chronicle of a Love Affair] by Pettenkofen was acquired by the authorised dealer Nebehay in the same way in 1993. Also in this case there is no legal basis for restitution.

The painting by Gérard "*Die Familie des Reichsgrafen Moritz Christian Fries*" [The Family of Imperial Count Moritz Christian Fries] was acquired by *Österreichische Galerie* in July 1938 for a purchase price of RM 20,000, which was adequate at that time, based on sales negotiations with the owner, Gutmann's wife, which had already been commenced in 1937 independent of the Nazis' seizure of power. It was not possible to ascertain nullity of this legal transaction as defined by the second set of facts defined in Section 1 of the Restitution Act.

Two textile works from the Gutmann collection are kept in *Österreichisches Museum für angewandte Kunst* on loan. The loan agreement could be terminated by Gutmann's legal successors at any time. Also in this case the Restitution Act cannot be applied.

With respect to a possible restitution of correspondence between Goethe and Grüner from the Austrian National Library further investigations of provenance research have been ordered.

According to the documents available it is not even possible to state with certainty that the correspondence had actually been owned by Gutmann once.

TO THE HEIRS OF

WILHELM WILLINGER (FA. FOTOATELIER WILHELM WILLINGER & CO)

from the Austrian National Library

—25 photos from the collection of portraits

Wilhelm Willinger, who was persecuted by the Nazi rulers due to his descent, owned a photographer's studio in Vienna's 1st district, Kärntnerstrasse 28, with a large archive, which is of importance with respect to contemporary history. The said archive was confiscated by the *Gestapo* soon after 13 March 1938 and apparently dispatched to the *Reichspropagandamt* [*Reich* Propaganda Agency] in Berlin later on. The National Library's efforts to obtain the Willinger collection for the picture archive were unsuccessful.

In the course of the autopsy it was possible to find 25 photos from Willinger's studio in the Austrian National Library but according to the results of provenance research it has to be assumed that they had already been acquired lawfully prior to liquidation of Willinger's company. On the basis of the available documents, from which it can be taken that despite the attempts of the Austrian National Library to obtain material for the picture archive no allocation was made by the Nazi rulers, it can be assumed with a high degree of probability that the objects do not originate from the confiscated archive. Consequently, the Advisory Board was not able to issue a recommendation for restitution at its meeting of 25 November 2004.

After every Advisory Board meeting the cases in which it was not possible to recommend restitution were announced through the APA news service, including the reasons for the decision.

Since the Restitution Act entered into force restitution has not been recommended in the following additional cases either:

On 28 June 1999 the Advisory Board did not recommend restitution of six paintings by Gustav Klimt from *Österreichische Galerie* to the heirs of Ferdinand Bloch-Bauer according to Section 3 of the Restitution Act. According to the wording of the Act, which should be read in conjunction with the explanations, only art objects which lawfully passed into the ownership of the Federal Republic of Austria and were the subject-matter of a "confiscation of property in the course of the political or economic penetration by the 'German Reich'" between 13 March 1938 and 8 May 1945 can be the subject-matter of restitution according to the second set of facts defined by the Restitution Act. These prerequisites for restitution of the said Klimt paintings are not fulfilled for the reason alone that the ground for acquisition of title by the Federal Republic of Austria dates back to a time long before the Nazi tyranny was established. Such ground for the acquisition of title is the testamentary disposition of Adele Bloch-Bauer, who had died already in 1925 and who had bequeathed the paintings concerned to the former *Österreichische Staatsgalerie* [Austrian State Gallery]. Currently, the case is subject to arbitration proceedings.

On 28 June 1999 the Advisory Board was not able to recommend restitution of the painting by Edvard Munch "*Meereslandschaft mit Mond*" [Seascape with Moon] from *Österreichische Galerie* to the heirs of Alma Mahler-Werfel. By decision dated 16 June 1963 the Supreme Restitution Commission at Regional Appeal Court Vienna dismissed Alma Mahler-Werfel's petition for restitution of the painting by Edvard Munch. The decision ascertained that the painting had not been acquired by *Österreichische Galerie* on the basis of an act of confiscation but by disposition of the legitimate seller. The Supreme Restitution Commission did not allow the *Beschwerde* [appeal] lodged by Alma Mahler-Werfel against the decision at that time. Thus, it has been ascertained in a non-appealable manner that there was no act of confiscation, i.e. no act incriminated by the Nullity Act.

On 18 August 2000 the Advisory Board was not able to recommend restitution of two still life paintings by an unknown Austrian painter of 1720 "*Große Laute, Geige und Flöte*" [Big Lute, Violin and Flute] and "*Kleine Laute und Geige*" [Small Lute and Violin] to the heirs of Paul Wittgenstein. Those two still life paintings were never the subject-matter of restitution, which constitutes the statutory prerequisite for fulfilment of the set of facts defined by Section 1 subpara 1 Restitution Act. They were rather the subject-matter of a loan agreement, which was expressly renewed once and subsequently renewed implicitly and they were always the property of Paul Wittgenstein - no act of confiscation can be ascertained. The paintings were never the subject-matter of a void legal transaction as defined by Section 2 subpara 1 Restitution Act either, let alone ownerless property as defined by Section 1 subpara 3.

With respect to restitution of the painting "*Mutter III*" [Mother III] by Egon Schiele the Advisory Board did not recommend restitution according to Section 3 of the Restitution Act on 10 October 2000 (confirmed on 29 June 2005). The said painting was confiscated by the Nazi rulers, identified as property of Mrs. Jenny Steiner in 1948 and restituted to her legal successors under a restitution settlement. Since export of the painting was out of the question because of the Export Prohibition Act, Mrs. Steiner sold the painting for a purchase price which was adequate at that time. That was not in consideration for the granting of an export permit for other art objects. Therefore, the set of facts defined in Section 1 subpara 1 Restitution Act, which is expressly only applicable to acquisitions by the Federal Republic of Austria for no consideration has not been fulfilled. Although the painting "*Mutter III*" was the subject-matter of an act of confiscation and passed lawfully into the ownership of the Federal Republic of Austria at a later point in time, that was due to a free decision of the original owner, who, as already stated above, had already regained the power to dispose of the painting.

On 28 November 2000 the Advisory Board was not able to recommend restitution of a watercolour by Moritz Daffinger "*Bildnis A. von Liebermann*" [Portrait of A. von Liebermann] to the heirs of Lothar Körner. The said work of art was acquired in 1939 in exchange for duplicates from the *Albertina*, which were subsequently exported to Switzerland by the purchaser. In 1949 the *Albertina* nevertheless offered to return the miniature by

Daffinger against return of the duplicates from the *Albertina*, but that offer was never accepted, which the Advisory Board considered a declaration of will by the original owner to the effect that the transfer of title under the previous exchange agreement should be left at that.

On 23 January 2001 the Advisory Board was not able to recommend restitution of two paintings by Ferdinand Georg Waldmüller from *Österreichische Galerie "Bildnis der Frau Magdalena Werner"* [Portrait of Mrs. Magdalena Werner] and "*Bildnis des Herrn Johann Werner*" [Portrait of Mr. Johann Werner] to the heirs of Gertrude von Felsövény. Those two paintings were handed over by the authorised representative of the owner to the Wolfrum gallery for sale in 1939, from which it was acquired by *Österreichische Galerie*. A restitution application of Gertrude Felsövény was dismissed with costs by decision of the Restitution Commission at Provincial Court for Civil Law Matters Vienna dated 28 May 1952, which has become non-appealable. The Advisory Board was not able to make a recommendation in contradiction to a non-appealable court decision.

On 10 April 2002 the Advisory Board was not able to recommend restitution of four porcelain flacons from the Dr. Paul Cahn-Speyer collection from *MAK - Österreichisches Museum für angewandte Kunst* because those objects had been purchased from the rightful owner, Dr. Cahn-Speyer, only in the year 1953, i.e. long after the end of the Nazi tyranny, at a price negotiated between him and the *MAK - Österreichisches Museum für angewandte Kunst*.

Likewise the Advisory Board was unable to recommend the restitution of a watercolour by Friedrich Schilcher depicting a sketch of a curtain for *Theater an der Wien* to the heirs of Luise Simon. This object had also been sold by the rightful owners to the *Albertina* only in 1950.

On 19 June 2002 the Advisory Board was not able to recommend restitution of three gold coins and seven silver coins from the Menziles collection: those coins had been dedicated to *Kunsthistorisches Museum* in 1949 by the rightful owner. With respect to the donation no lack of will could be ascertained, which would have caused the transaction to be void.

On 11 March 2003 the Advisory Board was not able to recommend restitution of the painting "*Tigerlöwe*" by Oskar Kokoschka to the heirs of Hugo Blitz because that work of art passed into the ownership of a previous owner with the knowledge and will of the formerly entitled person and subsequently passed into the ownership of the Republic of Austria.