



D.P.C.eIT.

PROVINCIA DEL NEUQUEN  
MINISTERIO DE ECONOMIA, Y OBRAS PUBLICAS  
SUBSECRETARIA DE INGRESOS PUBLICOS  
DIRECCION PROVINCIAL DE CATASTRO  
E INFORMACION TERRITORIAL

NEUQUÉN, 28 de Agosto de 2014.-

## DISPOSICIÓN N° 560/14.-

### VISTO:

Los Artículos 13°, 14°, 28° y 68° apartado 1 inc.c) de la Ley N°2217 y Art.5° del Decreto Reglamentario 3382/99; y;

### CONSIDERANDO:

Que el artículo 68° de la Ley 2217 define como "constancias catastrales preexistentes", a los planos de mensura registrados o archivados en el organismo catastral, o en el competente al tiempo de su registro y establece los requisitos a cumplir;

Que en el artículo 68° apartado 1) inciso c), se especifica que los planos deben estar firmados por profesional de la agrimensura debidamente identificado;

Que el art.28 de la Ley 2217 establece las condiciones para registrar en el organismo catastral un acto de Verificación de Subsistencia del Estado Parcelario;

Que en el art. 5° del Decreto Reglamentario 3382/99 determina que el profesional actuante certifica la subsistencia del estado parcelario conforme con el último plano registrado;

Que el art.14 de la Ley 2217 establece que la firma ológrafa del profesional ejecutante deberá constar entre los elementos contenidos en el plano de mensura;

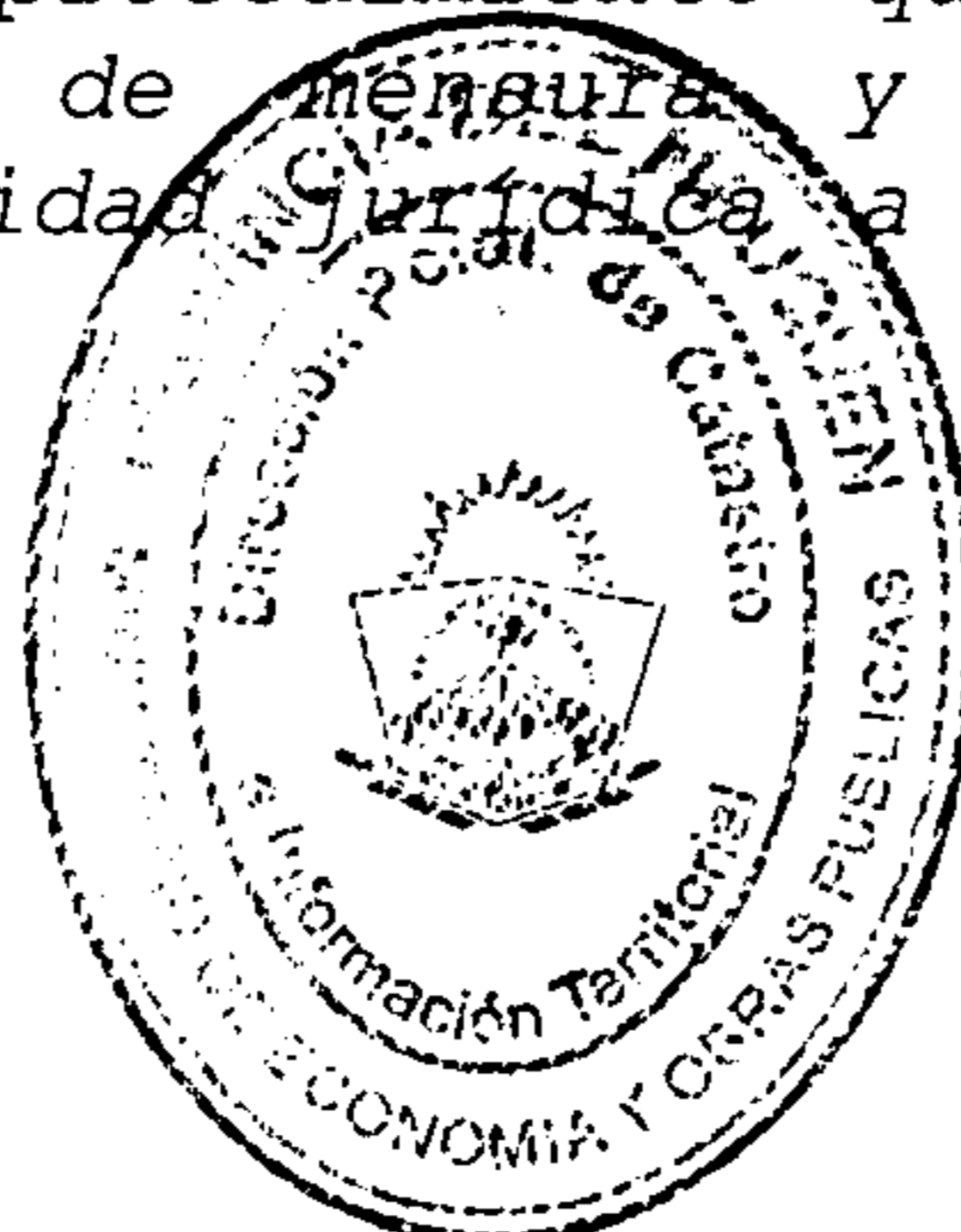
Que en el Archivo de la DPCEIT se encuentran almacenados una considerable cantidad de planos protocolizados en el Registro de la Propiedad Inmueble, en el período comprendido entre los años 1938-1969, identificados como T° y F°, los que no cuentan con la firma de profesional de la agrimensura;

Que al proceder a la revisión de las Verificaciones del Estado parcelario que tienen como antecedentes los planos mencionados, surge la necesidad de realizar un estudio pormenorizado de los mismos a fin de determinar su validez;

Que se encuentran registradas Verificaciones del Estado Parcelario, cuyo plano antecedente se menciona en el Anexo I de la presente Disposición;

Que teniendo en cuenta lo expresado y siendo la firma del profesional ejecutante en la mensura, elemento esencial para dar validez a su contenido, resulta necesario y ajustado a derecho, determinar un procedimiento que agilice el trámite de Registración de plano de mensura y Verificación del estado parcelario, dando seguridad jurídica a los datos volcados en el plano;

  
Agrim. HUGO DANIEL GATICA  
DIRECTOR PROVINCIAL  
DIRECCION PROVINCIAL DE CATASTRO  
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**POR ELLO:**

Y en uso de las facultades que le son propias por el Artículo 110 de la Ley 2217;

**EL DIRECTOR PROVINCIAL DE CATASTRO E INFORMACION TERRITORIAL**

**D I S P O N E:**

**ARTICULO 1°): DECLARAR NO VÁLIDO** a todo plano identificado como **T°y F°** que se detallan en el **ANEXO I** de la presente norma legal, por carecer de firma de profesional de la agrimensura debidamente identificado.-

**ARTICULO 2°): CONSERVAR LAS IMÁGENES Y DOCUMENTOS EN SOPORTE PAPEL** como elemento probatorio de la constitución del derecho real (valor primario), ya que han sido utilizados en las escrituras translativas de dominio y como documentación de valor histórico (valor secundario).-

**ARTICULO 3°): MANTENER** Vigencia de las **Verificaciones Registradas** que tienen como antecedente los planos mencionados en el **Anexo I** de la presente normativa.

**ARTICULO 4°): NOTIFÍQUESE** al Colegio de Escribanos; Registro de la Propiedad Inmueble; Asociación Neuquina de Agrimensores; Consejo Profesional de Agrimensura, Ingeniería y Geología del Neuquén; Municipalidades de la provincia del Neuquén, Subsecretaria de Tierras y demás Direcciones dependientes de esta Dirección Provincial. Por Mesa de Entradas y Salidas exhibase copia en cartelera disponible y agréguese a la página Web .-

**ARTICULO 7°): CUMPLIDO, ARCHÍVESE.** -



  
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**DIRECTOR PROVINCIAL**  
**DIRECCION PROVINCIAL DE CATASTRO**  
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ANEXO I

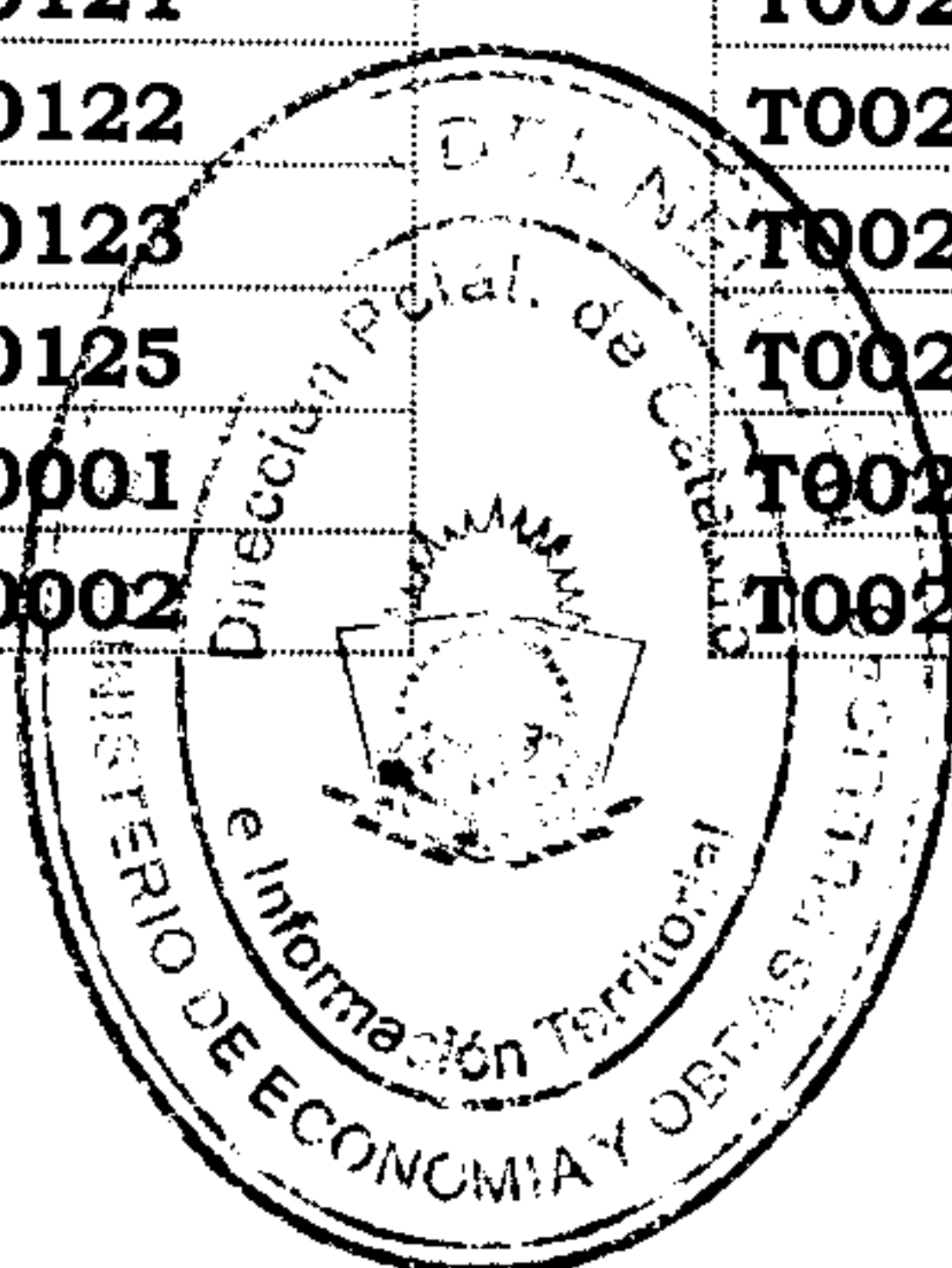
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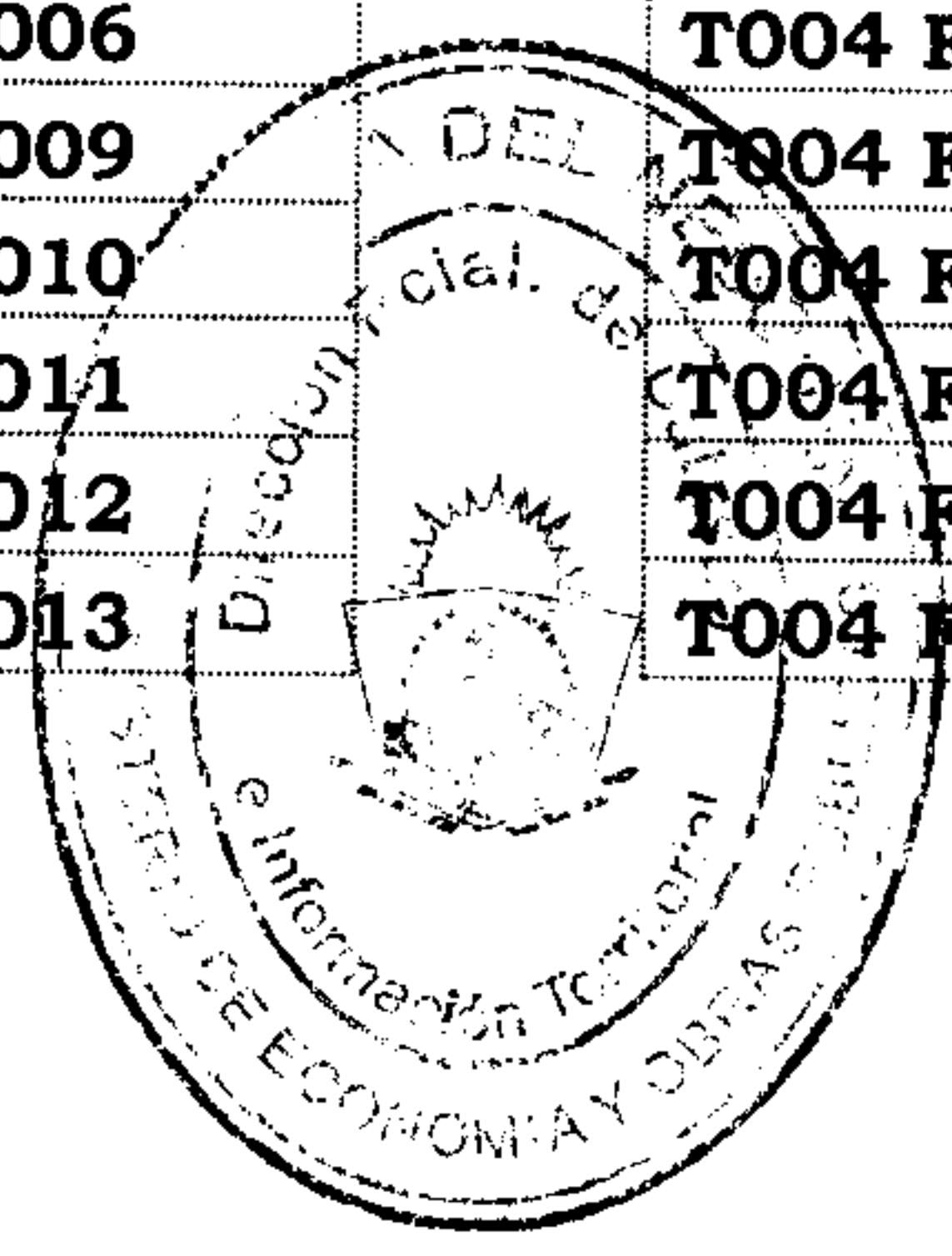
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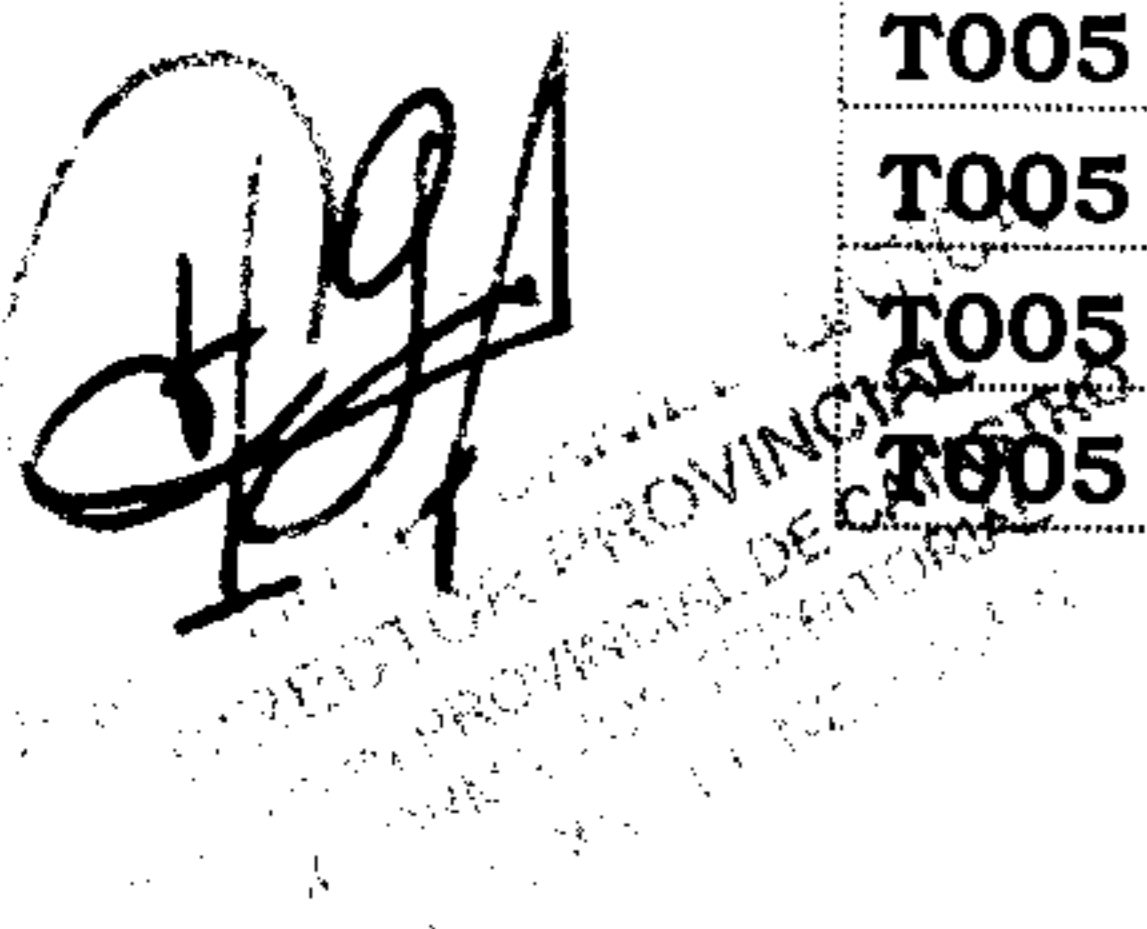


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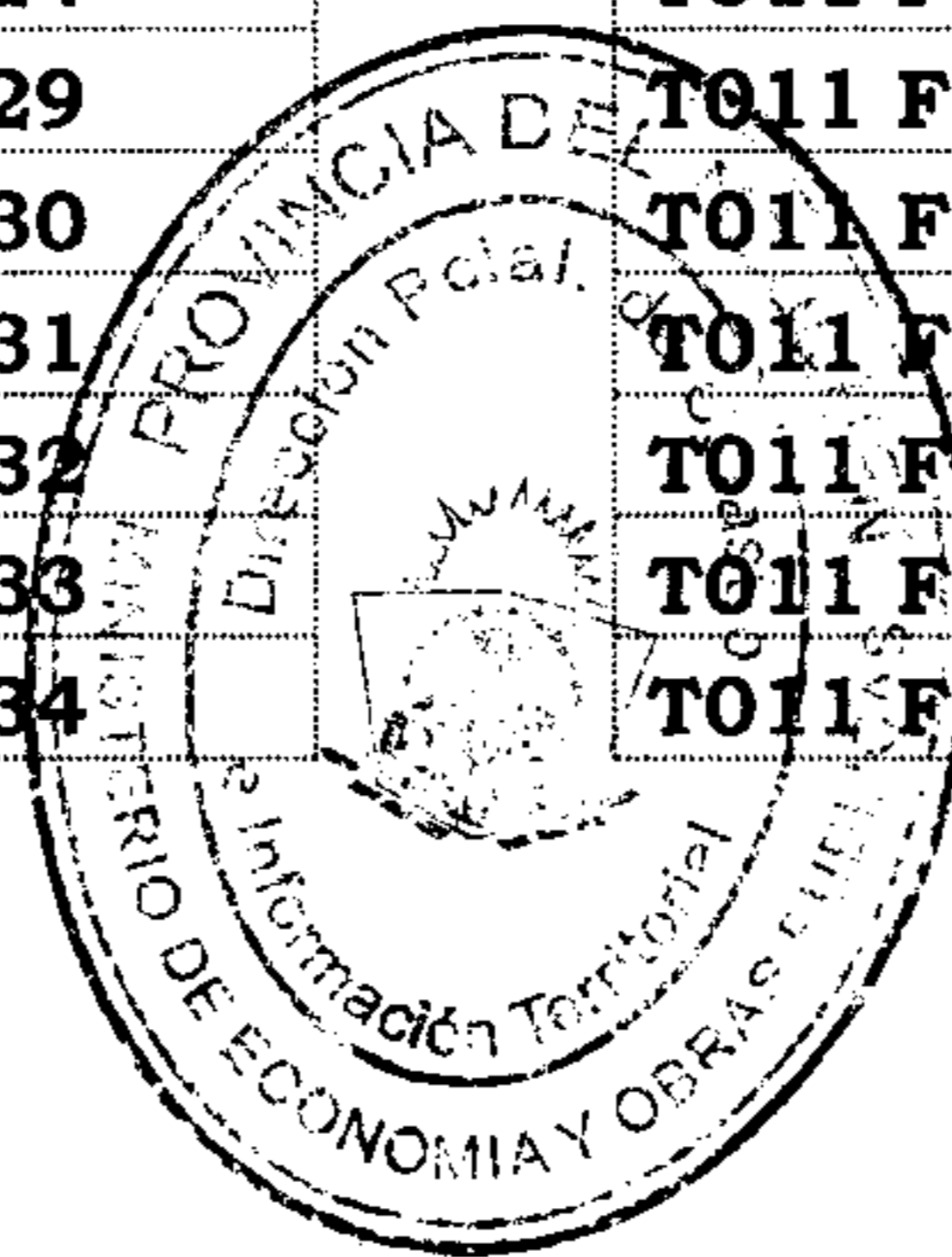
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