**R (on the Application of Catherine Edwards) v The Road User Charging Adjudicator [2006]**

**Issue: Judicial Review - Congestion Charge payments by post and time limits for payment.**

Miss Edwards was the registered keeper of a Jeep. On 13 September 2004, the vehicle was used on a road within the Congestion Charge zone. On the same day Miss Edwards sent a cheque in the sum of £5 to TfL by post, being the amount of the Congestion Charge due for the use of her vehicle in the Congestion Charge zone. Payment was received by TfL several days later. No payment was received by TfL by midnight on the date of travel.

A Penalty Charge Notice was issued by TfL on 14 September 2004, the day after the contravention.

The Adjudicator held that no Congestion Charge had been purchased at the time and in the manner required by the regulations and that accordingly a contravention had occurred. The appeal was dismissed.

An application for review of the Adjudicator’s decision was similarly dismissed.

Miss Edwards applied to the High Court for permission for Judicial Review of the decision of the Adjudicator. The application for permission to apply for Judicial Review was refused by Mr Justice Mitting on 9 March 2006. In making the order refusing permission, the Judge had the following observations:

*"1. The Adjudicator's decision was unquestionably correct;*

*2. The Claimant exercised her right to apply for a review of the decision;*

*3. The delay was inordinate; but even if the proceedings are subject to Article 6 ECHR (which I doubt), this is not a viable ground for quashing the decision."*

Miss Edwards applied to the High Court for an oral hearing of her application for permission to apply for Judicial Review but subsequently withdrew her application.