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Case Reference	9040236265
Appellant	Mr Shahram Bathaei
Authority	Transport for London
Contravention	On a road in the charging area to which a charging scheme applies without payment of the charge
Decision Date	14 Feb 2005
Adjudicator	Mr Gordon Cropper
Decision	Refused
Direction	None
Reasons	On 22 nd March 2004 a Volkswagen vehicle, registration number D241 OPP, was used within the congestion charging zone during the charging hours. No charge was paid for its use. The registered keeper of the vehicle at the time was the appellant, Mr Bathaei.

The appellant accepts that his vehicle entered the zone. It is his case that he had not intended to enter the zone. He did so when confronted by a 'no right turn' sign, and decided instead to do a U-turn. He says that he entered the zone for a very short distance only.

The appellant in this case has unfortunately made an error. He did enter the zone, but did not pay. He says he was unaware of the ability to pay before the end of the day in question. This may amount to mitigation, but it is not a ground of appeal which would allow the penalty charge to be cancelled. I am unable to take mitigation into account.

There was a contravention in this case, and there is no sustainable ground of appeal. The appeal is therefore dismissed.