



Request for a preliminary ruling from the Győri Törvényszék (Hungary) lodged on 6 November 2025 – BS v Budapest Rendőrfőkapitánya

(Case C-705/25, Budapest Rendőrfőkapitánya)

(C/2026/931)

Language of the case: Hungarian

Referring court

Győri Törvényszék

Parties to the main proceedings

Applicant: BS

Defendant: Budapest Rendőrfőkapitánya

Questions referred

1. Must Article 9a of Directive 1999/62 ⁽¹⁾ be interpreted as meaning that the proportionality requirement established in that directive precludes a system of penalties which, for any infringement of the rules on the obligation to make prior payment of the toll for use of a road infrastructure, provides for the imposition of a fine the amount of which depends exclusively on the category of the vehicle and the number times unauthorised road use has been confirmed, irrespective of the nature and seriousness of the infringement and the conduct of the person responsible for it, without the national court being able to reduce the amount of the fine?
2. Must Article 9a of Directive 1999/62 be interpreted as meaning that the proportionality requirement established in that directive precludes a system of penalties in which, when fines are imposed, no account is taken of the fact that the toll was paid before the road was used, but, due to a technical fault in the toll payment system, the period of validity of the toll commenced only after the start of the use of the road?

⁽¹⁾ Directive 1999/62/EC of the European Parliament and of the Council of 17 June 1999 on the charging of heavy goods vehicles for the use of certain infrastructures (OJ 1999 L 187, p. 42).