

Licensing Section
Herefordshire Council
County Offices
PO Box 233 Bath Street
Hereford
HR1 2ZF

Our ref: RJT/JB//98454-12813-0
Your ref: Fred Spriggs

Date: 2 February 2011

E-Mail: rjt@gosschalks.co.uk
Direct Fax: 0870 600 5958

Dear Sir

re: **Eagle Inn, 23 Broad Street, Ross on Wye**
Application for review

We write further to your recent telephone conversation with Richard Taylor at this office. We confirm that we act for Enterprise Inns PLC. Our client is the premises licence holder at these premises.

Enterprise Inns PLC owns around 7000 public houses in England and Wales. It does not, however, operate any of them. All of the pubs that are open and trading are subject to tenancy agreements of varying lengths. Those tenancy agreements/leases are such that the tenant operates his/her/its business out of our client's premises.

Immediately upon the issue of these review proceedings, Enterprise Inns Plc terminated the tenancy agreement of the operator and the premises closed.

Thereafter, our client's regional manager met with the Police and agreed terms upon which the Police were content to allow the premises to re-open. The premises have subsequently re-opened and we understand that subject to the terms agreed with the Police being imposed as conditions/amendments to the premises licence, the Police are satisfied that the premises may continue to operate.

The agreed terms are as follows:-

1. Reduction in hours of Sundays to Thursdays such that the sale of alcohol is permitted between 10 am and 11 pm and the premises close at 11.30 pm.
2. Reduction of hours on Fridays and Saturdays such that the premises may sell alcohol from 10 am until 11.30 pm and close at midnight.

Queens Gardens, Hull, HU1 3DZ ☎ 01482 324252 ☎ 0870 600 5984 ✉ info@gosschalks.co.uk 🌐 www.gosschalks.co.uk 📍 11902 - Hull

Partners: Simon Lunt, Bruce Raper, Ian Lanch, Richard Llewellyn, Neil Johnson, Clare Johnson, Richard Gooch, Roy Taylor, Robert Thomson, Jonathan Bennett, Nigel Beckwith, Zed Carmichael, Nicholas Dean, Mark Teal, Stephen Walker, Andrew Mallory, Robert Hastie, Richard Taylor, Andrew Johnson, Jonathan Peat, James Phinn, Justin Graves, Matthew Fletcher, Andrew Turnbull, Ted Pottsman, Kate Groves, Craig Beetham, Stephen Dillon, Ashlye Prescott, Chris Groves, Paul Plaxton, Nicola Barriss, James Houston

Associates: Victoria Quinn, Andrew Bell, Charlotte Critchall, Caroline Rule

Partnership Secretary: Marina Haddenby

The firm is regulated by the Solicitors Regulation Authority under number 61213

3. Live music - the hours for the provision of live music are to match those for the supply of alcohol save for on Sundays where the provision of live music will finish at 2230 hours.
4. Recorded music - the hours for recorded music are to match the opening hours of the premises i.e. be permitted on Sundays to Thursdays from 10 until 11.30 pm and on Fridays and Saturdays from 10 am until midnight.
5. Late night refreshment - this is to be permitted from 11 pm until 11.30 pm on Sundays to Thursdays and from 11 pm until midnight on Fridays and Saturdays.

In addition, a number of conditions are to be imposed upon the premises licence. Those conditions are as follows:-

- (a) A personal licence holder will be on site at all times that the pub is trading.
- (b) 2 SIA registered door staff will be provided on Fridays and Saturdays until closing time.
- (c) Full records be kept and all incidents be recorded.

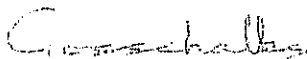
We understand that subject to the above being imposed upon the premises licence, the Police require nothing further.

We are sending a copy of this letter to Mr Mooney at West Mercia Police in order that he may confirm this to you.

We look forward to receiving details of any hearing that is to be fixed.

In the meantime, we thank you for all your assistance and should you have any problems or queries then please do not hesitate to contact Richard Taylor at this office.

Yours faithfully



GOSSCHALKS



Williams Rebecca

From: [redacted]@l.com]
Sent: 21 January 2011 22:35
To: Licensing
Subject: Eagle Pub license review

Copy sent to Rebecca Williams ref: Eagle pub licence review.

21/01/11

Ref: Review of License application the 'Eagle Pub' Broad St. Ross on Wye

Dear Sir/Madam,

Please note my comments for the review.

Recently, I have had to complain many times about the noise and disorder caused by people using the Eagle pub. This has been a problem both IN and OUTSIDE the pub and in the side streets nearby.

The level of noise from the amplified music and screaming/shouting customers could be heard in my house on Kyrle St, night after night, into the early hours of the morning. The noise has been so bad that it has been difficult to sleep or enjoy the peace of my own home.

I have also had to go out in Kyrle street on several occasions to remonstrate with drunk and disorderly people, who were causing a disturbance as they left the pub; not just in the early hours of the morning when they closed but even at 9 and 10 pm at night.

The Eagle Pub was given many an opportunity to deal with the issues of noise and disorder, but sadly nothing really seemed to work; Resulting in it's closure for the second time in a matter of months. Allegedly, there were some issues i.e. illegal

24/01/2011

substances and under age drinking on the premises, which could have exacerbated the problems.

In my opinion, the pub, with it's prominent position on Broad Street and the problems caused recently, should not be licensed till midnight. They have a large function room across the courtyard from the main building and I am concerned that this will generate even more noise should it be used regularly as a large 'party/club' venue under a 'late closing' license.

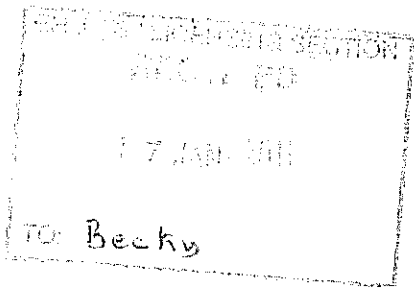
There are already 2 *late night music* establishments close by that cater for drinkers till 2 am: one of which is immediately opposite the Eagle Pub on the corner of Kyrle St.

Therefore, all things considered, I would object to the Eagle:

- a) closing any later than 11.30 pm and
- b) playing amplified music, like disco's and bands etc, more than 2 nights a week.... (perhaps restricted to a Friday and a Saturday?)

No doubt this could be reviewed in the future if the situation on (and around) the premises improves.

The new licensee (temporary?) and management now need to show that this *lovely local pub* can be run for the benefit of all, without causing crises and disturbances to the local residents, B&B's and restaurants etc nearby; Because living here OR coming to Ross on Wye for a visit, should be a pleasure rather than it being too rowdy, noisy and intimidating to endure!



Ema

Hereford County Council
Environmental Health Officer
Mr Richard Roberts
County Offices
Hereford
HR1 2ZF

14th January 2011

Dear Mr Roberts

PREMISES: EAGLE INN, BROAD STREET, ROSS-ON-WYE

Noting that the above establishment has been closed down, I am still obliged to note my concerns about the running of this Public House.

There does not appear to have been any element of order or managerial skill in running the place,

I live in a double glazed house about 150 Yards away from this Pub, but the noise emanating from it beggars believe, I cannot get to sleep for the "rowdiness", swearing, fighting and screaming particularly at weekends. It can go on until 0300 hrs. There is absolutely no control and general disorder. Matters are getting worse this situation has been appalling.

Also there has been a lot of drug taking on the premises, you can smell it, "skunk" in particular and you could also witness wheeling and dealing going on with hard drugs.

I have spoken to management about these problems but the young 20 year old "Manager" has stated that there is no problem in the place. Rest assured there has been I am NOT a very "Happy Bunny"

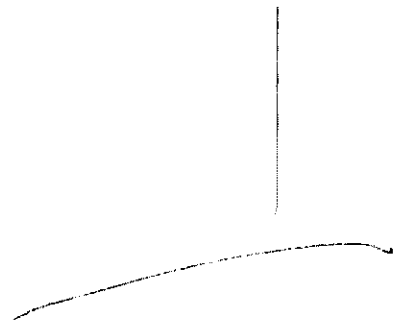
In considering their case I would request that the licensing hours terminate at 2300 hours latest and for everyone to be dispersed by 2330hrs latest.

I call upon the relevant authorities to implement my request. Monitoring of the situation will continue.....if and when the place opens up again.

If needs be I will willingly attend any meeting that may be convened for the hearing of this unfortunate case.

Copy of this letter has been sent to Miss R Williams, Licensing assistant, Environmental Health & Trading Standards.

I am, yours sincerely

A handwritten signature consisting of a vertical line that curves into a horizontal line at the bottom, resembling a stylized 'L' or a simple signature.

MEMORANDUM

To : LICENSING OFFICER

From : Ross-on-Wye Town Council

Tel : 01989 562373 My Ref :
 Date : 4 Feb 2011 Your Ref : PR 00447

| Premise Name | Premise address | Max Time | End of 28day Period | Current Licence |
|---------------|---------------------------------------|----------|-------------------------------|-----------------|
| The Eagle Inn | 23 Broad Street, Ross on Wye, HR9 7EA | | 7 th February 2011 | PR00447 |

**LICENSING ACT 2003
 APPLICATION FOR NEW OR VARIATION OF PREMISES LICENCE**

Having assessed the above application, Ross-on-Wye Town Council would like to make the following representation:

| Representation | |
|--|--|
| PREVENTION OF CRIME & DISORDER There has been serious disorder in the early hours of the morning and allegation of drug abuse. | |
| PUBLIC SAFETY There have been alleged assaults on the public in the vicinity of the Eagle. | |
| PREVENTION OF PUBLIC NUISANCE There is excessive noise (shouting) outside the premises and loud music coming from within. | |
| PROTECTION OF CHILDREN FROM HARM The Eagle is in a residential area (Kyrle Street) where children could be woken by the disturbances and witness violent, drunken behaviour. | |

**The Council recommends a reduction in opening hours:
 Sunday to Thursday: 10:00 – 11:00
 Friday – Saturday: 10:00 – 12:00**

ROSS - ON - WYE

- 4 FEB 2011

TOWN COUNCIL

Signed  Deputy Town Clerk

The Corn Exchange, High Street, Ross-on-Wye, Herefordshire, HR9 3PL

Phone: 01989-562373 Email: admin@rosstc-herefordshire.gov.uk www.rosstc-herefordshire.gov.uk

RECEIVED

4 FEB 2011

TO:



MEMORANDUM

To : MISS R. WILLIAMS, LICENSING SECTION

From : MR R. ROBERTS, ENVIRONMENTAL HEALTH OFFICER (POLLUTION)
ENVIRONMENTAL HEALTH AND TRADING STANDARDS

Tel : 01432 261668 My Ref :

Date : 07.02.2011 Your Ref : RWI/PR00447

LICENSING ACT 2003
APPLICATION FOR NEW OR VARIATION OF PREMISES LICENCE
NOTIFICATION OF APPLICATION FOR REVIEW OF A PREMISES LICENCE

The Eagle Inn, 23 Broad Street, Ross on Wye, HR9 7EA

Comments:

The Environmental Protection Section have received a number of noise complaints pertaining to The Eagle Inn, Ross on Wye, over a three month period. In particular Karaoke Singing/Music emanating from the premises has caused distress and disturbance to residents living nearby. In view of this and to prevent further public nuisance I would like the following condition to be attached to the Premises Licence.

Prevention of Public Nuisance –

No Karaoke music/singing shall emanate from the premises.