

Westpac Banking Corporation v Forum Finance Pty Ltd (in liquidation)

Federal Court of Australia NSD 616/2021

SECTION 50 EVIDENCE ACT SUMMARY

PAYMENTS TO OTHER PROPERTIES

ERIM DOWNS

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "Erim Downs Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	08-Oct-19	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 146669606 VT Erim Downs	Erim Downs - Internet Transfer PYMT-ID 146669606 VT Erim Downs TRANSFER DEBIT	Erim Downs	\$200,000.00	\$164,185.12	\$35,814.88	\$0.00	\$0.00	\$0.00
2		Total				<u>\$200,000.00</u>	<u>\$164,185.12</u>	<u>\$35,814.88</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>

22 HIGH STREET, RUSHWORTH

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "9 Gregory Street, Ouyen Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
3	23-Mar-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L178730988 Aksara Petrol T3	Aksara - Aksara Holding Pty L178730988 Aksara Petrol T3 - Ouyen	Aksara Holding Pty Ltd with reference "VT Petrol Tranche3"	\$3,150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,150.00
4	23-Jun-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L184634201 Aksara Petrol T3	Aksara - Aksara Holding Pty L18463420 Aksara Petrol T3 - Ouyen	Aksara Holding Pty Ltd with reference "VT Petrol Tranche3"	\$3,150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,150.00
5		Total <sup>1</sup>				<u>\$6,300.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$6,300.00</u>

<sup>1</sup> The tracing split between Financier and Other Funds for the Aksara transactions is drawn from the percentage split in the bulk transaction as shown below.

ADDITIONAL INFORMATION ABOUT "VT PETROL TRANCHE 3" PAYMENTS

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "9 Gregory Street, Ouyen Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
3	23-Mar-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L178730988 Aksara Petrol T3	[Not recorded in Xero Loan Statement]	Aksara Holding Pty Ltd with reference "VT Petrol Tranche3"	\$7,875.00	\$0.00	\$0.00	\$0.00	\$0.00	\$7,875.00
				Aksara - Aksara Holding Pty L178730988 Aksara Petrol T3 - Ouyen	9 Gregory	\$3,150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,150.00
				Aksara - Aksara Holding Pty L178730988 Aksara Petrol T3 - Rushworth	22 High Street, Rushworth	\$4,725.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,725.00

4	23-Jun-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L184634201 Aksara Petrol T3	[Not recorded in Xero Loan Statement]	Aksara Holding Pty Ltd with reference "VT Petrol Tranche3"	\$7,875.00	\$0.00	\$0.00	\$0.00	\$0.00	\$7,875.00
				Aksara - Aksara Holding Pty L18463420 Aksara Petrol T3 - Ouyen	9 Gregory	\$3,150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,150.00
				Aksara - Aksara Holding Pty L18463420 Aksara Petrol T3 - Rushworth	22 High Street, Rushworth	\$4,725.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,725.00

TOTAL FUNDS CONTRIBUTED TO PROPERTY

	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
Total	\$206,300.00	\$164,185.12	\$35,814.88	\$0.00	\$0.00	\$6,300.00

Accounts
FGFS xx8642 is a reference to an account in the name Forum Group Financial Services Pty Ltd held with the National Australia Bank with the BSB 082-080 and account number 27-15-8642