

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

Federal Court of Australia NSD 616/2021

SECTION 50 EVIDENCE ACT SUMMARY

PAYMENTS TO, OR ON BEHALF OF, 64-66 BERKELEY ST HAWTHORN PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "64-66 Berkeley St, Hawthorn Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	06-May-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 159320682 Berkeley St Dep	Kay & Burton (Hawthorn) Pty Ltd T / As Kay & Burton Hawthorn Sales Trust Account - Internet Transfer PYMT-ID 159320682 Berkeley St Dep TRANSFER DEBIT	Kay & Burton Hawthorn Sales Trust Account	\$100,000.00	\$29,069.52	\$70,930.48	\$0.00	\$0.00	\$0.00
2	16-Jun-20	FGFS xx8642	TRANSFER DEBITS Kay and Burton (Hawt161692519 Berkeley St Dep2	Kay & Burton (Hawthorn) Pty Ltd T / As Kay & Burton Hawthorn Sales Trust Account - Kay and Burton (Hawt161692519 Berkeley St Deposit 2	Kay & Burton Hawthorn Sales Trust Account	\$300,000.00	\$278,101.90	\$21,898.10	\$0.00	\$0.00	\$0.00
3	20-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 169302347 Charter Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 169302347 Charter Berkeley	Charter Keck Cramer for Berkeley Inv0125088	\$3,025.00	\$2,404.66	\$184.29	\$436.05	\$0.00	\$0.00
4	29-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 169904452 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 169904452 Loan to Berkeley	64-66 Berkeley St xx9963	\$1,000.00	\$891.63	\$32.19	\$76.17	\$0.00	\$0.00
5	19-Nov-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 171212549 Judo Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Loan to Berkeley for Judo Mandate Fee	Judo Bank Pty Ltd	\$10,000.00	\$1,272.57	\$100.42	\$8,627.01	\$0.00	\$0.00
6	20-Nov-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000171322257 PEXA BERKELEY	64-66 Berkeley St Hawthorn Pty Ltd - INTERNET TRANSFER PMT 000171322257 PEXA BERKELEY Settlement	Property Exchange Australia	\$1,005,000.00	\$127,893.34	\$10,092.28	\$867,014.38	\$0.00	\$0.00

Filed on behalf of (name & role of party)	Westpac Banking Corporation and Westpac New Zealand Limited, Applicants		
Prepared by (name of person/lawyer)	Caitlin Murray		
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7	30-Nov-20	FGFS xx8642	AUTOMATIC DRAWING J300003572 JUDO BANK Forum Group Fina	JUDO BANK - J300003572 JUDO BANK Forum Group Fina	64-66 Berkeley St xx3572	\$7,123.20	\$2,704.06	\$50.85	\$4,368.30	\$0.00	\$0.00
8	04-Dec-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 172255400 Metrix Berkeley	Payment: 64-66 Berkeley St Hawthorn Pty Ltd	Metrix Insurance	\$3,190.42	\$1,401.85	\$688.12	\$1,100.45	\$0.00	\$0.00
9	23-Dec-20	FGFS xx8642	AUTOMATIC DRAWING V300003571 JUDO BANK Forum Group Fina	JUDO BANK - V300003571 JUDO BANK Forum Group Fina	64-66 Berkeley St xx3571	\$24,128.00	\$18,828.11	\$4,286.72	\$1,013.17	\$0.00	\$0.00
10	31-Dec-20	FGFS xx8642	AUTOMATIC DRAWING J300003572 JUDO BANK Forum Group Fina	JUDO BANK - J300003572 JUDO BANK Forum Group Fina	64-66 Berkeley St xx3572	\$31,336.50	\$24,453.21	\$5,567.42	\$1,315.86	\$0.00	\$0.00
11	20-Jan-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 174817153 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Loan to Berkeley	64-66 Berkeley St xx9963	\$30,000.00	\$1,231.30	\$280.34	\$28,488.36	\$0.00	\$0.00
12	25-Jan-21	FGFS xx8642	AUTOMATIC DRAWING V300003571 JUDO BANK Forum Group Fina	JUDO BANK - V300003571 JUDO BANK Forum Group Fina	64-66 Berkeley St xx3571	\$24,128.00	\$12,606.65	\$112.27	\$11,409.08	\$0.00	\$0.00
13	22-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 176831370 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 176831370 Loan to Berkeley	64-66 Berkeley St xx9963	\$15,000.00	\$11,862.85	\$0.00	\$3,137.15	\$0.00	\$0.00
14	26-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 177152332 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 177152332 Loan to Berkeley	64-66 Berkeley St xx9963	\$35,000.00	\$18,548.71	\$11,546.04	\$4,905.24	\$0.00	\$0.00
15	23-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 178654456 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 178654456 Loan to Berkeley	64-66 Berkeley St xx9963	\$25,000.00	\$3,662.38	\$0.00	\$19,574.19	\$1,763.43	\$0.00
16	30-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179157780 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 179157780 Loan to Berkeley	64-66 Berkeley St xx9963	\$30,000.00	\$13,467.17	\$3,607.77	\$11,856.88	\$1,068.18	\$0.00
17	21-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 180533779 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 180533779 Loan to Berkeley	64-66 Berkeley St xx9963	\$25,000.00	\$18,636.34	\$4,103.52	\$2,073.35	\$186.79	\$0.00
18	29-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 180955678 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 180955678 Loan to Berkeley	64-66 Berkeley St xx9963	\$30,000.00	\$1,976.89	\$435.29	\$27,568.01	\$19.81	\$0.00

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19	20-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 182465270 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 182465270 Loan to Berkeley	64-66 Berkeley St xx9963	\$20,000.00	\$15,822.37	\$12.32	\$762.39	\$3,402.92	\$0.00
20	28-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 183031831 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 183031831 Loan to Berkeley	64-66 Berkeley St xx9963	\$30,000.00	\$7,649.77	\$0.94	\$18,016.88	\$4,332.42	\$0.00
21	22-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 184633985 Loan to Berkeley	64-66 Berkeley St Hawthorn Pty Ltd - Internet Transfer PYMT-ID 184633985 Loan to Berkeley	64-66 Berkeley St xx9963	\$26,000.00	\$0.00	\$26,000.00	\$0.00	\$0.00	\$0.00
22	Total					<u>\$1,774,931.12</u>	\$592,485.27	\$159,929.37	\$1,011,742.93	\$10,773.55	\$0.00

<b>Accounts</b>
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 64-66 Berkeley St xx9963 is a reference to a facility in the name 64-66 BERKELEY ST HAWTHORN PTY LTD ATF 64-66 BERKELEY ST HAWTHORN UNIT TRUST held with the National Australia Bank with BSB 082-080 and account number 32-815-9963