

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

Federal Court of Australia NSD 616/2021

SECTION 50 EVIDENCE ACT SUMMARY

PAYMENTS TO 2-4 ATHERTON ROAD, OAKLEIGH VICTORIA

PAYMENTS TOWARDS PURCHASE

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Entity or account to which funds paid	Amount withdrawn from account	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	13-Dec-18	FGFS xx8642	Internet Transfer Pymt-Id 128965880 Atherton Shortfall	Kalus Kenny Intelix Law Practice Tr with reference "Atherton 172536"	\$725,000.00	\$725,000.00	\$0.00	\$0.00	\$0.00	\$0.00
2		Total			\$725,000.00	\$725,000.00	\$0.00	\$0.00	\$0.00	\$0.00

ONGOING PAYMENTS IN RELATION TO THE PROPERTY

	Date	Account from which funds withdrawn	Description on bank statement	Entity or account to which funds paid	Amount withdrawn from account	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	14-Jan-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,352.69	\$4,486.98	\$3,585.82	\$5,279.89	\$0.00	\$0.00
2	14-Jan-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$17,375.00	\$5,838.63	\$4,666.00	\$6,870.38	\$0.00	\$0.00
3	13-Feb-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,352.69	\$10,442.31	\$1,177.13	\$1,733.25	\$0.00	\$0.00
4	13-Feb-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$17,375.00	\$13,587.91	\$1,531.72	\$2,255.36	\$0.00	\$0.00
5	13-Mar-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,352.69	\$10,783.93	\$2,549.12	\$19.64	\$0.00	\$0.00
6	13-Mar-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$17,375.00	\$14,032.44	\$3,317.00	\$25.56	\$0.00	\$0.00
7	15-Apr-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,352.69	\$13,329.72	\$22.79	\$0.18	\$0.00	\$0.00
8	15-Apr-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$17,375.00	\$17,345.11	\$29.66	\$0.23	\$0.00	\$0.00
9	13-May-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,352.69	\$5,599.37	\$7,753.28	\$0.04	\$0.00	\$0.00
10	13-May-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$17,375.00	\$7,286.10	\$10,088.85	\$0.05	\$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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(include state and postcode)	Our reference: 1353397		

	Date	Account from which funds withdrawn	Description on bank statement	Entity or account to which funds paid	Amount withdrawn from account	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
11	13-Jun-19	FGFS xx8642	126464 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,684.11	\$8,173.48	\$5,510.63	\$0.00	\$0.00	\$0.00
12	13-Jun-19	FGFS xx8642	126463 Bny Trust Compan 401465	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$16,750.00	\$10,004.73	\$6,745.27	\$0.00	\$0.00	\$0.00
13	21-Jun-19	FGFS xx8642	Internet Transfer Pymt-Id 140042816 Atherton Bus Insur	Metrix Insurance	\$1,502.78	\$0.00	\$0.00	\$0.00	\$0.00	\$1,502.78
14	15-Jul-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,657.36	\$12,207.96	\$1,449.40	\$0.00	\$0.00	\$0.00
15	15-Jul-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$16,250.00	\$14,525.45	\$1,724.55	\$0.00	\$0.00	\$0.00
16	13-Aug-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,657.36	\$13,012.25	\$645.11	\$0.00	\$0.00	\$0.00
17	13-Aug-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$16,250.00	\$15,482.42	\$767.58	\$0.00	\$0.00	\$0.00
18	13-Sep-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,657.36	\$12,662.09	\$995.27	\$0.00	\$0.00	\$0.00
19	13-Sep-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$16,250.00	\$15,065.79	\$1,184.21	\$0.00	\$0.00	\$0.00
20	08-Oct-19	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 146669300 Vipac 6767611	Vipac Engineers and Scientists Ltd	\$2,695.00	\$2,212.39	\$482.61	\$0.00	\$0.00	\$0.00
21	14-Oct-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,641.14	\$12,830.51	\$810.63	\$0.00	\$0.00	\$0.00
22	14-Oct-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,875.00	\$14,931.62	\$943.38	\$0.00	\$0.00	\$0.00
23	13-Nov-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,641.14	\$10,841.42	\$2,799.72	\$0.00	\$0.00	\$0.00
24	13-Nov-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,875.00	\$12,616.80	\$3,258.20	\$0.00	\$0.00	\$0.00
25	13-Dec-19	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,641.14	\$11,623.37	\$2,017.77	\$0.00	\$0.00	\$0.00
26	13-Dec-19	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,875.00	\$13,526.80	\$2,348.20	\$0.00	\$0.00	\$0.00
27	13-Jan-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,641.14	\$3,065.42	\$10,575.72	\$0.00	\$0.00	\$0.00
28	13-Jan-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,875.00	\$3,567.41	\$12,307.59	\$0.00	\$0.00	\$0.00
29	13-Feb-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,641.14	\$8,352.47	\$5,288.67	\$0.00	\$0.00	\$0.00
30	13-Feb-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,875.00	\$9,720.27	\$6,154.73	\$0.00	\$0.00	\$0.00
31	13-Mar-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$4,025.44	\$9,591.81	\$0.00	\$0.00	\$0.00
32	13-Mar-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$4,508.10	\$10,741.90	\$0.00	\$0.00	\$0.00
33	14-Apr-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$12,965.31	\$651.94	\$0.00	\$0.00	\$0.00

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34	14-Apr-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$14,519.89	\$730.11	\$0.00	\$0.00	\$0.00
35	13-May-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$11,910.77	\$1,706.48	\$0.00	\$0.00	\$0.00
36	13-May-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$13,338.91	\$1,911.09	\$0.00	\$0.00	\$0.00
37	15-Jun-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$12,623.22	\$994.03	\$0.00	\$0.00	\$0.00
38	15-Jun-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$14,136.79	\$1,113.21	\$0.00	\$0.00	\$0.00
39	13-Jul-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$13,430.93	\$186.32	\$0.00	\$0.00	\$0.00
40	13-Jul-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$15,041.34	\$208.66	\$0.00	\$0.00	\$0.00
41	13-Aug-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$8,450.77	\$9.52	\$5,156.95	\$0.00	\$0.00
42	13-Aug-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$9,464.05	\$10.67	\$5,775.29	\$0.00	\$0.00
43	14-Sep-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$8,519.32	\$374.55	\$4,723.38	\$0.00	\$0.00
44	14-Sep-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$9,540.81	\$419.45	\$5,289.73	\$0.00	\$0.00
45	13-Oct-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,617.25	\$7,738.90	\$1,746.35	\$4,132.00	\$0.00	\$0.00
46	13-Oct-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$15,250.00	\$8,666.82	\$1,955.74	\$4,627.44	\$0.00	\$0.00
47	27-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 169721776 Vipac 6789270	Vipac Engineers and Scientists Ltd	\$1,980.00	\$1,573.96	\$120.63	\$285.42	\$0.00	\$0.00
48	13-Nov-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$12,528.99	\$988.68	\$88.44	\$0.00	\$0.00
49	13-Nov-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$13,697.42	\$1,080.89	\$96.69	\$0.00	\$0.00
50	14-Dec-20	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$8,265.26	\$2,054.79	\$3,286.06	\$0.00	\$0.00
51	14-Dec-20	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$9,036.07	\$2,246.41	\$3,592.51	\$0.00	\$0.00
52	13-Jan-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$558.44	\$127.14	\$12,920.53	\$0.00	\$0.00
53	13-Jan-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$610.52	\$139.00	\$14,125.48	\$0.00	\$0.00
54	15-Feb-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$5,333.51	\$0.00	\$8,272.60	\$0.00	\$0.00
55	15-Feb-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$5,830.90	\$0.00	\$9,044.10	\$0.00	\$0.00
56	15-Mar-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$1,993.23	\$0.00	\$10,653.14	\$959.74	\$0.00

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57	15-Mar-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$2,179.12	\$0.00	\$11,646.64	\$1,049.24	\$0.00
58	13-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179996268 Bond AusCollege U2	Crabtrees Real Estate Trust Account - 2-4 Atherton Road Bond	\$11,550.00	\$5,184.86	\$1,388.99	\$4,564.90	\$411.25	\$0.00
59	13-Apr-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$6,107.86	\$1,636.26	\$5,377.53	\$484.46	\$0.00
60	13-Apr-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$6,677.47	\$1,788.85	\$5,879.04	\$529.64	\$0.00
61	13-May-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$8,544.81	\$14.93	\$923.65	\$4,122.72	\$0.00
62	13-May-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$9,341.69	\$16.32	\$1,009.79	\$4,507.20	\$0.00
63	15-Jun-21	FGFS xx8642	AUTOMATIC DRAWING 126464 BNY Trust Compan FORUM FROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$13,606.11	\$8,719.80	\$0.20	\$3,938.93	\$947.17	\$0.00
64	15-Jun-21	FGFS xx8642	AUTOMATIC DRAWING 126463 BNY Trust Compan FORUM GROUP	BNY Mortgage Repayment - 2-4 Atherton Road Oakleigh	\$14,875.00	\$9,533.00	\$0.22	\$4,306.27	\$1,035.51	\$0.00
65		Total			<u>\$897,890.00</u>	<u>\$591,753.44</u>	<u>\$144,685.76</u>	<u>\$145,901.09</u>	<u>\$14,046.92</u>	<u>\$0.00</u>

TOTAL FUNDS CONTRIBUTED TO PROPERTY

	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
TOTAL	<u>\$1,622,890.00</u>	\$1,316,753.44	\$144,685.76	\$145,901.09	\$14,046.92	\$0.00

Accounts
Confidential