

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, 55 NOLAN ST MARYBOROUGH PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "55 Nolan St, Maryborough Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	10-Jul-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 163264470 55 Nolan Street	Property Exchange Australia - Internet Transfer PYMT-ID 163264470 55 Nolan Street	Property Exchange Australia	\$63,109.00	\$62,245.49	\$863.51	\$0.00	\$0.00	\$0.00
2	10-Jul-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 163265888 55 Nolan Street	Property Exchange Australia - Internet Transfer PYMT-ID 163265888 55 Nolan Street	Property Exchange Australia	\$66,000.00	\$65,096.94	\$903.06	\$0.00	\$0.00	\$0.00
3	19-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165595700 Loan to Maryboroug	55 Nolan St Maryborough - Internet Transfer PYMT-ID 165595700 Loan to Maryboroug	55 Nolan St xx6975	\$3,168.00	\$1,939.29	\$1,077.66	\$151.05	\$0.00	\$0.00
4	01-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 [Note see below additional information concerning transaction]	Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Maryborough	Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00
5	04-Dec-20	FGFS xx8642	TRANSFER DEBITS INTERNET BPAY PMT 000172240254 TAX OFFICE PAYMENTS	55 Nolan St Maryborough - Loan for ATO BAS QE Sep20	ATO	\$888.00	\$0.00	\$0.00	\$0.00	\$0.00	\$888.00
6	11-Jan-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L174234091 Aksara Petrol T2 [Note see below additional information concerning transaction]	Aksara - Aksara Petrol T2	Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00
7	06-Apr-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L179527358 Aksara Petrol T2 [Note see below additional information concerning transaction]	Aksara - Aksara Petrol T2	Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00

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		
Law firm (if applicable)	MinterEllison		
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(include state and postcode)	Our reference: 1353397		

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	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "55 Nolan St, Maryborough Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
8	Total ¹					<u>\$145,765.00</u>	\$129,281.72	\$2,844.23	\$151.05	\$0.00	\$13,488.00

ADDITIONAL INFORMATION ABOUT "VT PETROL TRANCHE 2" PAYMENTS

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "55 Nolan St, Maryborough Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
4	01-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 168127071 Aksara Petrol T2		Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$22,722.77	\$0.00	\$0.00	\$0.00	\$0.00	\$22,722.77
				Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Mallacoota	[Allocation based on Xero]	\$3,978.40	\$0.00	\$0.00	\$0.00	\$0.00	\$3,978.40
				Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Morwell	[Allocation based on Xero]	\$4,635.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,635.00
				Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Lake Boga	[Allocation based on Xero]	\$6,234.37	\$0.00	\$0.00	\$0.00	\$0.00	\$6,234.37
				Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Dimboola	[Allocation based on Xero]	\$3,675.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,675.00
				Aksara - Internet Transfer PYMT-ID 168127071 Aksara Petrol T2 - Maryborough	[Allocation based on Xero]	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00

6	11-Jan-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L174234091 Aksara Petrol T2		Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$22,722.77	\$0.00	\$0.00	\$0.00	\$0.00	\$22,722.77
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$3,978.40	\$0.00	\$0.00	\$0.00	\$0.00	\$3,978.40
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$4,635.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,635.00
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$6,234.37	\$0.00	\$0.00	\$0.00	\$0.00	\$6,234.37

¹ 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.

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "55 Nolan St, Maryborough Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$3,675.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,675.00
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00

7	06-Apr-21	FGFS xx8642	TRANSFER DEBITS Aksara Holding Pty L179527358 Aksara Petrol T2		Aksara Holding Pty Ltd with reference "VT Petrol Tranche2"	\$22,722.77	\$0.00	\$0.00	\$0.00	\$0.00	\$22,722.77
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$3,978.40	\$0.00	\$0.00	\$0.00	\$0.00	\$3,978.40
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$4,635.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,635.00
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$6,234.37	\$0.00	\$0.00	\$0.00	\$0.00	\$6,234.37
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$3,675.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,675.00
				Aksara - Aksara Petrol T2	[Allocation based on Xero]	\$4,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00

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											
55 Nolan St xx6975 is a reference to an account in the name 55 NOLAN STREET MARYBOROUGH PTY LTD ATF 55 NOLAN STREET MARYBOROUGH UNIT TRUST held with the National Australia Bank with the BSB 082-080 and account number 77-742-6975											