

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

Federal Court of Australia NSD 616/2021

SECTION 50 EVIDENCE ACT SUMMARY

PAYMENTS MADE ON BEHALF OF FORUM GROUP FINANCIAL SERVICES PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other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 Intalex Law Practice Tr with reference "Atherton 172536"	\$725,000.00	\$725,000.00	\$0.00	\$0.00	\$0.00	\$0.00
2	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
3	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
4	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
5	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
6	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
7	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

Filed on behalf of (name & role of party)	Westpac Banking Corporation and Westpac New Zealand Limited, Applicants		
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	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
8	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
9	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
10	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
11	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
12	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
13	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
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-Aug-19	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 143198019 Loan to CTEX BP	CTEX Global Pty Ltd	\$200,000.00	\$190,552.87	\$9,447.13	\$0.00	\$0.00	\$0.00

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19	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
20	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
21	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
22	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
23	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
24	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
25	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
26	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
27	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
28	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
29	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

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30	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
31	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
32	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
33	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
34	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
35	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
36	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
37	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
38	25-May-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000160324664 PORSCHE SYD BP	Porsche 718 Cayman GT4 (FGFS Owned)	\$65,000.00	\$64,088.11	\$911.89	\$0.00	\$0.00	\$0.00
39	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
40	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

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41	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
42	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
43	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
44	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
45	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
46	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
47	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
48	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
49	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
50	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
51	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

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52	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
53	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
54	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
55	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
56	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
57	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
58	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
59	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
60	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
61	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
62	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

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63	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
64	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
65	09-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 183795725 Loan to Nicholas	Nicholas Allan Bryden - Mortgage Finance	\$400,000.00	\$256,349.49	\$6.01	\$115,798.93	\$27,845.56	\$0.00
66	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
67	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
68	Total ¹				<u>\$2,286,387.22</u>	\$1,827,743.91	\$155,050.80	\$261,700.03	\$41,892.48	\$0.00

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

¹ Totals only describe payments made to Forum Group Financial Services Pty Ltd for its ultimate benefit, and does not describe payments received by Forum Group Financial Services Pty Ltd as part of the Scheme.