

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, 123 HIGH STREET TARADALE PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "123 High St, Taradale Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	03-Mar-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 155629477 124HighSt Valuatio	[Not recorded in Xero Loan Statement]	PRP Central Victoria Unit Trust with reference FGFS 878466	\$4,400.00	\$4,091.64	\$308.36	\$0.00	\$0.00	\$0.00
2	01-May-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000159079381 TARADALE DEP2	The Trustee for 123 High Street Taradale Unit Trust - INTERNET TRANSFER PMT 000159079381 TARADALE DEP2 TRANSFER DEBIT	Property Exchange Australia	\$130.68	\$108.36	\$22.32	\$0.00	\$0.00	\$0.00
3	01-May-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000159079470 TARADALE DEP3	The Trustee for 123 High Street Taradale Unit Trust - INTERNET TRANSFER PMT 000159079470 TARADALE DEP3 TRANSFER DEBIT	Property Exchange Australia	\$1,405.00	\$1,165.06	\$239.94	\$0.00	\$0.00	\$0.00
4	01-May-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000159079235 TARADALE DEP1	The Trustee for 123 High Street Taradale Unit Trust - INTERNET TRANSFER PMT 000159079235 TARADALE DEP1 TRANSFER DEBIT	Property Exchange Australia	\$28,820.00	\$23,898.30	\$4,921.70	\$0.00	\$0.00	\$0.00
5	29-May-20	FGFS xx8642	J300002022 JUDO BANK Forum Group AUTOMATIC DRAWING	The Trustee for 123 High Street Taradale Unit Trust - J300002022 JUDO BANK Forum Group	123 High St xx2022	\$1,076.17	\$1,061.07	\$15.10	\$0.00	\$0.00	\$0.00
6	01-Jun-20	FGFS xx8642	AUTOMATIC DRAWING V300002023 JUDO BANK Forum Group	The Trustee for 123 High Street Taradale Unit Trust - V300002023 JUDO BANK Forum Group	123 High St xx2023	\$1,053.10	\$1,038.33	\$14.77	\$0.00	\$0.00	\$0.00
7	23-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 162082594 Loan to Taradale	The Trustee for 123 High Street Taradale Unit Trust - Internet Transfer PYMT-ID 162082594 Loan to Taradale	123 High St xx4112	\$20,000.00	\$18,540.13	\$1,459.87	\$0.00	\$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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	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 "123 High St, Taradale Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
8	30-Jun-20	FGFS xx8642	AUTOMATIC DRAWING J300002022 JUDO BANK Forum Group	The Trustee for 123 High Street Taradale Unit Trust - J300002022 JUDO BANK Forum Group	123 High St xx2022	\$1,227.45	\$1,177.76	\$49.69	\$0.00	\$0.00	\$0.00
9	01-Jul-20	FGFS xx8642	AUTOMATIC DRAWING V300002023 JUDO BANK Forum Group	The Trustee for 123 High Street Taradale Unit Trust - V300002023 JUDO BANK Forum Group	123 High St xx2023	\$1,053.10	\$1,010.47	\$42.63	\$0.00	\$0.00	\$0.00
10	31-Jul-20	FGFS xx8642	AUTOMATIC DRAWING J300002022 JUDO BANK Forum Group	The Trustee for 123 High Street Taradale Unit Trust - J300002022 JUDO BANK Forum Group	123 High St xx2022	\$1,252.34	\$1,252.16	\$0.18	\$0.00	\$0.00	\$0.00
11	03-Aug-20	FGFS xx8642	AUTOMATIC DRAWING V300002023 JUDO BANK Forum Group	The Trustee for 123 High Street Taradale Unit Trust - V300002023 JUDO BANK Forum Group	123 High St xx2023	\$1,053.10	\$164.58	\$1.62	\$886.90	\$0.00	\$0.00
12	03-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 164492189 Aksara Petrol T1 [Note see below additional information concerning transaction]	Aksara - Aksara Loan - Taradale	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$2,015.64	\$315.00	\$3.11	\$1,697.53	\$0.00	\$0.00
13	12-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165161275 Rent from Aksara	[Not recorded in Xero Loan Statement]	123 High St xx4112	\$3,678.77	\$2,283.02	\$2.57	\$1,393.18	\$0.00	\$0.00
14	14-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165245477 Rent from Aksara	[Not recorded in Xero Loan Statement]	123 High St xx4112	\$290.00	\$240.63	\$0.09	\$49.28	\$0.00	\$0.00
15	02-Nov-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 170108290 Aksara Petrol T1 [Note see below additional information concerning transaction]	Aksara - Internet Transfer PYMT-ID 170108290 Aksara Petrol T1	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
16	02-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 [Note see below additional information concerning transaction]	Aksara - Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 - Taradale	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
17	30-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 181036667 Aksara Petrol T1 [Note see below additional information concerning transaction]	Aksara - Aksara Petrol T1 - Taradale	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
18		Total ¹				<u>\$73,502.27</u>	\$56,346.51	\$7,081.95	\$4,026.89	\$0.00	\$6,046.92

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.

ADDITIONAL INFORMATION ABOUT "VT PETROL TRANCHE 1" PAYMENT

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statements	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
13	03-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 164492189 Aksara Petrol T1		Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$32,050.53	\$5,008.86 (15.628%)	\$49.38 (0.154%)	\$26,992.29 (84.218%)	\$0.00	\$0.00
				Aksara - Aksara Loan - Taradale	[Allocation based on Xero]	\$2,015.64	\$315.00	\$3.11	\$1,697.53	\$0.00	\$0.00
				Aksara - Aksara Loan - Violet Town	[Allocation based on Xero]	\$12,882.92	\$2,013.35	\$19.85	\$10,849.73	\$0.00	\$0.00
				Aksara - Aksara Loan - Golden Square	[Allocation based on Xero]	\$12,671.32	\$1,980.28	\$19.52	\$10,671.52	\$0.00	\$0.00
				Aksara - Aksara Loan - Derrinallum	[Allocation based on Xero]	\$4,480.65	\$700.24	\$6.90	\$3,773.51	\$0.00	\$0.00

16	02-Nov-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 170108290 Aksara Petrol T1			\$32,050.53	\$0.00	\$0.00	\$0.00	\$0.00	\$32,050.53
				Aksara - Internet Transfer PYMT-ID 170108290 Aksara Petrol T1	[Allocation based on Xero]	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
				Aksara - Internet Transfer PYMT-ID 170108290 Aksara Petrol T1	[Allocation based on Xero]	\$12,882.92	\$0.00	\$0.00	\$0.00	\$0.00	\$12,882.92
				Aksara - Internet Transfer PYMT-ID 170108290 Aksara Petrol T1	[Allocation based on Xero]	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
				Aksara - Internet Transfer PYMT-ID 170108290 Aksara Petrol T1	[Allocation based on Xero]	\$4,480.65	\$0.00	\$0.00	\$0.00	\$0.00	\$4,480.65

17	02-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 175502407 Aksara Petrol T1			\$32,050.53	\$0.00	\$0.00	\$0.00	\$0.00	\$32,050.53
				Aksara - Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 - Taradale	[Allocation based on Xero]	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
				Aksara - Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 - Violet Town	[Allocation based on Xero]	\$12,882.92	\$0.00	\$0.00	\$0.00	\$0.00	\$12,882.92
				Aksara - Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 - Golden Square	[Allocation based on Xero]	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
				Aksara - Internet Transfer PYMT-ID 175502407 Aksara Petrol T1 - Derrinallum	[Allocation based on Xero]	\$4,480.65	\$0.00	\$0.00	\$0.00	\$0.00	\$4,480.65

18	30-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 181036667 Aksara Petrol T1			\$32,050.53	\$0.00	\$0.00	\$0.00	\$0.00	\$32,050.53
				Aksara - Aksara Petrol T1 - Taradale	[Allocation based on Xero]	\$2,015.64	\$0.00	\$0.00	\$0.00	\$0.00	\$2,015.64
				Aksara - Aksara Petrol T1 - Violet Town	[Allocation based on Xero]	\$12,882.92	\$0.00	\$0.00	\$0.00	\$0.00	\$12,882.92

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statements	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
				Aksara - Aksara Petrol T1 - Golden Square	[Allocation based on Xero]	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
				Aksara - Internet Transfer PYMT-ID 181036667 Aksara Petrol T1 - Derrinallum	[Allocation based on Xero]	\$4,480.65	\$0.00	\$0.00	\$0.00	\$0.00	\$4,480.65

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 123 High St xx2022 is a reference to a facility in the name 123 High Street Taradale Pty Ltd ATF 123 High Street Taradale Unit Trust held with Judo Bank with facility reference number J300002022 123 High St xx2023 is a reference to a facility in the name 123 High Street Taradale Pty Ltd ATF 123 High Street Taradale Unit Trust held with Judo Bank with facility reference number V300002023 123 High St xx4112 is a reference to an account in the name 123 High Street Taradale Pty Ltd ATF 123 High Street Taradale Unit Trust held with National Australia Bank with BSB 082-080 and account number 97-554-4112
