

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, 286 CARLISLE STREET PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	07-Aug-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS Internet Transfer PYMT-ID 142926177 Carlisle LoanRepay	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,500.00	\$6,913.93	\$1,503.13	\$0.00	\$0.00	\$82.94
2	09-Aug-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS Internet Transfer PYMT-ID 143091897 Carlisle LoanRepay	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$1,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,000.00
3	05-Sep-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
4	01-Oct-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$7,973.28	\$626.72	\$0.00	\$0.00	\$0.00
5	01-Nov-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$7,421.06	\$494.85	\$0.00	\$0.00	\$684.09
6	02-Dec-19	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$7,356.78	\$1,243.22	\$0.00	\$0.00	\$0.00
7	02-Jan-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$2,650.52	\$470.60	\$0.00	\$0.00	\$5,478.88

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		
Tel	(02) 9921 4279	Fax	(02) 9921 8123
Email	caitlin.murray@minterellison.com		
Address for service	Level 40, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000		
(include state and postcode)	Our reference: 1353397		

ME_200512290_1

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
8	03-Feb-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00
9	02-Mar-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$8,155.08	\$444.92	\$0.00	\$0.00	\$0.00
10	01-Apr-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$4,940.77	\$269.56	\$0.00	\$0.00	\$3,389.67
11	01-May-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$7,246.01	\$1,353.99	\$0.00	\$0.00	\$0.00
12	01-Jun-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$1,951.42	\$298.11	\$0.00	\$0.00	\$6,350.47
13	01-Jul-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
14	04-Aug-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
15	01-Sep-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$2,335.71	\$1,297.96	\$1,110.83	\$0.00	\$3,855.50
16	01-Oct-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
17	02-Nov-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
18	01-Dec-20	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$5,489.32	\$330.73	\$2,779.95	\$0.00	\$0.00

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
19	04-Jan-21	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$4,791.85	\$2,598.11	\$1,210.04	\$0.00	\$0.00
20	01-Feb-21	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,600.00
21	26-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 177170301 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 177170301 Loan to 286 Carl	286 Carlisle St xx1512	100,000.00	\$52,996.00	\$32,989.00	\$14,015.00	\$0.00	\$0.00
22	01-Mar-21	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$433.38	\$0.00	\$198.52	\$0.00	\$7,968.10
23	05-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 177680022 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 177680022 Loan to 286 Carl	286 Carlisle St xx1512	120,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$120,000.00
24	11-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 178045410 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 178045410 Loan to 286 Carl	286 Carlisle St xx1512	120,000.00	\$0.00	\$0.00	\$110,083.00	\$9,917.00	\$0.00
25	18-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 178506459 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 178506459 Loan to 286 Carl	286 Carlisle St xx1512	155,000.00	\$22,707.00	\$0.00	\$121,360.00	\$10,933.00	\$0.00
26	23-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 178758635 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 178758635 Loan to 286 Carl	286 Carlisle St xx1512	160,000.00	\$23,439.00	\$0.00	\$125,275.00	\$11,286.00	\$0.00
27	02-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179106372 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 179106372 Loan to 286 Carl	286 Carlisle St xx1512	\$150,000.00	\$67,336.00	\$18,039.00	\$59,284.00	\$5,341.00	\$0.00
28	30-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179207170 Loan to Carlisle	286 Carlisle St - Internet Transfer PYMT-ID 179207170 Loan to Carlisle	286 Carlisle St xx1512	\$10,000.00	\$4,489.00	\$1,203.00	\$3,952.00	\$356.00	\$0.00
29	01-Apr-21	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$1,236.83	\$13.35	\$6,742.86	\$606.95	\$0.00

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
30	06-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179525432 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 179525432 Loan to 286 Carl	286 Carlisle St xx1512	\$160,000.00	\$71,825.00	\$19,241.00	\$63,237.00	\$5,697.00	\$0.00
31	13-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179978655 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 179978655 Loan to 286 Carl	286 Carlisle St xx1512	\$165,000.00	\$74,069.00	\$19,843.00	\$65,213.00	\$5,875.00	\$0.00
32	20-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 180469027 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 180469027 Loan to 286 Carl	286 Carlisle St xx1512	\$140,000.00	\$104,363.52	\$22,979.73	\$11,610.74	\$1,046.01	\$0.00
33	27-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 180842062 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 180842062 Loan to 286 Carl	286 Carlisle St xx1512	\$155,000.00	\$10,214.00	\$2,249.00	\$142,435.00	\$102.00	\$0.00
34	29-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 180956405 Loan to Carlisle	286 Carlisle St - Internet Transfer PYMT-ID 180956405 Loan to Carlisle	286 Carlisle St xx1512	\$5,000.00	\$329.00	\$73.00	\$4,595.00	\$3.00	\$0.00
35	03-May-21	26 Edmonstone Rd xx9902	TRANSFER DEBITS TRANSFER 286 CARLISLE ST PTY	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$5,319.44	\$1,116.92	\$1,985.51	\$178.13	\$0.00
36	04-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 181354851 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 181354851 Loan to 286 Carl	286 Carlisle St xx1512	\$165,000.00	\$10,873.00	\$2,394.00	\$151,624.00	\$109.00	\$0.00
37	12-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 181917290 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 181917290 Loan to 286 Carl	286 Carlisle St xx1512	\$160,000.00	\$100,482.05	\$175.57	\$10,861.61	\$48,480.77	\$0.00
38	19-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 182364313 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 182364313 Loan to 286 Carl	286 Carlisle St xx1512	\$160,000.00	\$126,579.00	\$99.00	\$6,099.00	\$27,223.00	\$0.00
39	25-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 182719452 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 182719452 Loan to 286 Carl	286 Carlisle St xx1512	\$130,000.00	\$82,590.34	\$10.10	\$624.76	\$46,774.81	\$0.00
40	01-Jun-21	26 Edmonstone Rd xx9902	Transfer 286 Carlisle St Pty To 1-348-0794	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$6,678.86	\$72.48	\$434.28	\$1,414.39	\$0.00

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
41	02-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 183327426 Loan to 286 Carl	286 Carlisle St - Internet Transfer PYMT-ID 183327426 Loan to 286 Carl	286 Carlisle St xx1512	\$170,000.00	\$43,349.00	\$5.00	\$102,096.00	\$24,550.00	\$0.00
42	11-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 184019421 Loan to 286 Carlis	286 Carlisle St - Internet Transfer PYMT-ID 184019421 Loan to 286 Carlis	286 Carlisle St xx1512	\$20,000.00	\$12,817.47	\$0.30	\$5,789.95	\$1,392.28	\$0.00
43	15-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 184142554 Loan to 286 Carlis	286 Carlisle St - Internet Transfer PYMT-ID 184142554 Loan to 286 Carlis	286 Carlisle St xx1512	\$160,000.00	\$102,540.00	\$2.00	\$46,320.00	\$11,138.00	\$0.00
44	02-Jul-21	26 Edmonstone Rd xx9902	Authority Payment 1/7/21	[Not recorded in Xero Loan Statement]	Account 1-398-6402	\$8,600.00	\$792.90	\$1.26	\$1,286.52	\$330.93	\$6,188.40
45	Total					\$2,612,300.00	\$1,001,285.52	\$131,438.61	\$1,060,223.56	\$212,754.26	\$206,598.05

PAYMENTS FROM 286 CARLISLE STREET PTY LTD TO OTHER RESPONDENTS

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	26 Feb-21	286 Carlisle St xx1512	TT3021293742 Payment Id-177175806 Theion Ike	[Not recorded in Xero Loan Statement]	Aromatika Theion IKE	\$190,566.94	\$52,996.32	\$32,988.69	\$14,014.98	\$0.00	\$90,566.94
2	05-Mar-21	286 Carlisle St xx1512	TT3021333116 Payment-id 177679921 Theion Ike	[Not recorded in Xero Loan Statement]	Aromatika Theion IKE	\$159,212.85	\$0.00	\$0.00	\$0.00	\$0.00	\$159,212.85
3	11-Mar-21	286 Carlisle St xx1512	TT3021364722 Payment-Id 178044926 Theion Ike	[Not recorded in Xero Loan Statement]	Aromatika Theion IKE	\$158,150.27	\$0.00	\$0.00	\$110,082.70	\$9,917.30	\$38,150.27
4	18-Mar-21	286 Carlisle St xx1512	TT3021404608 Payment-Id 178044926 Theion Ike	[Not recorded in Xero Loan Statement]	Aromatika Theion IKE	\$156,838.14	\$22,706.76	\$0.00	\$121,359.97	\$10,933.27	\$1,838.14

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "286 Carlisle Street Pty Ltd Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
5	23-Mar-21	286 Carlisle St xx1512	TT3021426750 Payment-Id 178758380 Theion Ike	[Not recorded in Xero Loan Statement]	Aromatika Theion IKE	\$160,809.87	\$23,439.24	\$0.00	\$125,274.80	\$11,285.96	\$809.87
6	30-Mar-21	286 Carlisle St xx1512	TT302146566 Payment-Id 179206876 Loan Transfer	[Not recorded in Xero Loan Statement]	D&D Group O.E	\$157,761.06	\$66,749.61	\$17,881.82	\$58,768.29	\$5,294.41	\$9,066.93
7	02-Jun-21	286 Carlisle St xx1512	TT3021806635 Payment-Id 183327353 Loan Transfer	[Not recorded in Xero Loan Statement]	D&D Group O.E	\$158,461.03	\$43,117.14	\$5.48	\$91,017.09	\$24,321.32	\$0.00
8	Total					\$1,141,800.16	\$209,009.08	\$50,876.00	\$520,517.82	\$61,752.26	\$299,645.00

TOTAL FUNDS PAID TO, OR FOR THE BENEFIT OF, 286 CARLISLE STREET PTY LTD

	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds ¹
Total	\$1,470,499.84	\$792,276.44	\$80,562.61	\$539,705.74	\$151,001.99	-\$93,046.95

Accounts
26 Edmonstone Rd xx9902 is a reference to an account in the name of 26 Edmonstone Road Pty Ltd held with NAB with the BSB 082-080 and account number 33-371-9902
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
286 Carlisle St xx1512 is a reference to an account in the name 286 CARLISLE STREET PTY LTD held with the National Australia Bank with BSB 082-080 and account number 31-788-1512

¹ Noting that the total 'Other Funds' is a negative figure as untraced transactions into 286 Carlisle Street Pty Ltd left more 'Other Funds' available for outgoing transactions, which were attributed in the tracing out of 286 Carlisle Street Pty Ltd as read above.