

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, 275 HIGH STREET GOLDEN SQUARE PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "275 High St, Golden Square Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	28-Feb-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 155413425 High St Valuation	[Not recorded in Xero Loan Statement]	PRP Bendigo	\$4,400.00	\$4,091.64	\$308.36	\$0.00	\$0.00	\$0.00
2	30-Apr-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 159040590 Golden Square Dep2	The Trustee for 275 High Street Golden Square - Internet Transfer PYMT-ID 159040590 Golden Square Dep2 TRANSFER DEBIT	Property Exchange Australia	\$114.07	\$94.59	\$19.48	\$0.00	\$0.00	\$0.00
3	30-Apr-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 159040707 Golden Square Dep3	The Trustee for 275 High Street Golden Square - Internet Transfer PYMT-ID 159040707 Golden Square Dep3 TRANSFER DEBIT	Property Exchange Australia	\$3,710.80	\$3,077.09	\$633.71	\$0.00	\$0.00	\$0.00
4	30-Apr-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 159040456 Golden Square Dep1	The Trustee for 275 High Street Golden Square - Internet Transfer PYMT-ID 159040456 Golden Square Dep1 TRANSFER DEBIT	Property Exchange Australia	\$188,571.00	\$156,368.01	\$32,202.99	\$0.00	\$0.00	\$0.00
5	01-May-20	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000159088705 GOLDEN SQUARE	The Trustee for 275 High Street Golden Square - INTERNET TRANSFER PMT 000159088705 GOLDEN SQUARE TRANSFER DEBIT	Property Exchange Australia	\$23,440.52	\$19,437.49	\$4,003.03	\$0.00	\$0.00	\$0.00
6	29-May-20	FGFS xx8642	J300002018 JUDO BANK Forum Group AUTOMATIC DRAWING	The Trustee for 275 High Street Golden Square - J300002018 JUDO BANK Forum Group	275 High St xx2018	\$6,571.93	\$6,479.73	\$92.20	\$0.00	\$0.00	\$0.00
7	01-Jun-20	FGFS xx8642	AUTOMATIC DRAWING V300002017 JUDO BANK Forum Group	The Trustee for 275 High Street Golden Square - V300002017 JUDO BANK Forum Group	275 High St xx2017	\$6,450.23	\$6,359.74	\$90.49	\$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		
Law firm (if applicable)	MinterEllison		
Tel	(02) 9921 4279	Fax	(02) 9921 8123
Email	caitlin.murray@minterellison.com		
Address for service (include state and postcode)	Level 40, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000		
	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 "275 High St, Golden Square 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 J300002018 JUDO BANK Forum Group	The Trustee for 275 High Street Golden Square - J300002018 JUDO BANK Forum Group	275 High St xx2018	\$7,495.79	\$7,192.34	\$303.45	\$0.00	\$0.00	\$0.00
9	01-Jul-20	FGFS xx8642	AUTOMATIC DRAWING V300002017 JUDO BANK Forum Group	The Trustee for 275 High Street Golden Square - V300002017 JUDO BANK Forum Group	275 High St xx2017	\$6,450.23	\$6,189.11	\$261.12	\$0.00	\$0.00	\$0.00
10	31-Jul-20	FGFS xx8642	AUTOMATIC DRAWING J300002018 JUDO BANK Forum Group	The Trustee for 275 High Street Golden Square - J300002018 JUDO BANK Forum Group	275 High St xx2018	\$7,647.77	\$7,646.67	\$1.10	\$0.00	\$0.00	\$0.00
11	03-Aug-20	FGFS xx8642	AUTOMATIC DRAWING V300002017 JUDO BANK Forum Group	The Trustee for 275 High Street Golden Square - V300002017 JUDO BANK Forum Group	275 High St xx2017	\$6,450.23	\$1,008.04	\$9.94	\$5,432.25	\$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 - Golden Square	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$12,671.32	\$1,980.28	\$19.52	\$10,671.52	\$0.00	\$0.00
13	12-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165161213 Rent from Aksara	[Not recorded in Xero Loan Statement]	275 High St xx0047	\$20,400.44	\$12,660.37	\$14.27	\$7,725.80	\$0.00	\$0.00
14	30-Mar-21	FGFS xx8642	number TRANSFER DEBITS Internet Transfer PYMT-ID 179158468 Loan to Golden	The Trustee for 275 High Street Golden Square - Internet Transfer PYMT-ID 179158468 Loan to Golden	275 High St xx0047	\$5,000.00	\$2,244.53	\$601.30	\$1,976.15	\$178.03	\$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"	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
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 - Golden Square	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
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 - Golden Square	Aksara Holding Pty Ltd with reference "VT Petrol Tranche1"	\$12,671.32	\$0.00	\$0.00	\$0.00	\$0.00	\$12,671.32
18	Total¹					<u>\$337,388.29</u>	\$234,829.64	\$38,560.95	\$25,805.72	\$178.03	\$38,013.96

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
12	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

15	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

16	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

17	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 275 High St xx2018 is a reference to a facility in the name 275 High Street Golden Square Pty Ltd ATF 275 High Street Golden Square Unit Trust held with Judo Bank with facility reference number J300002018 275 High St xx2017 is a reference to a facility in the name 275 High Street Golden Square Pty Ltd ATF 275 High Street Golden Square Unit Trust held with Judo Bank with facility reference number V300002017 275 High St xx0047 is a reference to an account in the name of 275 High Street Golden Square Pty Ltdn held with the National Australia Bank with the BSB 082-080 and account number 44-801-0047
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