

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

Federal Court of Australia NSD 616/2021

SECTION 50 EVIDENCE ACT SUMMARY

PAYMENTS FROM IUGIS NZ TO FGFS PURSUANT TO TRANSACTION NZ1 TO NZ36

Line	Date	Account from which funds withdrawn	Account to which funds paid	Receiving company	Description on bank statement	Debit / Credit IUGIS NZ Account #3014 NZD	Credit to FGFS Account #8642 AUD
1	21-Dec-18	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 18122 10110591179 PH0800863863	NZD 2,975,231.00	
2	11-Jan-19	Orca Enviro xx3014			FORUM GROUP FINANCIA G005542777 IMT AUD	-NZD 2,600,000.00	
3	11-Jan-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	RTGS (ANZ-000793) Orca Enviro Solution 188 Quay St		AUD 2,448,940.00
4	22-Feb-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19022 20083281179 PH0800863863	NZD 1,415,287.75	
5	28-Feb-19	Orca Enviro xx3014			FORUM GROUP FINANCIA G005582671 IMT AUD	-NZD 1,650,000.00	
6	28-Feb-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	RTGS (ANZ-004068) Orca Enviro Solution Australia		AUD 1,554,770.00
7	06-May-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19050 60081771179 PH0800863863	NZD 1,432,570.00	
8	08-May-19	Orca Enviro xx3014			FORUM GROUP FINANCIA G005639430 IMT AUD	-NZD 1,500,000.00	
9	08-May-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	RTGS (ANZ-002890) Orca Enviro Solution North Sydney, Au		AUD 1,388,675.00
10	07-Jun-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19060 70114741179 PH0800863863	NZD 6,155,388.00	
11	12-Jun-19	Orca Enviro xx3014			5,800,000.00AUD ORCAEN ANZ FX RET-21639166	-NZD 6,174,745.29	

Filed on behalf of (name & role of party)	Westpac Banking Corporation and Westpac New Zealand Limited, Applicants		
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12	12-Jun-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	RTGS (ANZ-003703) Orca Enviro Solution New South Wales Aust		AUD 5,800,000.00
13	26-Jul-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19072 60076501179 PH0800863863	NZD 2,159,801.20	
14	30-Jul-19	Orca Enviro xx3014			2,000,000.00AUD ORCAEN ANZ FX RET-21896648	-NZD 2,094,811.15	
15	30-Jul-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002236) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,000,000.00
16	08-Aug-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19080 80115121179 PH0800863863	NZD 1,091,415.55	
17	16-Aug-19	Orca Enviro xx3014			1,000,000.00AUD ORCAEN ANZ FX RET-21999117	-NZD 1,059,333.26	
18	16-Aug-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001843) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,000,000.00
19	09-Sep-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19090 90088041179 PH0800863863	NZD 1,303,914.54	
20	17-Sep-19	Orca Enviro xx3014			1,100,000.00AUD ORCAEN ANZ FX RET-22169362	-NZD 1,197,565.68	
21	17-Sep-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002811) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,100,000.00
22	30-Sep-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19093 00096141179 PH0800863863	NZD 1,216,353.85	
23	01-Oct-19	Orca Enviro xx3014			1,200,000.00AUD ORCAEN ANZ FX RET-22248647	-NZD 1,302,309.43	
24	01-Oct-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001374) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,200,000.00
25	07-Nov-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19110 70102921179 PH0800863863	NZD 1,730,302.77	
26	08-Nov-19	Orca Enviro xx3014			1,600,000.00AUD ORCAEN ANZ FX RET-22462095	-NZD 1,740,208.61	
27	08-Nov-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003450) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,600,000.00
28	04-Dec-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19120 40108241179 PH0800863863	NZD 1,309,876.90	

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29	05-Dec-19	Orca Enviro xx3014			1,400,000.00AUD ORCAEN ANZ FX RET-22607279	-NZD 1,478,993.02	
30	05-Dec-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001526) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,400,000.00
31	19-Dec-19	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 19121 90105901179 PH0800863863	NZD 890,126.91	
32	20-Dec-19	Orca Enviro xx3014			800,000.00AUD ORCAEN ANZ FX RET-22703298	-NZD 836,627.55	
33	20-Dec-19		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-004178) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 800,000.00
34	10-Jan-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO WBCNZ AFO INV 94290383	NZD 1,617,152.53	
35	13-Jan-20	Orca Enviro xx3014			1,550,000.00AUD ORCAEN ANZ FX RET-22799830	-NZD 1,622,866.72	
36	13-Jan-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002850) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,550,000.00
37	05-Feb-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO REFER: 20020 50082801179 PH0800863863	NZD 2,789,737.96	
38	07-Feb-20	Orca Enviro xx3014			2,200,000.00AUD ORCAEN ANZ FX RET-22943911	-NZD 2,307,458.33	
39	07-Feb-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002356) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,200,000.00
40	27-Feb-20	Orca Enviro xx3014			250,000.00AUD ORCAEN ANZ FX RET-23054799	-NZD 261,903.51	
41	27-Feb-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002968) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 250,000.00
42	04-Mar-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA14 . .	NZD 2,214,726.35	
43	10-Mar-20	Orca Enviro xx3014			2,300,000.00AUD ORCAEN ANZ FX RET-23126216	-NZD 2,407,293.05	
44	10-Mar-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003159) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,300,000.00
45	19-Mar-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 15 . .	NZD 1,361,528.00	

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46	20-Mar-20	Orca Enviro xx3014			1,300,000.00AUD ORCAEN ANZ FX RET-23207913	-NZD 1,319,582.61	
47	20-Mar-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002678) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,300,000.00
48	01-Apr-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 16 . .	NZD 1,606,619.00	
49	24-Apr-20	Orca Enviro xx3014			1,550,000.00AUD ORCAEN ANZ FX RET-23408010	-NZD 1,654,922.06	
50	24-Apr-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001461) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,550,000.00
51	30-Apr-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO WBCNZ AFO INV BHO FUND	NZD 2,601,059.00	
52	04-May-20	Orca Enviro xx3014			2,500,000.00AUD ORCAEN ANZ FX RET-23456382	-NZD 2,669,229.13	
53	04-May-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001507) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,500,000.00
54	10-Jun-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 18 . .	NZD 1,618,582.00	
55	10-Jun-20	Orca Enviro xx3014			1,475,000.00AUD ORCAEN ANZ FX RET-23668920	-NZD 1,585,169.26	
56	10-Jun-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002097) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,475,000.00
57	06-Jul-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 19 . .	NZD 1,522,781.32	
58	24-Jul-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 20 . .	NZD 1,091,922.83	
59	17-Aug-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 21 VEOLIA 22 .	NZD 1,785,333.61	
60	17-Aug-20	Orca Enviro xx3014			2,200,000.00AUD ORCAEN ANZ FX RET-24028319	-NZD 2,433,063.12	
61	17-Aug-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-002572) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,200,000.00
62	14-Sep-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 23 VEOLIA 24 .	NZD 2,611,657.33	

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63	21-Sep-20	Orca Enviro xx3014			2,500,000.00AUD ORCAEN ANZ FX RET-24212056	-NZD 2,715,030.41	
64	21-Sep-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001774) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,500,000.00
65	28-Sep-20	Orca Enviro xx3014			1,600,000.00AUD ORCAEN ANZ FX RET-24247539	-NZD 1,730,290.91	
66	28-Sep-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-004470) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,600,000.00
67	15-Oct-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO 0871494VEOLI WBCNZ INV ORCIA	NZD 2,626,098.35	
68	30-Oct-20	Orca Enviro xx3014			2,500,000.00AUD ORCAEN ANZ FX RET-24414221	-NZD 2,669,485.64	
69	30-Oct-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003706) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,500,000.00
70	18-Nov-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 27 VEOLIA 28 .	NZD 2,226,838.07	
71	01-Dec-20	Orca Enviro xx3014			1,800.00AUD ORCAEN ANZ FX RET-24586398	-NZD 1,898.07	
72	01-Dec-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001161) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,800.00
73	02-Dec-20	Orca Enviro xx3014			1,800,000.00AUD ORCAEN ANZ FX RET-24594138	-NZD 1,885,764.57	
74	02-Dec-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001010) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,800,000.00
75	15-Dec-20	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO VEOLIA 29 VEOLIA 30 .	NZD 2,247,783.04	
76	18-Dec-20	Orca Enviro xx3014			2,200,000.00AUD ORCAEN ANZ FX RET-24694685	-NZD 2,362,441.48	
77	18-Dec-20		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003164) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,200,000.00
78	25-Feb-21	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO 0871494VEOLI WBCNZ 0871494VEOLI	NZD 2,264,512.65	
79	26-Feb-21	Orca Enviro xx3014			2,250,000.00AUD ORCAEN ANZ FX RET-25043455	-NZD 2,417,483.24	

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80	26-Feb-21		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003340) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 2,250,000.00
81	26-Mar-21	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO 0871494VEOLI WBCNZ 0871494VEOLI	NZD 1,822,368.16	
82	29-Mar-21	Orca Enviro xx3014			1,800,000.00AUD ORCAEN ANZ FX RET-25203519	-NZD 1,978,630.79	
83	29-Mar-21		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-003266) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,800,000.00
84	13-Apr-21	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO NZWBC AFO VEOLIA 34	NZD 1,488,957.44	
85	15-Apr-21	Orca Enviro xx3014			1,100,000.00AUD ORCAEN ANZ FX RET-25292759	-NZD 1,197,865.62	
86	15-Apr-21		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001542) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 1,100,000.00
87	07-May-21	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO WBC LEASING VEOLIA35	NZD 1,634,014.57	
88	17-Jun-21	Orca Enviro xx3014			3,000,000.00AUD ORCAEN ANZ FX FX4000085216	-NZD 3,258,071.87	
89	17-Jun-21		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-001432) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 3,000,000.00
90	09-Jun-21	WNZL	Orca Enviro xx3014	Orca Enviro Systems Pty Ltd	WESTPAC ABS OPERATIO WBC LEASING VEOLIA 36	NZD 1,951,564.03	
91	24-Jun-21	Orca Enviro xx3014			520,000.00AUD ORCAEN ANZ FX FX4000095590	-NZD 563,185.03	
92	24-Jun-21		FGFS xx8642	Forum Group Financial Services Pty Ltd (FGFS)	INTER-BANK CREDIT RTGS (ANZ-000699) ORCA ENVIRO SOLUTIONNEW SOUTH WALES AUST		AUD 520,000.00
93			Total Incoming			NZD 58,763,504.71	AUD 54,889,185.00