

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, 1160 GLEN HUNTLY ROAD PTY LTD

Line	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "1160 Glen Huntly Road Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	15-Nov-19	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 149150721 Deposit 1160 Glen	1160 Glen Huntly - Internet Transfer PYMT-ID 149150721 Deposit 1160 Glen TRANSFER DEBIT	Crabtrees Real Estate	\$152,000.00	\$120,803.35	\$31,196.65	\$0.00	\$0.00	\$0.00
2	10-Feb-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 154133070 1160Glen Huntly Ad	[Not recorded in Xero Loan Statement]	Crabtrees Real Estate	\$1,434.97	\$878.63	\$556.34	\$0.00	\$0.00	\$0.00
3	25-May-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 160395499 Glen Huntly Dep2	1160 Glen Huntly - Glen Huntly Deposit 2	Crabtrees Real Estate	\$100,000.00	\$98,597.10	\$1,402.90	\$0.00	\$0.00	\$0.00
4	05-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161180378 1160 Glen Huntly	[Recorded on Xero Loan Statement as two separate entries] "Francisdaniel Lawyers - Notice of default [sic] & rescission - 1160 Glen Huntly Rd" and "Francisdaniel Lawyers - Re-schedule of settlement & additional communication - 1160 Glen Huntly Rd"	Francisdaniel Lawyers	\$1,485.00	\$1,470.83	\$14.17	\$0.00	\$0.00	\$0.00
5	10-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161371215 Glen Huntly S02	Property Exchange Australia - Glen Huntly S02 - deposit	Property Exchange Australia	\$114.07	\$77.81	\$36.26	\$0.00	\$0.00	\$0.00
6	10-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161371061 Glen Huntly S01	Property Exchange Australia - Glen Huntly S01 - lodgment fee	Property Exchange Australia	\$3,600.00	\$2,455.74	\$1,144.26	\$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	Level 40, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000		
(include state and postcode)	Our reference: 1353397		

ME_200512290_1

Line	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "1160 Glen Huntly Road Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
7	10-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161371385 Glen Huntly S03	Property Exchange Australia - Glen Huntly S03 - Stamp Duty	Property Exchange Australia	\$91,960.00	\$62,730.55	\$29,229.45	\$0.00	\$0.00	\$0.00
8	10-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161371552 Glen Huntly S05	Property Exchange Australia - Glen Huntly S05 - purchase equity	Property Exchange Australia	\$525,575.79	\$358,521.74	\$167,054.05	\$0.00	\$0.00	\$0.00
9	15-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161598484 1160 Glen NV Fin	NV Finance Group - Internet Transfer PYMT-ID 161598484 1160 Glen NV Fin	NV Finance Group Pty Ltd NVFG-VT003	\$6,000.00	\$5,562.01	\$437.99	\$0.00	\$0.00	\$0.00
10	16-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161718212 1160 Glen Huntly	First Valuation Group - Internet Transfer PYMT-ID 161718212 1160 Glen Huntly	First Valuation Group	\$1,650.00	\$1,529.56	\$120.44	\$0.00	\$0.00	\$0.00
11	19-Jun-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 161917622 1160 Prop Insur	Metrix Insurance - Internet Transfer PYMT-ID 161917622 1160 Prop Insur	Metrix Insurance (reference "Tesorier V 59245")	\$1,997.04	\$0.00	\$0.00	\$0.00	\$0.00	\$1,997.04
12	10-Jul-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 163249294 1160 Glen Huntly	Nicholas James Lawyers Trust - Internet Transfer PYMT-ID 163249294 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$7,308.61	\$101.39	\$0.00	\$0.00	\$0.00
13	10-Jul-20	FGFS xx8642	TRANSFER DEBITS INTERNET BPAY PMT 000163266828 AGL SALES P/L	AGL - INTERNET BPAY PMT 000163266828 AGL SALES P/L	AGL SALES PTY LIMITED (ELEC AND GAS)	\$206.86	\$204.03	\$2.83	\$0.00	\$0.00	\$0.00
14	10-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165013971 1160 Glen Huntly	Nicholas James Lawyers Trust - Internet Transfer PYMT-ID 165013971 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$5,126.20	\$4.17	\$2,279.63	\$0.00	\$0.00
15	20-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165682135 1160 Glen Opteon	1160 Glen Huntly - Loan to 1160 Glen Huntly for Opteon	Opteon Property Group Pty Ltd (with reference "1160Glen 110876621")	\$1,540.00	\$942.71	\$523.86	\$73.43	\$0.00	\$0.00
16	09-Sep-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 166872755 1160 Glen Huntly	Nicholas James Lawyers Trust - Internet Transfer PYMT-ID 166872755 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$4,635.90	\$203.81	\$2,570.29	\$0.00	\$0.00
17	09-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 168715904 1160 Glen Huntly	Nicholas James Lawyers Trust - Internet Transfer PYMT-ID 168715904 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$4,211.22	\$950.30	\$2,248.48	\$0.00	\$0.00
18	29-Oct-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 169904254 Loan to 1160	1160 Glen Huntly - Internet Transfer PYMT-ID 169904254 Loan to 1160	1160 Glen Huntly Rd xx5778	\$1,000.00	\$891.63	\$32.19	\$76.17	\$0.00	\$0.00

Line	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "1160 Glen Huntly Road Transactions"	Entity or account to which funds paid	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
19	10-Nov-20	FGFS xx8642	TRANSFER DEBITS Nicholas James Lawye170519492 1160 Glen Huntly	Nicholas James Lawyers Trust - Nicholas James Lawye170519492 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$6,823.39	\$538.45	\$48.17	\$0.00	\$0.00
20	08-Dec-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 172413907 1160 Glen Huntly	1160 Glen Huntly - Internet Transfer PYMT-ID 172413907 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$4,501.33	\$1,119.05	\$1,789.61	\$0.00	\$0.00
21	11-Jan-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 174290179 1160 Glen Huntly	Nicholas James Lawyers Trust - Internet Transfer PYMT-ID 174290179 1160 Glen Huntly	Nicholas James Lawyers Trust	\$7,410.00	\$304.13	\$69.24	\$7,036.63	\$0.00	\$0.00
22	10-Feb-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 176123368 1160 Glen Huntly	Nicholas James Lawyers Trust - 1160 Glen Huntly Mortgage interest payment	Nicholas James Lawyers Trust	\$7,410.00	\$2,904.67	\$0.00	\$4,505.33	\$0.00	\$0.00
23	03-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 177490005 Loan to Glen Hunt	1160 Glen Huntly - Loan to 1160 Glen Huntly	1160 Glen Huntly Rd xx5778	\$3,000.00	\$1,589.89	\$989.66	\$420.45	\$0.00	\$0.00
24	09-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 177844965 Loan to 1160 Glen	1160 Glen Huntly - Internet Transfer PYMT-ID 177844965 Loan to 1160 Glen	1160 Glen Huntly Rd xx5778	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00	\$0.00
25	24-Mar-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 178823603 Loan to 1160	1160 Glen Huntly - Internet Transfer PYMT-ID 178823603 Loan to 1160	1160 Glen Huntly Rd xx5778	\$5,000.00	\$732.48	\$0.00	\$3,914.84	\$352.69	\$0.00
26	08-Apr-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 179710705 Loan to 1160	1160 Glen Huntly - Internet Transfer PYMT-ID 179710705 Loan to 1160	1160 Glen Huntly Rd xx5778	\$8,000.00	\$3,591.24	\$962.07	\$3,161.83	\$284.85	\$0.00
27	11-May-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 181773490 Loan to 1160 Glen	1160 Glen Huntly - Internet Transfer PYMT-ID 181773490 Loan to 1160 Glen	1160 Glen Huntly Rd xx5778	\$5,000.00	\$3,140.06	\$5.49	\$339.43	\$1,515.02	\$0.00
28	09-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 183791282 Loan to 1160 Glen	1160 Glen Huntly - Internet Transfer PYMT-ID 183791282 Loan to 1160 Glen	1160 Glen Huntly Rd xx5778	\$10,000.00	\$6,408.74	\$0.15	\$2,894.97	\$696.14	\$0.00
29	Total					<u>\$988,843.73</u>	<u>\$705,943.56</u>	<u>\$236,695.17</u>	<u>\$31,359.26</u>	<u>\$12,848.70</u>	<u>\$1,997.04</u>

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 1160 Glen Huntly Rd xx5778 is a reference to an account in the name of 1160 Glen Huntly Road Pty Ltd as trustee for 1160 Glen Huntly Road Unit Trust with the National Australia Bank with the BSB 082-080 and account number 20-566-5778