

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, THE FORUM GROUP OF COMPANIES PTY LTD

	Date	Account from which funds withdrawn	Description on outgoing Forum group bank statement	Description on FGFS Xero Loan Statement "FGOC Transactions"	Entity or account to which funds paid or description of payment made	Amount	Westpac Funds	Westpac NZ Funds	SMBC Funds	SocGen Funds	Other Funds
1	05-Oct-18	FE xx0595	TRANSFER DEBITS Internet Transfer PYMT-ID 124920329 Loan to FGOC	[Not recorded in Xero Loan Statement]	FGOC xx4529	\$20,000.00	\$20,000.00	\$0.00	\$0.00	\$0.00	\$0.00
2	26-Oct-18	FE xx0595	TRANSFER DEBITS Internet Transfer PYMT-ID 126094151 Loan to FGOC	[Not recorded in Xero Loan Statement]	FGOC xx4529	\$6,000,000.00	\$2,920,365.95	\$0.00	\$3,077,242.15	\$0.00	\$2,391.90
3	12-Dec-19	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$6,668.32	\$1,157.59	\$0.00	\$0.00	\$0.00
4	16-Dec-19	FGFS xx8642	TRANSFER DEBITS INTERNET TRANSFER PMT 000150995781 RETURN OF CAPI	Forum Group of Companies - INTERNET TRANSFER PMT 000150995781 RETURN OF CAPI TRANSFER DEBIT	Jason Hoen	\$300,418.25	\$255,981.02	\$44,437.23	\$0.00	\$0.00	\$0.00
5	13-Jan-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$1,758.63	\$6,067.28	\$0.00	\$0.00	\$0.00
6	21-Jan-20	FGOC xx4529	TRANSFER DEBITS Internet Transfer PYMT-ID 153017768 J.HoenShareBuyback	[Not recorded in Xero Loan Statement]	Jason Hoen	\$1,004,573.90	\$767,745.66	\$236,828.24	\$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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7	10-Feb-20	FGFS xx8642	TRANSFER DEBITS The Forum Group of C154132291 FGOC	Forum Group of Companies - Loan to FGOC	FGOC xx4529	\$1,000,000.00	\$612,300.22	\$387,699.78	\$0.00	\$0.00	\$0.00
8	11-Feb-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,791.81	\$3,034.10	\$0.00	\$0.00	\$0.00
9	11-Mar-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$2,313.44	\$5,512.47	\$0.00	\$0.00	\$0.00
10	14-Apr-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$7,451.24	\$374.67	\$0.00	\$0.00	\$0.00
11	14-Apr-20	FGFS xx8642	TRANSFER DEBITS The Forum Group of C157978458 FGOC for SPrint	Forum Group of Companies - Loan to FGOC for Smartprint purchase	FGOC xx4529	\$1,150,000.00	\$1,094,942.60	\$55,057.40	\$0.00	\$0.00	\$0.00
12	11-May-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$6,845.19	\$980.72	\$0.00	\$0.00	\$0.00
13	11-Jun-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$6,904.05	\$921.86	\$0.00	\$0.00	\$0.00
14	13-Jul-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$7,718.83	\$107.08	\$0.00	\$0.00	\$0.00
15	11-Aug-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,856.71	\$5.47	\$2,963.73	\$0.00	\$0.00
16	21-Aug-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 165754800 Lambo payout	[Not recorded in Xero Loan Statement] [2018 Lamborghini Hurrican Spyder]	Macquarie Bank with reference 11435031001	\$315,371.98	\$193,054.66	\$107,280.36	\$15,036.96	\$0.00	\$0.00
17	11-Sep-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,896.10	\$215.25	\$2,714.55	\$0.00	\$0.00
18	12-Oct-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,447.59	\$1,003.64	\$2,374.68	\$0.00	\$0.00

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19	11-Nov-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$7,206.37	\$568.67	\$50.87	\$0.00	\$0.00
20	11-Dec-20	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,753.98	\$1,181.86	\$1,890.06	\$0.00	\$0.00
21	14-Dec-20	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 172810602 Loan to FGOC	Forum Group of Companies - Internet Transfer PYMT-ID 172810602 Loan to FGOC	FGOC xx4529	\$1,000,000.00	\$607,467.15	\$151,019.47	\$241,513.37	\$0.00	\$0.00
22	11-Jan-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$321.20	\$73.13	\$7,431.58	\$0.00	\$0.00
23	11-Feb-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$3,067.71	\$0.00	\$4,758.20	\$0.00	\$0.00
24	11-Mar-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$0.00	\$0.00	\$7,179.14	\$646.77	\$0.00
25	08-Apr-21	FGFS xx8642	AUTOMATIC DRAWING 0000000333310680 HIRE PURCHASE FORUM GROUP FINA	[Not recorded in Xero Loan Statement]	1002 - Chattel Mortgage - Audi RSQ8, 1010	\$3,340.45	\$1,499.55	\$401.72	\$1,320.24	\$118.94	\$0.00
26	12-Apr-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$3,513.09	\$941.14	\$3,093.03	\$278.65	\$0.00
27	10-May-21	FGFS xx8642	AUTOMATIC DRAWING 0000000333310680 HIRE PURCHASE FORUM GROUP FINA	[Not recorded in Xero Loan Statement]	1002 - Chattel Mortgage - Audi RSQ8, 1010	\$3,340.45	\$2,097.85	\$3.67	\$226.77	\$1,012.17	\$0.00
28	11-May-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$4,914.77	\$8.59	\$531.26	\$2,371.29	\$0.00
29	09-Jun-21	FGFS xx8642	TRANSFER DEBITS Internet Transfer PYMT-ID 183808013 1569715	[Not recorded in Xero Loan Statement]	Porsche GT2 RS Coupe	\$157,158.20	\$100,718.56	\$2.36	\$45,496.88	\$10,940.40	\$0.00
30	11-Jun-21	FGFS xx8642	AUTOMATIC DRAWING 001-1435031-002 LEASE PAY Forum Group of C	[Not recorded in Xero Loan Statement]	1001 - Chattel Mortgage - Porsche GT2 RS, 1010	\$7,825.91	\$5,015.42	\$0.12	\$2,265.58	\$544.79	\$0.00
31	Total					\$11,102,895.52	\$6,663,617.66	\$1,004,883.88	\$3,416,089.07	\$15,913.00	\$2,391.90

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 FE xx0595 is a reference to an account in the name Forum Enviro Pty Ltd held with the National Australia Bank with BSB 082-080 and account number 84-548-0595 FGOC xx4529 is a reference to an account in the name The Forum Group of Companies Pty Ltd held with the National Australia Bank with BSB 082-080 and account number 11-509-4529
