

To:

hereinafter called the Beneficiary

Tender Guarantee No. _____

We have been informed that, _____, hereinafter called the Applicant, participates in Beneficiary's invitation to bid [No. _____ of _____]¹, hereinafter called the Underlying Relationship

for the supply of

_____ (goods/services as described in invitation to bid) _____

pursuant to its offer [No. _____ of _____]¹.

According to the conditions of the Underlying Relationship, offers must be supported by a tender guarantee of a bank.

In consideration of the aforesaid, we, COMMERZBANK Aktiengesellschaft, as the Guarantor, hereby issue the guarantee on behalf of the Applicant towards the Beneficiary in the maximum amount of

(in words: _____)

and undertake irrevocably

without consideration of any objections and defences of the Applicant or third parties and irrespective of the validity and legal effect of the Underlying Relationship and waiving any objections arising therefrom

to pay to the Beneficiary any amount claimed from us by the Beneficiary up to the maximum amount of this guarantee upon receipt of the Beneficiary's first demand in writing, hereinafter called the Demand, wherein the Beneficiary indicates simultaneously that, and in what respect, the Applicant failed to meet its obligations resulting from his participating in the Underlying Relationship.

¹ Delete if unknown.

The Demand shall be presented to us solely in paper form.²

The obligation under this guarantee shall expire [as soon as the original of this guarantee has been returned to us by the Beneficiary or a third party for discharge, but it expires in any case at the latest]³ on _____. Any Demand must have been received by us at our address in _____ on or before the expiry of this guarantee.

This guarantee is subject to the Uniform Rules for Demand Guarantees (URDG) 2010 Revision, ICC Publication No. 758.

² In case the demand is also acceptable in electronic form, replace with: "The Demand has to be presented to us in paper form or in electronic form by authenticated swift message to our swift address COBA_____ through Beneficiary's bankers, in which case Beneficiary's bankers must quote the contents of the Demand."
³ [...] not applicable in case of electronic transmission of the guarantee.