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بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ



ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ
މިއަހަރުގެ ޖުމްހޫރިއްޔާ ޖުމްހޫރިއްޔާ ޖުމްހޫރިއްޔާ



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required, or (ii) fails or refuses to furnish the performance security, in accordance with the ITB.

This guarantee will expire: (a) if the Tenderer is the successful Tenderer, upon our receipt of copies of the contract signed by the Tenderer and the performance security issued to you upon the instruction of the Tenderer; and (b) if the Tenderer is not the successful Tenderer, upon the earlier of (i) our receipt of a copy your notification to the Tenderer of the name of the successful Tenderer; or (ii) **{insert date}** twenty-eight days after the expiration of the Tenderer's Tender.

Consequently, any demand for payment under this guarantee must be received by us at the office on or before that date.

This guarantee is subject to the Uniform Rules for Demand Guarantees, ICC Publication No. 458

“signature(s)”





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ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ ގުޅިގެން :05 ޖުމްހޫރިއްޔާ ޖުމްހޫރިއްޔާ ޖުމްހޫރިއްޔާ

Form of Performance Bank Guarantee

“The issuing bank, as requested by the successful Contractor, shall fill in this form in accordance with the instructions indicated”

Date: “insert date (as day, month, and year)”

Title of the procurement: “Insert general title of the procurement”

Procurement Reference No: “insert reference”

Bank’s Branch or Office: “insert complete name of Guarantor”

Beneficiary: “insert complete name of Employer/Procuring Entity”

Performance Guarantee No:

We have been informed that “name of the Contractor”, (hereinafter called “the Contractor”) has entered into Contract No. “procurement reference number of the Contract”. dated “insert day and month”, “insert year”, with you, for the execution of “name of contract and brief description of Works” (hereinafter called “the Contract”).

Furthermore, we understand that, according to the conditions of the Contract, a performance guarantee is required.

At the request of the Contractor, we “name of the Bank” hereby irrevocably undertake to pay you any sum or sums not exceeding in total an amount of “**name of the currency and amount in figures**” ¹... (. . . . “amount in words”) such sum being payable in the types and proportions of currencies in which the Contract Price is payable, upon receipt by us of your first demand in writing accompanied by a written statement stating that the Contractor is in breach of its obligation(s) under the Contract, without your needing to prove or to show grounds for your demand or the sum specified therein.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ



ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ ގުޅިގެން
ދިވެހިރާއްޖޭގެ ޖުމްހޫރިއްޔާ ގުޅިގެން



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This guarantee shall expire, no later than the day of , ², and any demand for payment under it must be received by us at this office on or before that date. The Guarantor agrees to a one-time extension of this guarantee for a period not to exceed ...“six months”“one year”, in response to the Employer’s written request for such extension, such request to be presented to the Guarantor before the expiry of the guarantee.

This guarantee is subject to the Uniform Rules for Demand Guarantees, ICC Publication No. 458, except that subparagraph (ii) of Sub-article 20(a) is hereby excluded.

.....

“Seal of Bank and Signature(s)”

Note

All italicized text is for guidance on how to prepare this demand guarantee and shall be deleted from the final document.

- ¹ The Guarantor shall insert an amount representing the percentage of the Contract Price specified in the Contract and denominated either in the currency(ies) of the Contract or a freely convertible currency acceptable to the Employer.
- ² Insert the date twenty-eight days after the expected completion date. The Employer should note that in the event of an extension of the time for completion of the Contract, the Employer would need to request an extension of this guarantee from the Guarantor. Such request must be in writing and must be made prior to the expiration date established in the guarantee.





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ދިވެހިރާއްޖޭގެ ސަރުކާރުގެ ނަމުގައި :06 ފޯމް ޖަމާއިލާ ޖަހާނެ ފޯމް

Form of Bank Guarantee for Advance Payment

“The bank, as requested by the successful Contractor, shall fill in this form in accordance with the instructions indicated.”

Date: “insert date (as day, month, and year)”

Title of the procurement: “Insert general title of the procurement”

Procurement Reference No: “insert reference”

“Issuing bank’s letterhead”

Beneficiary: “insert legal name and address of Procuring Entity”

ADVANCE PAYMENT GUARANTEE No.: “insert Advance Payment Guarantee no.”

Advance Payment Guarantee No:

We have been informed that “name of the Contractor” (hereinafter called “the Contractor”) has entered into Contract No..... “procurement reference number of the Contract”, dated “insert day and month”, “insert year” with you, for the execution of “name of contract and brief description of Works” (hereinafter called “the Contract”).

Furthermore, we understand that, according to the Conditions of the Contract, an advance payment in the sum “name of the currency and amount in figures” ¹ (..... “amount in words”) is to be made against an advance payment guarantee.

At the request of the Contractor, we “name of the Bank”. hereby irrevocably undertake to pay you any sum or sums not exceeding in total an amount of “name of the currency and amount in figures”* (..... “amount in words”) upon receipt by us of your first demand in writing accompanied



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by a written statement stating that the Contractor is in breach of its obligation under the Contract because the Contractor used the advance payment for purposes other than the costs of mobilization in respect of the Works.

It is a condition for any claim and payment under this guarantee to be made that the advance payment referred to above must have been received by the Contractor on its account number“Contractor’s account number”. at “name and address of the Contractor’s Bank”.

The maximum amount of this guarantee shall be progressively reduced by the amount of the advance payment repaid by the Contractor as indicated in copies of interim statements or payment certificates which shall be presented to us. This guarantee shall expire, at the latest, upon our receipt of a copy of the interim payment certificate indicating that eighty (80) percent of the Contract Price has been certified for payment, or on the day of², whichever is earlier. Consequently, any demand for payment under this guarantee must be received by us at this office on or before that date. The Guarantor agrees to a one-time extension of this guarantee for a period not to exceed “six months”“one year”, in response to the Employer’s written request for such extension, such request to be presented to the Guarantor before the expiry of the guarantee.

This guarantee is subject to the Uniform Rules for Demand Guarantees, ICC Publication No. 458.
..... **“Seal of Bank and Signature(s)”**

Note

All italicized text is for guidance in preparing this demand guarantee and shall be deleted from the final document.

- 1 The Guarantor shall insert an amount representing the amount of the advance payment denominated either in the currency(ies) of the advance payment as specified in the Contract, or in a freely convertible currency acceptable to the Employer.
- 2 Insert the expected expiration date of the Time for Completion. The Employer should note that in the event of an extension of the time for completion of the Contract, the Employer would need to request an extension of this guarantee from the Guarantor. Such request must be in writing and must be made prior to the expiration date established in the guarantee