

## SPECIMEN ADVANCE PAYMENT GUARANTEE

TO: Beneficiary  
Name  
Address  
Country

Guarantee No. ....:  
Buyers .....:  
Sellers  
(our clients) .....:  
regarding .....:

We understand from our clients that you agreed to effect to them an advance payment amounting to ..... against a bank guarantee in your favour.

This being premised, we, ....., Vienna, upon request of our clients herewith issue this guarantee and undertake irrevocably to transfer to you within .. bank working days as from receipt of your first written demand, stating that our clients have not fulfilled their contractual obligations, without examination of the underlying legal relationship, and waiving all objections arising therefrom, amounts up to a total sum of

.....  
altogether, to an account to be indicated by you.

Claims under this guarantee will only be honoured by us if our clients have received the above mentioned amount of ..... in full with reference to our guarantee-number on their account no. .... kept with us.

In case of partial deliveries our obligation will be automatically reduced by ..... percent of the invoice-value of each partial delivery, as soon as our clients present to us copies of the respective invoice and of the respective transport document, both showing the number of a.m. contract/order (As transport document will be regarded: FCR/FCT/Duplicate of international railway consignment note/CMR/Bill of Lading/Airway Bill).

This guarantee serves exclusively to settle claims arising from the underlying legal relationship; any amounts not necessary therefor have to be repaid to us only.

Our guarantee will expire automatically

- as soon as we have received back the present instrument,
- however, on ....., at the latest, even if the present instrument is not returned to us, unless your claims by letter (sent by registered mail or by courier service), if any, have reached us on or before that date.

Any assignment, pledge or other disposition in favour of a third party of the right to draw under this present guarantee is subject to our prior express approval.

Any charges arising in connection with this guarantee in your country are to be borne by you.

This guarantee is governed by and shall be construed in accordance with the laws and regulations of the Republic of Austria. Place of performance is Vienna, Austria.