FORM OF FIRST DEMAND GUARANTEE

[Bank Stationery]
[Date]

Procurement Division
United Nations
15th Floor, 1 United Nations Plaza
New York, NY 10017
U.S.A.
Attn: Mr. Dmitri Dovgopoly, Director
Fax: +1-212-963-9858
“Beneficiary”

[insert complete company name of contractor]
[insert company address]
“Principal”

Reference: Our Guarantee No. ......................
For .............................................

Dear Sirs and Madams:

1. At the request of [insert name of contractor], we, as Guarantor, hereby undertake to pay to you, the Beneficiary, or your accredited representative on first written demand the sum of [insert amount in words] [insert amount in figures] or such lesser sum of money as you may by such written demand require to be paid accompanied by your written statement that the Principal identified above is in breach of its obligations under the contract identified in paragraph 2, without the need to specify the respect in which the Principal is in breach. Such statement shall be conclusive evidence of your entitlement to payment in the amount demanded, up to the amount of this Guarantee. The amount of this guarantee is [insert amount in words] [insert amount in figures].

2. The Beneficiary and the Principal have entered into a contract [insert contract number], dated [date], for the provision of services by the Principal to supply and deliver ground fuel, oil and lubricant products to the United Nations Peacekeeping Force in Cyprus (the “Contract”).

3. This Guarantee shall remain valid until [insert date that is 90 days after the contract’s expiry date]. It is understood that written demand for payment under this Guarantee must be received by the Issuer not later than the expiration of this Guarantee.

4. Subject to paragraph 5, below, this Guarantee is governed by the Uniform Rules for Demand Guarantees, ICC Publication No. 758. The supporting statement under Article 15(a) thereof is excluded.

5. Nothing herein or related hereto: (i) shall be deemed a waiver or any agreement to waive any of the privileges and immunities of the United Nations, or (ii) shall be interpreted or applied in a manner inconsistent with such privileges and immunities.

Yours faithfully,

For and on behalf of [name of issuer bank]

{Bank’s Official Seal}

Name:
Title: