

PERFORMANCE GUARANTEE - (Sample Format)

**TENDER FOR THE
HARDWARE UPGRADE AND MAINTENANCE OF “IBM FILENET & DATACAP” DOCUMENT
MANAGEMENT SYSTEM OF EPF DEPARTMENT OF THE CENTRAL BANK OF SRI LANKA**

To : Superintendent of the Employees’ Provident Fund,
On behalf of the Central Bank of Sri Lanka,
Level 12, Tower 05,
No. 30, Janadhipathi Mawatha,
Colombo 01.

WHEREAS.....Having its registered office at
..... (hereinafter called “the service provider”) has been awarded a bid to
(Specify the service)for the Employees’ Provident Fund on behalf of the Central Bank of Sri
Lanka by letter of award dated and has entered into a contract with the said Central
Bank of Sri Lanka for such purpose.

AND WHEREAS it is a condition in the said contract that a Bank Guarantee from a Licensed
Commercial Bank acceptable to the said Central Bank of Sri Lanka shall be furnished by the said
Service Provider to the Central Bank of Sri Lanka as security ensuring the due compliance with
his performance obligations in accordance with the contract.

AND WHEREAS we have agreed to furnish such a Guarantee.

NOW THERFORE we(Name of the bank).....having its Principal
place of business is atdo hereby affirm, confirm and
undertake that we are responsible to the Central Bank of Sri Lanka under this guarantee, on behalf
of the service provider, up to a total amount of Sri Lanka Rupees.....
(LKR... ../=) and undertake irrevocably to pay you upon your first written
demand, and without cavil or argument, any sum or sums within the limit of Sri Lanka Rupees
..... (LKR...../=) as aforesaid without you having to prove or show grounds or reasons
for your demand for the sum specified therein.

We hereby waive the necessity of your demanding the said sum from the service provider before
presenting us with the demand, and any other rights as may be available to surety under any law.

We further agree that no change or addition or other modification of the terms of the contract or
of the works to be performed there under or of the Contract Documents, which may be made
between you and the service provider shall in any way release us from any liability under this
Guarantee and we hereby waive notice of such change, addition or modification.

This guarantee is valid for a period up to(...) days from the date of the acceptance of the
letter of award by the Service Provider as aforesaid.

Signature of the authorized signatory and seal of the Guarantor:

Name of the Bank:

Address:

Date: