

# Advance payment guarantee

Example AG  
P.O. Box  
CH-8000 Zurich

**UBS AG**  
Trade Finance  
Guarantees  
P.O. Box  
CH-8098 Zurich  
Tel. +41-44-234 11 11

26 May 20xx

SPECIMEN

**Amount** \_\_\_\_\_  
**(in words** \_\_\_\_\_)

We have been informed that you concluded on \_\_\_\_\_ a contract no. \_\_\_\_\_ with \_\_\_\_\_ for \_\_\_\_\_ at a total price of \_\_\_\_\_. According to this contract, you are required to make an advance payment to \_\_\_\_\_ of \_\_\_\_\_, being \_\_\_\_\_ % of the total price. Your claim for refund of this amount, should \_\_\_\_\_ fail to comply with the contractual delivery obligations, is to be secured by a bank guarantee.

This being stated, we, UBS AG, \_\_\_\_\_, irrespective of the validity and the legal effects of the above mentioned contract and waiving all rights of objection and defense arising therefrom, hereby irrevocably undertake to pay to you, upon your first demand, any amount up to the above mentioned maximum amount, upon receipt of

your duly signed request for payment in original stating that \_\_\_\_\_ have failed to fulfill their contractual delivery obligations.

The present guarantee enters into force only after receipt of the above mentioned advance payment, evidencing this guarantee no. \_\_\_\_\_, by \_\_\_\_\_ into their account held with us.

For the purpose of identification your written request for payment must bear or be accompanied by a signed confirmation of one of our correspondent banks stating that the latter has verified your signature(s) appearing on the said request for payment.

Your claim is also acceptable if transmitted to us in full by authenticated SWIFT through one of our correspondent banks confirming that your original claim has been forwarded to us by registered mail or courier service and that the said bank has verified your signature(s) appearing thereon.

In case that at the time of a request for payment under this guarantee, there is a valid list of authorized signatures with a branch of UBS AG in Switzerland regarding the persons signing for you, the verification of signature(s) by a third bank is not required. In such case, your request for payment must be presented to us duly signed in writing (SWIFT excluded).

Our guarantee is valid until \_\_\_\_\_

and expires in full and automatically, should your original written request for payment or the authenticated SWIFT not be in our possession at our above address on or before that date, regardless of such date being a banking day or not.

The amount of this guarantee will automatically be reduced in proportion to the value of each shipment upon receipt by us of copies of the commercial invoice and the corresponding shipping document which we shall be entitled to accept as conclusive evidence that such shipment has been effected.

Our guarantee will be reduced by each payment made by us as a result of a claim.

This guarantee is governed by Swiss law, place of jurisdiction and performance is .

UBS AG