

Annexure 11: Form of Performance Security or Guarantee

(On Non Judicial Stamp Paper of the Government of

Pakistan of appropriate value)

Guarantee No. _____
Date of Issue _____
Date of Expiry _____
Amount Secured _____

To:

National Coordinator, Office of the Principal Recipient, National Tuberculosis Control Program,
Common Management Unit to Manage The Global Fund Grants on AIDS, TB & Malaria,
Islamabad.

WHEREAS _____

“the Contractor”) has undertaken in pursuance of Contract to execute

_____ (hereinafter
called “the Contract”).

AND WHEREAS it has been stipulated in the said Contract that the Contractor shall furnish a
Bank Guarantee by a recognized bank for the sum specified therein as security for compliance
with his obligations in accordance with the Contract.

NOW THEREFORE, we (the bank) _____ affirm
that we are
the Guarantor and responsible, on behalf of the Contractor, up to a total of Rs.
_____ (Rupees _____ only) such sum being payable in the types and proportions
of such currencies in which the
Contract Price is payable, and we undertake to pay, upon first written demand and without cavil
or argument, any sum or sums within the limits of Rs _____ (Rupees _____ only) as
aforesaid without needing to prove or to show grounds or reasons for demand of the sum
specified therein.

We hereby waive the necessity of demanding the said debt from the Contractor before
presenting us with the demand.

We further agree that no change or addition to or other modification of items of the Contract or
of the work to be performed there under or any of the Contract Documents which may be made
between The Principal Recipient for The Global Fund Grant, National Tuberculosis Control
Program, Islamabad and the Contractor shall in any way release us from any liability under this
guarantee, and we hereby waive notice of any such change, addition or modification.

This guarantee shall remain valid and in full effect up to the date of issuance of Taking Over Certificate or Works i. e. up to_____.

We further agree to replace this guarantee with a fresh guarantee 60 days prior to the date of expiry of the guarantee being replaced, for an amount equivalent to 50% of the amount of Performance Security valid from the date of issuance of Taking Over Certificate up to eight four (84) calendar days after issuance of Defects Liability Certificate. If the guarantee is not replaced 30 days prior to the expiry of this guarantee, The Principal Recipient for The Global Fund Grant, National Tuberculosis Control Program Islamabad shall have the right to call for encashment without any rhyme or reason.

SIGNATURE AND SEAL OF THE GUARANTOR

Date _____