



Appendix No. 5

**to the invitation to tender
for the issue of individual permissions to use frequencies
from the frequency bands**

800 MHz, 1800 MHz a 2600 MHz

by electronic auction

Specimen bank guarantee

[Identification of the bank – on bank's headed paper]

Bank guarantee [No.]

issued for the purpose of the company's [commercial name, registered office, ID No. of the tenderer] participation in the tender competition for the issue of individual permissions to use frequencies from the frequency bands 800 MHz, 1800 MHz a 2600 MHz by electronic auction

in favour of :

The Telecommunications Regulatory Authority of the Slovak Republic
Továrenská 7, P.O.Box 40, 828 55 BRATISLAVA 24
(hereinafter referred to as "Telecommunications Authority of the Slovak Republic")

We [commercial name, registered office, bank reg. No.] undertake hereby, unconditionally and irrevocably, to pay to you, the Telecommunications Authority of the Slovak Republic, the required amount without objection, however, the maximum of

[amount in numbers] euros,

.....[in word:]

within ten (10) working days of date of delivery of your first written invitation to pay, on the account stated therein. We undertake to pay to you the required amount upon the submission of your first written invitation without you having to prove your title to payment, but providing that you state in your written invitation that the amount you demand is due on the ground of , because:

(1) [commercial name, registered office, ID No. of the tenderer], who was successful tenderer in the tender competition failed to pay to you in due time the final price which comprises one-time payment for the allocation of frequencies, or

(2) [commercial name, registered office, ID No. of the tenderer], who was successful tenderer in the tender competition, withdrew its application before the decision on the allocation of frequencies has been issued, or

(3) [commercial name, registered office, ID No. of the tenderer] induced by its acting the frustration of the purpose or the course of the auction.

Your signatures on the written invitation have to be officially verified.

This bank guarantee is valid till [day / month / year].

The rights and the receivables from this bank guarantee may not be transferred to a third person.

This bank guarantee is governed by the Slovak system of law.

The courts of the Slovak Republic are competent to settle disputes related to this bank guarantee.

In [bank's registered office/city], on[day/month/year]

[commercial name of the bank]

[title, name, surname, position of the person who signs on behalf of the bank]

[signature]