

Annex 3 to auction terms: Specimen for Bank Guarantee for contract performance

Bank Guarantee

Beneficiary:
RWE Supply & Trading CZ, a.s.
Limuzská 12/3135
100 98 Praha 10 - Strašnice
ID No: 26460815
(hereinafter "Beneficiary")

Bank Guarantee No.

We have been informed that having its registered office at Identification No., registered in the Commercial Register held by, file No. (if applicable) (hereinafter "Principal") has entered into an Agreement on Transfer of the Rights to use the Storage Capacity in the period 01 June 2014 until 01 April 2015 with you on, (hereinafter „Underlying Contract“). Underlying Contract stipulates that Principal is required to deliver to you a Bank Guarantee for contract performance in the amount of CZK.

We, _____, _____, _____, [name, address of Bank, Identification No. _____ (if applicable)] hereby give you our guarantee and irrevocably and unconditionally undertake to pay you without delay, without any objection or contestation, on your first written demand for payment an amount up to

_____ **Czech Crown (say:)**
(further on "Guaranteed Amount")

provided your demand for payment is in line with all conditions of this bank guarantee and will be simultaneously supported by your written statement stating that Principal is in breach of its obligations under Underlying Contract. The demand for payment must also include the identification of the Principal and the commitment of Underlying Contract that was violated and how.

Your written demand must be delivered to our address [...] not later than the date of expiry of this guarantee specified below by registered mail, courier or in person.

Guaranteed Amount is reduced by any payment made by us under this guarantee. By payment of the full amount of Guaranteed Amount, this guarantee expires.

This bank guarantee shall enter into force on the day May 2014 and is valid until 30 April 2015. By this day the bank guarantee expires.

This bank guarantee is void also on the day, in which original of this guarantee will be delivered to us, if this event occurs before the last day of this bank guarantee

The rights under this guarantee, the right to call for the fulfillment of the right to the fulfillment of this guarantee cannot be transferred to a third party. The right to benefits cannot be stopped

The guarantee is governed by the laws of the Czech Republic.

After the expiry of this guarantee please return the original of this guarantee to us