



4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

January 10, 2025

Executive Board  
c/o John McCullough, Director  
Legislative Research Council  
500 E. Capitol Ave.  
Pierre, SD 57501

Dear Members of the Executive Board,

SDCL 4-5-58 requires the South Dakota Investment Council (SDIC) to submit a report to the Executive Board regarding Iran Divestiture by January fifteenth of each calendar year. A copy of SDCL 4-5-58 is attached hereto as Exhibit 1. Each subsection of SDCL 4-5-58 will be addressed below.

- (1) **A copy of the most recent list of scrutinized companies.** A copy of the most recent list of scrutinized companies is attached as Exhibit 2. The SDIC would note that the SDIC utilizes the State Board of Administration of Florida (SBA)'s Iran Scrutinized List to identify scrutinized companies. Memorandums to the Investment Council dated January 12, 2024, May 29, 2024, July 10, 2024, and October 29, 2024, and subsequently approved by the Council, are attached as Exhibit 3. The Iran Scrutinized Company List will continue to be updated as new information is received.
- (2) **A summary of correspondence with companies engaged by the State Investment Council pursuant to SDCL 4-5-52.** Vinci SA, a direct holding of SDIC, was added to the Iran Scrutinized Companies List at the November 14, 2024 Council meeting. On November 19, 2024, the SDIC sent a letter to Vinci SA requesting clarification of its Iran-related activities, attached as Exhibit 4. If Vinci SA cannot clarify its Iran-related holdings or no response is received, the SDIC will divest 50% of its holdings within nine months after Vinci SA's initial on South Dakota's Iran Scrutinized Company List and the remaining interest within fifteen months. SDIC anticipates removing Vinci SA at the upcoming council meeting on January 28, 2025 since Florida (SBA) has received communication from Vinci SA and has removed the company from their list.

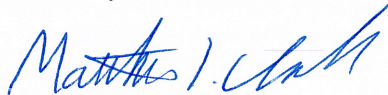
Japan Post Bank Co Ltd is also anticipated to be removed from SDIC's list at the upcoming council meeting. SDIC has received direct clarification from the company

on their activities and received notice that Florida (SBA) expects to remove Japan Post Bank from their next update in the March quarter.

- (3) **A list of all investments sold, redeemed, divested, or withdrawn in compliance with SDCL 4-5-53.** To date, no direct holdings have needed to be sold, redeemed, divested, or withdrawn to comply with SDCL 4-5-53.
- (4) **A list of all prohibited investments pursuant to SDCL 4-5-54.** The SDIC's internal and direct external managers have been provided with the most recent list of scrutinized companies and instructed not to purchase any securities of companies on the list.
- (5) **A description of any progress made pursuant to SDCL 4-5-57 (indirect holdings in actively managed investment funds).** Notifications have been made, and staff will continue to monitor.

Any changes to the Federal sanctions law or its application will be monitored to determine their effect on the Iran Scrutinized Companies List.

Sincerely,



Matthew L. Clark  
State Investment Officer

Enclosures

cc: South Dakota Investment Council

SDLRC - Codified Law 4-5-58 - Report to Legislative Research Council Executive Board.

**4-5-58. Report to Legislative Research Council Executive Board.**

By January fifteenth of each calendar year, the State Investment Council shall submit a report to the Executive Board of the Legislative Research Council. The report shall include:

- (1) A copy of the most recent list of scrutinized companies;
- (2) A summary of correspondence with companies engaged by the State Investment Council pursuant to § 4-5-52;
- (3) A list of all investments sold, redeemed, divested, or withdrawn in compliance with § 4-5-53;
- (4) A list of all prohibited investments pursuant to § 4-5-54; and
- (5) A description of any progress made pursuant to § 4-5-57.

**Source:** SL 2010, ch 27, § 11.

**South Dakota Iran Scrutinized Companies List**

Effective November 14, 2024

*(additions denoted by \*)*

China National Petroleum Corporation (CNPC)

Bank of Kunlun Co Ltd

China Petroleum Engineering Corp

CNPC Capital Company Ltd

CNPC Finance HK Ltd

CNPC General Capital Ltd

CNPC Global Capital Ltd

CNPC HK Overseas Capital Ltd

Kunlun Energy Company Ltd

PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC Ltd)

China BlueChemical Ltd

China Oilfield Services Ltd (COSL)

CNOOC Energy Technology &amp; Services Ltd

CNOOC Finance Limited

CNOOC Nexen Finance

COSL Finance (BVI) Limited

COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)

China Petroleum &amp; Chemical Corp (CPCC) Sinopec

Sinopec Capital 2013 Ltd

Sinopec Century Bright Capital Investment Ltd

Sinopec Engineering Group Co Ltd

Sinopec Group Overseas Development 2013-2018

Sinopec Kantons Holdings Ltd

Sinopec Oilfield Equipment Corp

Sinopec Oilfield Service Corp

Sinopec Shanghai Petrochemical

---

Gazprom

Gazprom Neft

Gazprom Promgaz

GPN Capital SA

\* Moscow Integrated Power Co PJSC

\* OGK-2 PJSC

Territorial Generating Company No 1

Indian Oil Corp Ltd (IOCL)

\* IndOil Global BV

---

Oil & Natural Gas Corp (ONGC)

Hindustan Petroleum Corp Ltd

Mangalore Refinery &amp; Petrochemicals Ltd

ONGC Videsh Limited (OVL)

\* China Railway Group Limited

\* Engineers India Limited

\* Japan Post Bank Co Ltd

\* Norinco International Cooperation Ltd

\* Power Construction Corporation of China Ltd

\* Sberbank Russia PJSC

\* Vinci SA

**Removed effective 11/14/2024:**

Petroliam Nasional (Petronas)

Engen Botswana

KLCC Property Holdings Bhd

Malaysia Marine &amp; Heavy Engineering Holdings Bhd

MISC Berhad

Petronas Capital Limited

Petronas Chemicals Bhd

Petronas Dagangan Bhd

Petronas Gas Berhad

Petronas Global Sukuk

Putrajaya Management Sdn Bhd



4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

**MEMORANDUM**

TO: South Dakota Investment Council

FROM: Samantha Rains, CPA  
Chief Financial Officer

Matthew L. Clark, CFA  
State Investment Officer

DATE: January 12, 2024

RE: Iran Scrutinized Companies List

The Iran divestment law (SDCL 4-5-48 to 4-5-60) went into effect on July 1, 2010. The Council utilizes a public list provided by Florida to determine the South Dakota list of Iran scrutinized companies.

**Florida updated their Iran scrutinized companies list on December 19, 2023. There were no additions or deletions from the prior list.**

SDCL 4-5-57 allows SDRS to invest indirectly in companies on the list through pooled funds. SDRS does not currently have any externally-managed pooled funds that would be invested in any companies on the list.

Staff continues to monitor changes to the Federal sanctions law, or its application, to determine the effect on the South Dakota Iran scrutinized companies list.

**STAFF RECOMMENDATION:** *Staff recommends no changes to the South Dakota Iran scrutinized companies list (attached) during the February 1, 2024 Council meeting.*

MLC/smr  
Attachment

## South Dakota Iran Scrutinized Companies List

### South Dakota Investment Council - 02/01/2024

(additions denoted by ^)

China National Petroleum Corporation (CNPC)  
Bank of Kunlun Co Ltd  
China Petroleum Engineering Corp  
CNPC Capital Company Ltd  
CNPC General Capital Ltd  
CNPC Global Capital Ltd  
CNPC HK Overseas Capital Ltd  
Kunlun Energy Company Ltd  
Kunlun Financial Leasing Co Ltd  
PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC)  
China BlueChemical Ltd  
China Oilfield Services Ltd (COSL)  
CNOOC Curtis Funding No.1 Pty Ltd  
CNOOC Energy Technology & Services Ltd  
CNOOC Finance Limited  
CNOOC Nexen Finance  
COSL Finance (BVI) Limited  
COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)  
China Petroleum & Chemical Corp (CPCC) Sinopec  
Sinopec Capital 2013 Ltd  
Sinopec Century Bright Capital Investment Ltd  
Sinopec Engineering Group Co Ltd  
Sinopec Group Overseas Development 2012-2018  
Sinopec Kantons Holdings Ltd  
Sinopec Oilfield Equipment Corp  
Sinopec Oilfield Service Corp  
Sinopec Shanghai Petrochemical

---

Gazprom  
Gazprom Neft  
Gazprom Promgaz  
GPN Capital SA  
Territorial Generating Company No 1  
Indian Oil Corp Ltd (IOCL)  
Mosenergo

---

Oil & Natural Gas Corp (ONGC)  
Hindustan Petroleum Corp Ltd  
Mangalore Refinery & Petrochemicals Ltd  
ONGC Videsh Limited (OVL)

---

Petroliam Nasional (Petronas)  
Engen Botswana  
KLCC Property Holdings Bhd  
Malaysia Marine & Heavy Engineering Holdings Bhd  
MISC Berhad  
Petronas Capital Limited  
Petronas Chemicals Bhd  
Petronas Dagangan Bhd  
Petronas Gas Berhad  
Petronas Global Sukuk  
Putrajaya Management Sdn Bhd

**Removed effective 02/01/2024:**

none

### Florida State Board of Administration - 12/19/2023

(additions denoted by \*)

China National Petroleum Corporation (CNPC)  
Bank of Kunlun Co Ltd  
China Petroleum Engineering Corp  
CNPC Capital Company Ltd  
CNPC General Capital Ltd  
CNPC Global Capital Ltd  
CNPC HK Overseas Capital Ltd  
Kunlun Energy Company Ltd  
Kunlun Financial Leasing Co Ltd  
PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC)  
China BlueChemical Ltd  
China Oilfield Services Ltd (COSL)  
CNOOC Curtis Funding No.1 Pty Ltd  
CNOOC Energy Technology & Services Ltd  
CNOOC Finance Limited  
CNOOC Nexen Finance  
COSL Finance (BVI) Limited  
COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)  
China Petroleum & Chemical Corp (CPCC) Sinopec  
Sinopec Capital 2013 Ltd  
Sinopec Century Bright Capital Investment Ltd  
Sinopec Engineering Group Co Ltd  
Sinopec Group Overseas Development 2012-2018  
Sinopec Kantons Holdings Ltd  
Sinopec Oilfield Equipment Corp  
Sinopec Oilfield Service Corp  
Sinopec Shanghai Petrochemical

---

Gazprom  
Gazprom Neft  
Gazprom Promgaz  
GPN Capital SA  
Territorial Generating Company No 1  
Indian Oil Corp Ltd (IOCL)  
Mosenergo

---

Oil & Natural Gas Corp (ONGC)  
Hindustan Petroleum Corp Ltd  
Mangalore Refinery & Petrochemicals Ltd  
ONGC Videsh Limited (OVL)

---

Petroliam Nasional (Petronas)  
Engen Botswana  
KLCC Property Holdings Bhd  
Malaysia Marine & Heavy Engineering Holdings Bhd  
MISC Berhad  
Petronas Capital Limited  
Petronas Chemicals Bhd  
Petronas Dagangan Bhd  
Petronas Gas Berhad  
Petronas Global Sukuk  
Putrajaya Management Sdn Bhd

**Removed effective 12/19/2023:**

none



4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

**MEMORANDUM**

TO: South Dakota Investment Council

FROM: Samantha Rains, CPA  
Chief Financial Officer

Matthew L. Clark, CFA  
State Investment Officer

DATE: May 29, 2024

RE: Iran Scrutinized Companies List

The Iran divestment law (SDCL 4-5-48 to 4-5-60) went into effect on July 1, 2010. The Council utilizes a public list provided by Florida to determine the South Dakota list of Iran scrutinized companies.

**Florida updated their Iran scrutinized companies list on April 9, 2024. CNPC Finance HK Ltd, a subsidiary of China National Petroleum Corporation (CNPC), was added to the list due to recently issuing bonds. Two companies, CNOOC Curtis Funding No. 1 Pty Ltd. and Kunlun Financial Leasing Co Ltd., were removed from the list due to bonds maturing.**

SDCL 4-5-57 allows SDRS to invest indirectly in companies on the list through pooled funds. SDRS does not currently have any externally managed pooled funds that would be invested in any companies on the list.

Staff continues to monitor changes to the Federal sanctions law, or its application, to determine the effect on the South Dakota Iran scrutinized companies list.

**STAFF RECOMMENDATION:** *Staff recommends adding CNPC Finance HK Ltd and removing CNOOC Curtis Funding No. 1 Pty Ltd. and Kunlun Financial Leasing Co Ltd. on the South Dakota Iran scrutinized companies list (attached) during the June 13, 2024 Council meeting.*

MLC/smr  
Attachment

## South Dakota Iran Scrutinized Companies List

### South Dakota Investment Council - 06/13/2024

(additions denoted by ^)

China National Petroleum Corporation (CNPC)  
Bank of Kunlun Co Ltd  
China Petroleum Engineering Corp  
CNPC Capital Company Ltd  
^ CNPC Finance HK Ltd  
CNPC General Capital Ltd  
CNPC Global Capital Ltd  
CNPC HK Overseas Capital Ltd  
Kunlun Energy Company Ltd  
PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC)  
China BlueChemical Ltd  
China Oilfield Services Ltd (COSL)  
CNOOC Energy Technology & Services Ltd  
CNOOC Finance Limited  
CNOOC Nexen Finance  
COSL Finance (BVI) Limited  
COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)  
China Petroleum & Chemical Corp (CPCC) Sinopec  
Sinopec Capital 2013 Ltd  
Sinopec Century Bright Capital Investment Ltd  
Sinopec Engineering Group Co Ltd  
Sinopec Group Overseas Development 2012-2018  
Sinopec Kantons Holdings Ltd  
Sinopec Oilfield Equipment Corp  
Sinopec Oilfield Service Corp  
Sinopec Shanghai Petrochemical

---

Gazprom  
Gazprom Neft  
Gazprom Promgaz  
GPN Capital SA  
Territorial Generating Company No 1  
Indian Oil Corp Ltd (IOCL)  
Mosenergo

---

Oil & Natural Gas Corp (ONGC)  
Hindustan Petroleum Corp Ltd  
Mangalore Refinery & Petrochemicals Ltd  
ONGC Videsh Limited (OVL)

---

Petrolia Nasional (Petronas)  
Engen Botswana  
KLCC Property Holdings Bhd  
Malaysia Marine & Heavy Engineering Holdings Bhd  
MISC Berhad  
Petronas Capital Limited  
Petronas Chemicals Bhd  
Petronas Dagangan Bhd  
Petronas Gas Berhad  
Petronas Global Sukuk  
Putrajaya Management Sdn Bhd

### Removed effective 06/13/2024:

CNOOC Curtis Funding No.1 Pty Ltd  
Kunlun Financial Leasing Co Ltd

### Florida State Board of Administration - 04/09/2024

(additions denoted by \*)

China National Petroleum Corporation (CNPC)  
Bank of Kunlun Co Ltd  
China Petroleum Engineering Corp  
CNPC Capital Company Ltd  
\* CNPC Finance HK Ltd  
CNPC General Capital Ltd  
CNPC Global Capital Ltd  
CNPC HK Overseas Capital Ltd  
Kunlun Energy Company Ltd  
PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC)  
China BlueChemical Ltd  
China Oilfield Services Ltd (COSL)  
CNOOC Energy Technology & Services Ltd  
CNOOC Finance Limited  
CNOOC Nexen Finance  
COSL Finance (BVI) Limited  
COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)  
China Petroleum & Chemical Corp (CPCC) Sinopec  
Sinopec Capital 2013 Ltd  
Sinopec Century Bright Capital Investment Ltd  
Sinopec Engineering Group Co Ltd  
Sinopec Group Overseas Development 2012-2018  
Sinopec Kantons Holdings Ltd  
Sinopec Oilfield Equipment Corp  
Sinopec Oilfield Service Corp  
Sinopec Shanghai Petrochemical

---

Gazprom  
Gazprom Neft  
Gazprom Promgaz  
GPN Capital SA  
Territorial Generating Company No 1  
Indian Oil Corp Ltd (IOCL)  
Mosenergo

---

Oil & Natural Gas Corp (ONGC)  
Hindustan Petroleum Corp Ltd  
Mangalore Refinery & Petrochemicals Ltd  
ONGC Videsh Limited (OVL)

---

Petrolia Nasional (Petronas)  
Engen Botswana  
KLCC Property Holdings Bhd  
Malaysia Marine & Heavy Engineering Holdings Bhd  
MISC Berhad  
Petronas Capital Limited  
Petronas Chemicals Bhd  
Petronas Dagangan Bhd  
Petronas Gas Berhad  
Petronas Global Sukuk  
Putrajaya Management Sdn Bhd

### Removed effective 04/09/2024:

CNOOC Curtis Funding No.1 Pty Ltd  
Kunlun Financial Leasing Co Ltd





4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

## MEMORANDUM

TO: South Dakota Investment Council

FROM: Samantha Rains, CPA  
Chief Financial Officer

Matthew L. Clark, CFA  
State Investment Officer

DATE: July 10, 2024

RE: Iran Scrutinized Companies List

The Iran divestment law (SDCL 4-5-48 to 4-5-60) went into effect on July 1, 2010. The Council utilizes a public list provided by Florida to determine the South Dakota list of Iran scrutinized companies.

**Florida updated their Iran scrutinized companies list on June 12, 2024. There were no additions or deletions from the prior list.**

SDCL 4-5-57 allows SDRS to invest indirectly in companies on the list through pooled funds. SDRS does not currently have any externally managed pooled funds that would be invested in any companies on the list.

Staff continues to monitor changes to the Federal sanctions law, or its application, to determine the effect on the South Dakota Iran scrutinized companies list.

**STAFF RECOMMENDATION:** *Staff recommends no changes to the South Dakota Iran scrutinized companies list (attached) at the upcoming Council meeting.*

MLC/smr  
Attachment



4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

**MEMORANDUM (via e-mail)**

TO: South Dakota Investment Council

FROM: Matthew L. Clark, CFA  
State Investment Officer

Samantha Rains, CPA  
Chief Financial Officer

DATE: October 29, 2024

RE: South Dakota Iran Scrutinized Companies List

Members of the Investment Council:

In 2010, the South Dakota Legislature enacted SB 134, which provided for “divestiture of state investment funds in certain companies liable to sanctions under the Iran Sanctions Act of 1996” and was subsequently codified in SDCL 4-5-48 through 4-5-60. SDCL 4-5-48 through 4-5-60 requires the SDIC to identify and compile a list of scrutinized companies engaged in scrutinized business operations and provides a process, if certain elements are met, to divest from such companies.<sup>1</sup> The South Dakota Iran Scrutinized Companies List is on page 3.

SDCL 4-5-51 requires the SDIC to “update the scrutinized companies list each quarter based on continuing information.” On September 24, 2024, Florida’s Iran Scrutinized Companies List was updated with ten additions and eleven deletions since the prior list. The SDIC utilizes the public list provided by Florida to determine the list of Iran scrutinized companies for South Dakota. One of the new additions to the list, Vinci SA, is currently held by the SDIC.<sup>2</sup> SDCL 4-5-52 provides the procedures with respect to companies on the scrutinized companies list:

---

<sup>1</sup> SDCL 4-5-48(8) defines the term, scrutinized business operations, as “all active business operations that are subject or liable to sanctions under Public Law 104-172, as amended, the Iran Sanctions Act of 1996, and that involve the maintenance of a company's existing assets or investments in Iran, or the deployment of new investments to Iran that meet or exceed the twenty million dollar threshold referred to in Public Law 104-172, as amended, the Iran Sanctions Act of 1996. The term does not include the retail sale of gasoline and related products[.]”

<sup>2</sup> For disclosure purposes, SDCL 4-5-57 allows the SDRS to invest indirectly in companies on the list through pooled funds; however, as of this date, SDRS does not currently have any externally managed pooled funds that would be invested in any company on the list.

**4-5-52.** The State Investment Council shall use the following procedures with respect to companies on the scrutinized companies list:

- (1) For each company newly identified with scrutinized business operations, the State Investment Council shall, within ninety days following its assembly of the scrutinized companies list, send a written notice informing the company of its scrutinized company status and that it may become subject to divestment by the State Investment Council. The notice shall offer the company the opportunity to clarify its scrutinized business operations and shall encourage the company to cease, within ninety days of the date of the notice, its scrutinized business operations, or to convert them to inactive business operations in order to avoid divestment by the State Investment Council; and
- (2) If, within ninety days following the State Investment Council's first engagement with a company, that company publicly announces its commitment to substantial action specific to Iran, that company shall be removed from the scrutinized companies list and the provisions of §§ 4-5-48 to 4-5-60, inclusive, cease to apply to it unless it resumes active business operations in Iran.

SDCL 4-5-53 provides the process for divestiture of securities in companies with scrutinized business operations.

**4-5-53.** If, after ninety days following the State Investment Council's first engagement with a company pursuant to § 4-5-52, the company continues to have scrutinized business operations, and only while the company continues to have scrutinized business operations, the State Investment Council shall sell, redeem, divest, or withdraw all publicly traded securities of the company, according to the following schedule:

- (1) At least fifty percent of the holdings in the company shall be removed from the State Investment Council's assets under management by nine months after the company's initial appearance on the scrutinized companies list; and
- (2) One hundred percent of the holdings in the company shall be removed from the State Investment Council's assets under management within fifteen months after the company's initial appearance on the scrutinized companies list.

If a company that ceased scrutinized business operations following engagement pursuant to § 4-5-52, resumes such operations, §§ 4-5-48 to 4-5-60, inclusive, immediately applies to the company and the State Investment Council shall send a written notice to the company. The company shall also be immediately reintroduced onto the scrutinized companies list.

SDIC staff recommends approving the updated South Dakota Iran Scrutinized Companies List at the upcoming Council meeting. The steps above will be applied for Vinci SA. The SDIC will continue to monitor changes to the Federal sanctions law or its application to determine the effect on the South Dakota Iran Scrutinized Companies List.

## South Dakota Iran Scrutinized Companies List

Effective November 14, 2024

(additions denoted by \*)

China National Petroleum Corporation (CNPC)

Bank of Kunlun Co Ltd

China Petroleum Engineering Corp

CNPC Capital Company Ltd

CNPC Finance HK Ltd

CNPC General Capital Ltd

CNPC Global Capital Ltd

CNPC HK Overseas Capital Ltd

Kunlun Energy Company Ltd

PetroChina

---

China National Offshore Oil Corp Ltd (CNOOC Ltd)

China BlueChemical Ltd

China Oilfield Services Ltd (COSL)

CNOOC Energy Technology & Services Ltd

CNOOC Finance Limited

CNOOC Nexen Finance

COSL Finance (BVI) Limited

COSL Singapore Capital Ltd

---

China Petrochemical Corporation (Sinopec Group)

China Petroleum & Chemical Corp (CPCC) Sinopec

Sinopec Capital 2013 Ltd

Sinopec Century Bright Capital Investment Ltd

Sinopec Engineering Group Co Ltd

Sinopec Group Overseas Development 2013-2018

Sinopec Kantons Holdings Ltd

Sinopec Oilfield Equipment Corp

Sinopec Oilfield Service Corp

Sinopec Shanghai Petrochemical

---

Gazprom

Gazprom Neft

Gazprom Promgaz

GPN Capital SA

\* Moscow Integrated Power Co PJSC

\* OGK-2 PJSC

Territorial Generating Company No 1

Indian Oil Corp Ltd (IOCL)

\* IndOil Global BV

---

Oil & Natural Gas Corp (ONGC)

Hindustan Petroleum Corp Ltd

Mangalore Refinery & Petrochemicals Ltd

ONGC Videsh Limited (OVL)

---

\* China Railway Group Limited

\* Engineers India Limited

\* Japan Post Bank Co Ltd

\* Norinco International Cooperation Ltd

\* Power Construction Corporation of China Ltd

\* Sberbank Russia PJSC

\* Vinci SA

### **Removed effective 11/14/2024:**

Petroliam Nasional (Petronas)

Engen Botswana

KLCC Property Holdings Bhd

Malaysia Marine & Heavy Engineering Holdings Bhd

MISC Berhad

Petronas Capital Limited

Petronas Chemicals Bhd

Petronas Dagangan Bhd

Petronas Gas Berhad

Petronas Global Sukuk

Putrajaya Management Sdn Bhd



4009 West 49<sup>th</sup> Street, Suite 300  
Sioux Falls, SD 57106-3784 USA  
605-362-2820 – <https://sdic.sd.gov>

November 19, 2024

**RESPONSE NECESSARY**

Vinci SA  
1973 bd de la Defense  
CS 10268  
92757 Nanterre Cedex  
FRANCE  
[group.contact@vinci.com](mailto:group.contact@vinci.com)

Re: Notice of Divestment

Dear Sir or Madam:

In 2010, the South Dakota Legislature enacted SB 134, which provided for “divestiture of state investment funds in certain companies liable to sanctions under the Iran Sanctions Act of 1996” and was subsequently codified in SDCL 4-5-48 through 4-5-60. SDCL 4-5-48 through 4-5-60 requires the SDIC to identify and compile a list of scrutinized companies engaged in scrutinized business operations and provides a process, if certain elements are met, to divest from such companies.<sup>1</sup>

SDCL 4-5-51 requires the South Dakota Investment Council (“SDIC”) to “update the scrutinized companies list each quarter based on continuing information.” One of the new additions to the list, your company, Vinci SA, is currently held by the SDIC. SDCL 4-5-52 provides the procedures with respect to companies on the scrutinized companies list:

**4-5-52.** The State Investment Council shall use the following procedures with respect to companies on the scrutinized companies list:

- (1) For each company newly identified with scrutinized business operations, the State Investment Council shall, within ninety days following its assembly of the scrutinized companies list, send a written notice informing the company of its scrutinized company status and that it may become subject to divestment by the State Investment Council. The notice shall offer the company the opportunity to clarify its scrutinized business operations and shall encourage the company to cease, within ninety days of the date of the notice, its

---

<sup>1</sup> SDCL 4-5-48(8) defines the term, scrutinized business operations, as “all active business operations that are subject or liable to sanctions under Public Law 104-172, as amended, the Iran Sanctions Act of 1996, and that involve the maintenance of a company's existing assets or investments in Iran, or the deployment of new investments to Iran that meet or exceed the twenty million dollar threshold referred to in Public Law 104-172, as amended, the Iran Sanctions Act of 1996. The term does not include the retail sale of gasoline and related products[.]”

scrutinized business operations, or to convert them to inactive business operations in order to avoid divestment by the State Investment Council; and

- (2) If, within ninety days following the State Investment Council's first engagement with a company, that company publicly announces its commitment to substantial action specific to Iran, that company shall be removed from the scrutinized companies list and the provisions of §§ 4-5-48 to 4-5-60, inclusive, cease to apply to it unless it resumes active business operations in Iran.

Per the requirements above, this letter serves to notify you that your company may become subject to divestment by the SDIC if corrective action is not taken. The SDIC would ask that your company clarify its Iran-related activities and, if it cannot clarify its Iran-related activities, encourage your company, within 90 days, to cease its scrutinized business operations or convert such operations to inactive status. If you publicly announce your commitment to take “substantial action specific to Iran” within 90 days of the date of this letter, your company will be removed from the scrutinized companies list.

Please note that investment restrictions of South Dakota law do not apply if your company affirms that it is (1) primarily engaged in supplying goods or services to relieve human suffering; (2) primarily engaged in promoting health, education, or journalistic, religious, or welfare activities; or (3) is a US company that is authorized by the federal government to have active business operations in Iran.

Please respond in writing within 90 days from the date of this letter. If you have any questions, please contact Samantha Rains at [Sami.Rains@state.sd.us](mailto:Sami.Rains@state.sd.us).

Sincerely,



Matthew L. Clark  
State Investment Officer