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BROCKMAN

BROCKMAN MINING LIMITED

布萊克萬礦業有限公司 *

(Incorporated in Bermuda with limited liability)

(Stock Code: 159)

(ASX Stock Code:BCK)

**SUPREME COURT RULES BROCKMAN
ACCESS APPLICATION VALID**

Reference is made to the announcement of Brockman Mining Limited (“Company”) dated 15 May 2013 (“Previous Announcement”). Capitalised terms used herein shall have the same meanings as defined in the Previous Announcements. On 15 May 2013, Brockman Iron Pty Ltd (“Brockman”, a wholly-owned subsidiary of Company) submitted a proposal for access (“Access Proposal”) to The Pilbara Infrastructure Pty Ltd (TPI) railway (“Railway”) pursuant to section 8 (1) of the Railways (Access) Code 2000 (“Access Code”), seeking to gain access to part of the below-rail infrastructure owned by TPI.

The Railway was constructed as part of the permissions given by the State of Western Australia under the terms of the *Railway and Port (The Pilbara Infrastructure Pty Ltd) Agreement Act 2004* (WA) (“State Agreement”). The State Agreement requires TPI to “use all reasonable endeavours to promote access to, and attract customers for, the Railway”.

On 4 October 2013, TPI commenced proceedings in the WA Supreme Court challenging the validity of the Access Proposal. From the outset, Brockman maintained that the Access Proposal complied with the necessary requirements of the Access Code. The trial was held on 18-20 August 2014 before the Hon. Justice James Edelman.

Today, His Honour handed down his decision, which supported Brockman’s position finding that the Access Proposal was valid and complied with the requirements of s 8 of the Access Code. TPI’s action was wholly dismissed, with TPI ordered to pay Brockman’s costs of the action.

* *for identification purposes only*

Brockman will now take the necessary next steps under the Access Code in order to obtain an access agreement, including making submissions to TPI regarding Brockman's managerial and financial capability (section 14) and the availability of railway capacity to accommodate Brockman's railway access requirements (section 15) ("Submissions").

On receipt of the Submissions, and provided that TPI is of the opinion that those submissions meet the requirements of ss14/15, TPI must within 30 days provide Brockman with written notice advising of its readiness to begin commercial negotiations with a view to concluding an agreement for access. Within 7 days Brockman must give TPI written notice of its own readiness to begin negotiations.

If TPI is not satisfied that the Submissions meet the requirements of ss14/15, the Access Code provides for a process for resolution of these issues either by agreement between the parties or by determination through arbitration by an independent arbitrator.

This favourable decision is a significant step forward for Brockman in its bid to commercialise its East Pilbara projects. Further, this decision has provided greater clarity as to the interpretation and operation of the Access Code and this will greatly assist future access seekers in their bid to gain genuine market rail access and/or haulage rates enabling them to commercialise their projects.

FURTHER INFORMATION:

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By order of the board of directors of
Brockman Mining Limited
Chan Kam Kwan, Jason
Company Secretary

Hong Kong, 26 September 2014

As at the date of this announcement, the board of directors of the Company comprises Mr. Kwai Sze Hoi (Chairman), Mr. Liu Zhengui (Vice Chairman) and Mr. Ross Stewart Norgard as non-executive directors; Mr. Chan Kam Kwan, Jason (Company Secretary), Mr. Warren Talbot Beckwith and Mr. Kwai Kwun Lawrence as executive directors; and Mr. Yap Fat Suan, Henry, Mr. Uwe Henke Von Parpart, Mr. Yip Kwok Cheung, Danny and Mr. Choi Yue Chun, Eugene as independent non-executive directors.