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BROCKMAN
BROCKMAN MINING LIMITED
布萊克萬礦業有限公司*
(incorporated in Bermuda with limited liability)
(SEHK Stock Code: 159)
(ASX Stock Code: BCK)

SUPREME COURT RULING UPHELD IN FAVOUR OF BROCKMAN RAIL ACCESS

Reference is made to the announcement of Brockman Mining Limited (“Company”) dated 15 May 2013 and 26 September 2014.

On 15 May 2013, Brockman Iron Pty Ltd (Brockman) submitted a proposal for access (**Access Proposal**), under section 8 (1) of the Railways (Access) Code 2000 (WA) (**Access Code**), to gain access to part of the below-rail infrastructure owned by The Pilbara Infrastructure Pty Ltd (**TPI**). On 4 October 2013, TPI commenced legal proceedings in the WA Supreme Court challenging the validity of Brockman’s Access Proposal. On 26 September 2014, Edelman J handed down his decision, which supported Brockman’s position, finding that the Access Proposal was valid and complied with the requirements of section 8 of the Access Code. TPI’s action was wholly dismissed, with TPI ordered to pay Brockman’s costs of the action. Subsequently, TPI lodged an appeal in the Supreme Court (**Court of Appeal**) which was heard on 20 August 2015, by Buss JA, Murphy JA and Beech J.

Today, the Court of Appeal handed down its decision upholding Edelman J’s decision of 26 September 2014, finding that the Access Proposal was valid and complied with the requirements of s8 of the Access Code. TPI’s appeal was wholly dismissed, with TPI ordered to pay Brockman’s costs of the appeal.

* *For identification purpose only*

This favourable decision is another significant step forward for Brockman in its bid to commercialise its Marillana project. Further, this decision has provided greater clarity as to the interpretation and operation of the Access Code and will assist future access seekers in their bid to gain market rail access and commercialise their projects.

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

Hong Kong, 29 February 2016

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. Colin Paterson and Mr. Kwai Kwun Lawrence as executive directors; and Mr. Yap Fat Suan, Henry, Mr. Uwe Henke Von Parpart and Mr. Choi Yue Chun, Eugene as independent non-executive directors.

FURTHER INFORMATION:

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