

UNDERTAKING

TO: Autorité des marchés financiers

FROM: Avino Silver & Gold Mines Ltd. (the “**Company**”)

RE: WKSI Base Shelf Prospectus dated February 12, 2026 (the “**Prospectus**”) relating to the issue and sale from time to time of common shares, warrants, subscription receipts, units and debt securities (collectively, the “**Securities**”)

In connection with the filing by the Company of the Prospectus, the Company hereby undertakes not to distribute Securities in Canada by way of an “at-the-market distribution” (as contemplated in Part 9 of National Instrument 44-102) (“**ATM**”) under the Prospectus unless the Company has filed an amendment to the Prospectus adding Québec as a jurisdiction in which the Securities will be distributed or otherwise obtained exemptive relief therefrom.

DATED as of February 12, 2026.

AVINO SILVER & GOLD MINES LTD.

By: “David Wolfin”
Name: David Wolfin
Title: Chief Executive Officer