

# Protections Under the Convention Against Torture

## WITHHOLDING OF REMOVAL

**A person might not be barred from applying for withholding of removal under INA § 243(b)(3), 8 USC § 1231(b)(3).**

**An aggravated felony conviction will only act as a bar to withholding if:**

**(a) it is classed as a “particularly serious crime” (which includes nearly any drug trafficking offense, among other crimes)**

**or**

**(b) one or more convictions of an aggravated felony resulted in a total sentence of at least five years. 8 CFR 208.16(d)(3).**

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