

(1) his being a citizen of such possession of the United States, or (2) his birth or residence within such possession of the United States.

(c) **CERTAIN RESIDENTS OF POSSESSIONS CONSIDERED NONRESIDENTS NOT CITIZENS OF THE UNITED STATES.**—A donor who is a citizen of the United States and a resident of a possession thereof shall, for purposes of the tax imposed by this chapter, be considered a “nonresident not a citizen of the United States” within the meaning of that term wherever used in this title, but only if such donor acquired his United States citizenship solely by reason of (1) his being a citizen of such possession of the United States, or (2) his birth or residence within such possession of the United States.

(d) **CROSS REFERENCES.**—

(1) For increase in basis of property acquired by gift for gift tax paid, see section 1015(d).

(2) For exclusion of transfers of property outside the United States by a nonresident who is not a citizen of the United States, see section 2511(a).

* * * * *

Subchapter B—Transfers

* * * * *

SEC. 2511. TRANSFERS IN GENERAL.

(a) **SCOPE.**—Subject to the limitations contained in this chapter, the tax imposed by section 2501 shall apply whether the transfer is in trust or otherwise, whether the gift is direct or indirect, and whether the property is real or personal, tangible or intangible; but in the case of a nonresident not a citizen of the United States, shall apply to a transfer only if the property is situated within the United States.

[(b) **STOCK IN CORPORATION.**—Shares of stock owned and held by a nonresident not a citizen of the United States shall be deemed property within the United States only if issued by a domestic corporation.]

(b) **INTANGIBLE PROPERTY.**—*For purposes of this chapter, in the case of a nonresident not a citizen of the United States who is excepted from the application of section 2501(a)(2)—*

(1) *shares of stock issued by a domestic corporation, and*

(2) *debt obligations of—*

(A) *a United States person, or*

(B) *the United States, a State or any political subdivision thereof, or the District of Columbia, which are owned by such nonresident shall be deemed to be property situated within the United States.*

* * * * *