

1 *or by the direction of which the transactions in*
2 *stocks or securities, or in commodities, as the case*
3 *may be, are effected.*

4 *“(c) EFFECTIVELY CONNECTED INCOME, ETC.—*

5 *“(1) GENERAL RULE.—For purposes of this title—*

6 *“(A) In the case of a nonresident alien indi-*
7 *vidual or a foreign corporation engaged in trade or*
8 *business within the United States during the taxable*
9 *year, the rules set forth in paragraphs (2), (3),*
10 *and (4) shall apply in determining the income,*
11 *gain, or loss which shall be treated as effectively con-*
12 *ected with the conduct of a trade or business within*
13 *the United States.*

14 *“(B) Except as provided in section 871(d) or*
15 *sections 882(d) and (e), in the case of a nonresi-*
16 *dent alien individual or a foreign corporation not*
17 *engaged in trade or business within the United States*
18 *during the taxable year, no income, gain, or loss shall*
19 *be treated as effectively connected with the conduct*
20 *of a trade or business within the United States.*

21 *“(2) PERIODICAL, ETC., INCOME FROM SOURCES*
22 *WITHIN UNITED STATES—FACTORS.—In determining*
23 *whether income from sources within the United States*
24 *of the types described in section 871(a)(1) or section*
25 *881(a), or whether gain or loss from sources within*