

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 nected 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