JUDGMENT OF THE COURT (Second Chamber)

7 February 1990 *

In Case C-324/88

REFERENCE to the Court under Article 177 of the EEC Treaty by the cour du travail, Mons, for a preliminary ruling in the proceedings pending before that court between

Rosaria Vella, widow of Mr Scaduto, and Others,

v

Alliance nationale des mutualités chrétiennes, Brussels,

on the interpretation of Articles 1 and 27 of Regulation No 3 of the Council of 25 September 1958 concerning social security for migrant workers (*Journal officiel* 1958, 30, p. 561), Article 28 of Regulation No 4 of the Council of 3 December 1958 implementing procedures and supplementary provisions in respect of Regulation No 3 (*Journal officiel* 1958, 30, p. 597), and Articles 1, 45 and 48 of Regulation (EEC) No 1408/71 of the Council of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and members of their families moving within the Community (Official Journal, English Special Edition 1971 (II), p. 416),

THE COURT (Second Chamber)

composed of: F. A. Schockweiler, President of Chamber, G. F. Mancini and T. F. O'Higgins, Judges,

(the grounds of the judgment are not reproduced)

in answer to the question referred to it by the cour du travail, Mons, by judgment of 2 November 1988, hereby rules:

* Language of the case French

Article 1(r) of Regulation No 3 and Article 1(r) of Regulation (EEC) No 1408/71 must be interpreted as meaning that periods treated as periods of insurance must be determined solely on the basis of the criteria contained in the national legislation under which those periods were completed.