JUDGMENT OF THE COURT (Third Chamber)
13 November 1990 *

In Case C-216/89,

REFERENCE to the Court under Article 177 of the EEC Treaty by the Bundessozialgericht (Federal Social Court) for a preliminary ruling in the proceedings pending before that court between

Beate Reibold

and

Bundesanstalt für Arbeit (Federal Employment Office)

on the interpretation of Article 71(1)(b)(ii) of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community (Official Journal, English Special Edition 1971 (II), p. 416), as amended and updated by Council Regulation (EEC) No 2001/83 of 2 June 1983 (Official Journal 1983 L 230, p. 6),

THE COURT (Third Chamber),

composed of: J. C. Moitinho de Almeida, President of Chamber, F. Grévisse and M. Zuleeg, Judges,

(The grounds of the judgment are not reproduced.)

in answer to the question referred to it by the Bundessozialgericht, by order of 27 April 1989, hereby rules:

* Language of the case: German.

For the purposes of the application of Article 71(1)(b)(ii) of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community, as amended and updated by Council Regulation (EEC) No 2001/83 of 2 June 1983, account must be taken of the duration and continuity of the residence of the person concerned before he moved, the length and purpose of his absence, the nature of the work found in the other Member State and the intention of the person concerned as may be ascertained from all the circumstances; the circumstances of fact referred to by the national court are among those which may be taken into account for the purpose of applying those criteria.